

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

**SPECIAL & AGENDA MEETING
OF THE MONROE TOWNSHIP COUNCIL**

DECEMBER 23, 2019

AGENDA

1. Call to Order. (7:00 p.m.)

2. Salute to the Flag.

3. **ROLL CALL:**

Councilman Leonard Baskin
Councilwoman Miriam Cohen
Councilman Charles Dipierro
Council Vice-President Elizabeth Schneider
Council President Stephen Dalina

4. Council President Dalina to request the following **SUNSHINE LAW** be read into the record:

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

1. Posted on the Bulletin Boards within the Municipal Building on January 2, 2019 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and **CRANBURY PRESS** on January 4, 2019;
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.

Council President Dalina to announce the Special Meeting is being called to order for the purpose of addressing the payment of year-end claims, conducting Public Hearings on various Second Reading Ordinance for final adoption, consideration of various Resolutions and any other business that may come before the Council. The regularly scheduled Agenda Meeting will immediately follow.

5. **PRESENTATIONS AND PROCLAMATIONS:**

Honoring Hometown Heroes – Mikey Nichols and Joseph Rooney for their fundraising efforts for the Reeve Foundation and their New York City Marathon achievement.

6. **MOTION** to approve the payment of **CLAIMS** per run date 12/19/2019.

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

7. **MOTION** to approve the **MINUTES** of the following Meetings as written and presented:

- **November 25, 2019 agenda meeting**

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

8. **ORDINANCE(S) FOR SECOND READING:**

O-12-2019-029 ORDINANCE ACCEPTING A DEED FROM NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR BLOCK 3, LOT 1.05 FOR FUTURE ROADWAY IMPROVEMENTS.

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

O-12-2019-030 SUPERVISORY PERSONNEL 2020 SALARY AND WAGE ORDINANCE FOR MONROE TOWNSHIP, MIDDLESEX COUNTY.

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

9. **PUBLIC PORTION** limited to **RESOLUTIONS ON THE CONSENT AGENDA ONLY:**
(R-12-2019-327 through R-12-2019-361) (5 Minutes per Speaker)

10. **RESOLUTIONS** for **CONSIDERATION** under the **CONSENT AGENDA:**
(R-12-2019-327 through R-12-2019-361 with the exception of R-12-2019-332, 344, 345, 354, 356 and 360 which will be voted on separately)

R-12-2019-327 RESOLUTION AUTHORIZING A CONTRACT FOR HEALTHCARE INSURANCE AND PRESCRIPTION COVERAGE WITH HORIZON BLUE CROSS BLUE SHIELD OF NEW JERSEY FOR CALENDAR YEAR 2020.

R-12-2019-328 RESOLUTION AUTHORIZING REFUND OF THIRD-PARTY TAX LIEN PREMIUM PAYMENTS.

R-12-2019-329 RESOLUTION AUTHORIZING AN AGREEMENT FOR DEER CARCASS REMOVAL WITHIN THE TOWNSHIP OF MONROE UNDER THE SOMERSET COUNTY COOPERATIVE PRICING SYSTEM FOR CALENDAR YEAR 2020. (\$31.50 per carcass)

R-12-2019-330 RESOLUTION AUTHORIZING THE PURCHASE OF A HOT PATCHER DUMP TRAILER FOR THE MONROE TOWNSHIP DEPARTMENT OF PUBLIC WORKS. (\$33,997)

R-12-2019-331 RESOLUTION AUTHORIZING THE PURCHASE OF PICNIC TABLES AND BLEACHERS FOR THE MONROE TOWNSHIP PARKS DEPARTMENT. (\$38,814.10)

- R-12-2019-333** **RESOLUTION AUTHORIZING THE PAYMENT OF ADDITIONAL FEES TO THE PLANNING BOARD ATTORNEY AND TOWNSHIP PLANNER TO REPRESENT THE TOWNSHIP WITH REGARD TO THE POTENTIAL DEVELOPMENT IN CRANBURY ADJACENT TO MONROE TOWNSHIP AS EXTRAORDINARY LITIGATION. (\$5,000 each)**
- R-12-2019-334** **RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.**
- R-12-2019-335** **RESOLUTION AUTHORIZING THE ISSUANCE OF DUPLICATE TAX SALE CERTIFICATES PURSUANT TO CHAPTER 99 OF THE PUBLIC LAW OF 1997.**
- R-12-2019-336** **RESOLUTION AUTHORIZING EXTENSION OF A CONTRACT WITH DELTA DENTAL OF NEW JERSEY, INC. FOR DENTAL INSURANCE FOR CALENDAR YEAR 2020.**
- R-12-2019-337** **RESOLUTION AUTHORIZING AWARD OF BID TO ARISTA BUILDERS & DESIGNERS FOR THE EMS BUILDING IMPROVEMENT PROJECT. (\$300,000)**
- R-12-2019-338** **RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY Z BROTHERS IN CONNECTION WITH THE ROADWAY IMPROVEMENTS (MILLING & PAVING) TOWNSHIP WIDE PROJECT.**
(no change in contract amount only adjusted quantities)
- R-12-2019-339** **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED BY Z BROTHERS IN CONNECTION WITH THE ROADWAY IMPROVEMENTS (MILLING & PAVING) TOWNSHIP WIDE PROJECT UPON THE POSTING OF A MAINTENANCE GUARANTEE.**
- R-12-2019-340** **RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY DAN SWAYZE & SON, INC. IN CONNECTION WITH THE ROADWAY STRIPING TOWNSHIP WIDE PROJECT.**
(no change in contract amount only adjusted quantities)
- R-12-2019-341** **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED BY DAN SWAYZE & SON, INC. IN CONNECTION WITH THE ROADWAY STRIPING – TOWNSHIP WIDE PROJECT UPON THE POSTING OF A MAINTENANCE GUARANTEE.**
- R-12-2019-342** **RESOLUTION AUTHORIZING AWARD OF CONTRACT TO NORTHSTAR VETS FOR MEDICAL CARE OF STRAY ANIMALS FOUND WITHIN THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2020. (as needed basis – per fee schedule)**
- R-12-2019-343** **RESOLUTION AUTHORIZING AWARD OF CONTRACT TO TWIN RIVERS ANIMAL HOSPITAL FOR MEDICAL CARE OF STRAY ANIMALS FOUND WITHIN THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2020.**
(as needed basis – per fee schedule)
- R-12-2019-346** **RESOLUTION AUTHORIZING REFUND OF UTILITY OVERPAYMENT.**
- R-12-2019-347** **RESOLUTION AUTHORIZING THE CANCELLATION OF TAX REFUNDS AND/OR DELINQUENCIES OF LESS THAN THREE (\$3.00) DOLLARS.**
- R-12-2019-348** **RESOLUTION AUTHORIZING SHAIN SCHAFFER PC TO HANDLE THE MATTER OF EL AT MONROE LLC v. THE TOWNSHIP OF MONROE. (\$20,000)**
- R-12-2019-349** **RESOLUTION AUTHORIZING AWARD OF BID TO BAY HEAD INVESTMENTS, INC. FOR AMBULANCE MAINTENANCE, PARTS & REPAIRS. (\$105/hr., 10% off MSRP on parts)**

- R-12-2019-350** RESOLUTION AUTHORIZING THE SELECTION OF CONIFER REALTY, LLC. TO DEVELOP AND OPERATE MUNICIPALLY SPONSORED AFFORDABLE HOUSING PROJECT FOR VETERANS AND THEIR FAMILIES.
- R-12-2019-351** RESOLUTION AUTHORIZING BUDGET TRANSFERS.
- R-12-2019-352** RESOLUTION AUTHORIZING THE APPOINTMENT OF MARK A. REMSA AS ACTING PLANNING ADMINISTRATOR FOR THE TOWNSHIP OF MONROE.
- R-12-2019-353** RESOLUTION GRANTING AUTHORITY TO FILE LIEN FOR TOWNSHIP'S ABATEMENT OF UNSANITARY CONDITIONS AT 228 MATCHAPONIX ROAD.
- R-12-2019-355** RESOLUTION AUTHORIZING RENEWAL OF AUTO WRECKING/JUNK YARD PERMITS FOR THE 2020 LICENSE TERM.
- R-12-2019-357** RESOLUTION SETTING THE SALARIES OF THE OFFICE OF THE TOWNSHIP CLERK.
- R-12-2019-358** RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A SHARED SERVICE AGREEMENT BY AND BETWEEN TOWNSHIP OF OLD BRIDGE TOWNSHIP AND TOWNSHIP OF MONROE FOR ANIMAL SHELTER SERVICES.
- R-12-2019-359** RESOLUTION CANCELING GENERAL CAPITAL IMPROVEMENT APPROPRIATION BALANCES.
- R-12-2019-361** AUTHORIZING MODIFICATION TO A PROFESSIONAL SERVICE CONTRACT WITH ARCARI & IOVINO ARCHITECTS, P.C. AS ARCHITECT FOR THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2019. (\$40,000)

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

11. **RESOLUTIONS removed from consent agenda for CONSIDERATION:**

- R-12-2019-332** RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH FIRST CHOICE VENDING FOR VENDING MACHINES WITHIN THE MONROE TOWNSHIP MUNICIPAL BUILDINGS. (1-year extension)
- R-12-2019-344** RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE FOR W&S 902 – BLOCK 15, LOT 3 PB#1215-19 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (Old Church Rd.)
- R-12-2019-345** RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE FOR W&S 1176, LAROSA CHICKEN – 399 SPOTSWOOD ENGLISHTOWN ROAD POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).
- R-12-2019-354** RESOLUTION AUTHORIZING RENEWAL OF TOWING CONTRACTORS AND PLACEMENT ON A ROTATING LIST TO BE UTILIZED BY THE MONROE TOWNSHIP POLICE DEPARTMENT.
- R-12-2019-356** RESOLUTION AUTHORIZING RENEWAL OF DOG KENNEL LICENSES FOR THE 2020 LICENSE TERM.

**R-12-2019-360 RESOLUTION AUTHORIZING REFUND OF TAX
OVERPAYMENTS. (Homestead Rebates)**

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

12. **MOTION to ADJOURN the SPECIAL MEETING** and Call to Order the regularly scheduled **AGENDA MEETING:**

TIME: _____

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

13. **RESOLUTIONS for CONSIDERATION at the WEDNESDAY, JANUARY 1, 2020 REORGANIZATION MEETING: (R-1-2020-001 – R-1-2020-006)**

R-1-2020-001 RESOLUTION APPOINTING COUNCIL PRESIDENT.

R-1-2020-002 RESOLUTION APPOINTING COUNCIL VICE PRESIDENT.

R-1-2020-003 RESOLUTION DESIGNATING THE SCHEDULE OF PUBLIC MEETINGS OF THE TOWNSHIP COUNCIL FOR THE YEAR 2020.

R-1-2020-004 RESOLUTION DESIGNATING OFFICIAL TOWNSHIP NEWSPAPERS FOR CALENDAR YEAR 2020.

R-1-2020-005 RESOLUTION APPROVING THE 2020 CASH MANAGEMENT PLAN.

R-1-2020-006 RESOLUTION AUTHORIZING 2020 TEMPORARY BUDGET APPROPRIATIONS.

14. Mayor's Report.

15. Administrator's Report.

16. Engineer's Report.

17. Council's Reports.

18. Public. (5 Minutes per Speaker)

19. Adjournment. Time: _____

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

TOWNSHIP OF MONROE
COUNCIL MEETING MINUTES
COMBINED SPECIAL/AGENDA MEETING – DECEMBER 23, 2019

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

The Combined Special/Regular Meeting was Called to Order at 7:00 p.m. by Council President Stephen Dalina with a Salute to the Flag.

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

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

There were approximately three (3) members of the Public present in the audience.

Council President Dalina requested the Township Clerk to read the following **SUNSHINE LAW** into the record:

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

1. Posted on the Bulletin Boards within the Municipal Building on January 2, 2019 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and the **CRANBURY PRESS** on January 4, 2019;
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.

Council President Dalina to announce the Special Meeting is being called to order for the purpose of addressing the payment of year-end claims, conducting Public Hearings on various Second Reading Ordinance for final adoption, consideration of various Resolutions and any other business that may come before the Council. The regularly scheduled Agenda Meeting will immediately follow.

Council President Dalina announced that the presentation to Mikey Nichols and Joseph Rooney acknowledging their fundraising efforts for the Reeve Foundation and celebrating their New York City Marathon achievement has been moved to the January 8, 2020 Meeting as Mikey Nichols is under the weather.

Councilman Dipierro asked for clarification on the Bill List, particularly on page 8 where it says 2019 Snow Removal of \$45,000. He asked if that was the actual cost to which Administrator Weinberg answered that this is part of our Township code where we outline in detail the snow removal reimbursement. He further explained how that is done.

Councilman Dipierro also asked about the bond principal payment of \$2 million on page 12 of the Bill List; Administrator Weinberg answered that we have approximately \$6 million in annual debt service payments. He explained that this is paying part of that but he will double check. Councilman Dipierro answered that he would like that confirmation when he has it.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the **CLAIMS** per run date of **12/19/2019** were approved for payment as presented.

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

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the **MINUTES** of the **November 25, 2019 Agenda Meeting** were approved as written and presented.

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

UPON MOTION made by Councilwoman Cohen and seconded by Councilman Baskin, an Ordinance of which the following is the title was moved on second reading for final passage:

O-12-2019-029 ORDINANCE ACCEPTING A DEED FROM NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR BLOCK 3, LOT 1.05 FOR FUTURE ROADWAY IMPROVEMENTS.

ORDINANCE as follows: (O-12-2019-029)

WHEREAS, the New Jersey Department of Transportation ("NJDOT") has notified the Township of Monroe ("Township") that it is willing to transfer its property known as Parcel VX83B of the NJDOT Route 33, Section 4 Project, designated as Block 3, Lot 1.05 on the Monroe Township official tax map (the "Property"), to the Township for One Dollar (\$1.00) for future roadway and intersection improvements at the corner of Butcher Road and Route 33; and

WHEREAS, the Township Engineer has confirmed the necessity of the Township acquiring the Property for future roadway and intersection improvements; and

WHEREAS, the Township Council has, after consultation with its legal and engineering professionals, determined that it is in the public interest to accept the Deed of Dedication from the NJDOT; and

WHEREAS, the Township Engineer has reviewed the metes and bounds description attached to the Deed of Dedication and confirmed the accuracy thereof; and

WHEREAS, the Township Attorney has reviewed the Deed of Dedication and confirmed the legal sufficiency thereof;

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

Section 1. The Mayor, Township Clerk and Township Attorney are hereby authorized and directed to take all steps and execute any documents which are reasonably necessary to accept the Deed of Dedication from NJDOT.

Section 2. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

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

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

SO ORDAINED as aforesaid.

No Public Comment.

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

O-12-2019-029 ORDINANCE ACCEPTING A DEED FROM NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR BLOCK 3, LOT 1.05 FOR FUTURE ROADWAY IMPROVEMENTS.

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

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was moved on second reading for final passage:
O-12-2019-030 SUPERVISORY PERSONNEL 2020 SALARY AND WAGE ORDINANCE FOR MONROE TOWNSHIP, MIDDLESEX COUNTY.

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

SECTION 1. The Township is governed by the provisions of the Faulkner Act, Mayor-Council form of government. N.J.S.A. 40:69A-1, et. seq. Under the Mayor council form certain annual salaries, wages and other compensation are set by the Township Council as attached hereto and made a part hereof, effective January 1, 2020, as hereinafter specified.

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 upon final passage and publication as provided by law.

SO ORDAINED, as aforesaid.

Councilman Dipierro commented that it says the “Appropriate Authority” as one of the job descriptions and asked what that means; Administrator Weinberg answered that he believes that is the State title for someone to oversee the Police Department. Township Attorney Schaffer agreed and stated the “Appropriate Authority” is the Mayor.

No Public Comment.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:
O-12-2019-030 SUPERVISORY PERSONNEL 2020 SALARY AND WAGE ORDINANCE FOR MONROE TOWNSHIP, MIDDLESEX COUNTY.

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

Copy of Ordinance Duly Filed.
O-12-2019-030

Council President Dalina advised it was now the Public Portion for Resolutions on the Consent Agenda: No members of the public wished to speak on Resolutions R-12-2019-327 through R-12-2019-361.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the following Resolutions were moved for Adoption under the **CONSENT AGENDA (R-12-2019-327 through R-12-2019-361 with the exception of R-12-2019-332, 344, 345, 354, 356 and 360 which will be voted on separately):**

R-12-2019-327 RESOLUTION AUTHORIZING A CONTRACT FOR HEALTHCARE INSURANCE AND PRESCRIPTION COVERAGE WITH HORIZON BLUE CROSS BLUE SHIELD OF NEW JERSEY FOR CALENDAR YEAR 2020.

WHEREAS, pursuant to N.J.S.A. 40A:11-5 that Monroe Township and the Monroe Township Utility Department (“M.T.U.D.”) may procure a professional service without the necessity of advertising for bids pursuant to N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, Horizon Blue Cross Blue Shield of New Jersey (“Horizon BCBSNJ”), 1427 Wyckoff Road, Wall, NJ 07727 has prepared a proposal and schedule of rates and services which shall be the basis for payment for Healthcare Insurance; and

WHEREAS, in accordance with the Local Public Contracts Law Regulations N.J.A.C. 5:34-1 et seq. the Township desires to retain Horizon BCBSNJ as the Healthcare provider, this Contract will be for a period of one (1) year effective January 1, 2020 until December 31, 2020; and

WHEREAS, said services provided by Horizon BCBSNJ would be subject to contracting requirements for Extraordinary Unspecified Services pursuant to N.J.A.C. 5:34-2.1 et seq. only if they exceed the threshold amount established by N.J.S.A. 40A:11-3; and

WHEREAS, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available in the Township budget per attached unit pricing, as evidenced by Certification No. C-1900081, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Township's Certified Municipal Finance Officer has further determined that sufficient funds are available in the Township Utility budget, per attached unit pricing, as evidenced by Certification No. M-190022, 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 Middlesex, State of New Jersey, that the Mayor and Township Clerk are hereby authorized to execute the Prescription Rate Renewal Summary and Health Rate Renewal Summary with Horizon BCBSNJ Insurance for Healthcare services and prescription coverage for Calendar year 2020.

SO RESOLVED, as aforesaid.

R-12-2019-328 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 Seventy-Four Thousand Six-Hundred dollars and no cents (\$74,600.00); and

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

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-12-2019-329 RESOLUTION AUTHORIZING AN AGREEMENT FOR DEER CARCASS REMOVAL WITHIN THE TOWNSHIP OF MONROE UNDER THE SOMERSET COUNTY COOPERATIVE PRICING SYSTEM FOR CALENDAR YEAR 2020. (\$31.50 per carcass)

WHEREAS, the Township of Monroe, County of Middlesex, is a member of the Somerset County Cooperative Pricing System #2SOCCP; and

WHEREAS, wishes to enter into an agreement for Deer Carcass Removal for the Township of Monroe, with Deer Carcass Removal Service, LLC 140 Meirs Road, Cream Ridge, N.J. 08514, an authorized vendor under the Somerset County Cooperative Pricing System #2SOCCP:

<u>Bid No.</u>	<u>Bid/Contract Title</u>	<u>Pricing Info.</u>
CC-0058-18	Deer Carcass Removal	\$31.50 per deer carcass

; and

WHEREAS, the purchase of goods and services by local contracting units without public bidding is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-11; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe that the Mayor and Municipal Clerk are hereby authorized to utilize Deer Carcass Removal Service, LLC for deer carcass removal within the Township of Monroe, under the Somerset County Cooperative Pricing System.

SO RESOLVED, as aforesaid.

**R-12-2019-330 RESOLUTION AUTHORIZING THE PURCHASE OF A HOT PATCHER
DUMP TRAILER FOR THE MONROE TOWNSHIP DEPARTMENT OF
PUBLIC WORKS. (\$33,997)**

WHEREAS, the Township of Monroe, in the County of Middlesex, wishes to purchase one (1) 4-Ton Falcon RME Asphalt Hot Patcher Dump Trailer from *McGrath Municipal Equipment, LLC* under **65MCESCCPS Co-op Contract #ESCNJ 18/19-25** for the Monroe Township Department of Public Works as hereinbelow set forth:

(1) 4-Ton Falcon RME Asphalt Hot Patcher Dump Trailer	\$33,997.00
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TOTAL COST \$33,997.00; and

WHEREAS, *McGrath Municipal Equipment, LLC* is an authorized vendor under 65MCESCCPS Co-op Contract; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by Local Public Contracts Law, N.J.S.A. 40A:11-12; and

WHEREAS, *McGrath Municipal Equipment, LLC, P.O. Box 422, Springfield, NJ 07081* has been awarded Contract No. **ESCNJ 18/19-25** in connection with the above referenced vehicle; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available, as set forth in Certificate No. C-1900082, 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 that *McGrath Municipal Equipment, LLC* is hereby awarded a contract for the purchase of one (1) 4-Ton Falcon RME Asphalt Hot Patcher Dump Trailer for a total contract price of **\$33,997.00;**

SO RESOLVED, as aforesaid.

**R-12-2019-331 RESOLUTION AUTHORIZING THE PURCHASE OF PICNIC TABLES
AND BLEACHERS FOR THE MONROE TOWNSHIP PARKS
DEPARTMENT. (\$38,814.10)**

WHEREAS, the Township of Monroe, in the County of Middlesex, wishes to purchase new picnic tables for Veterans Park and new bleachers to replace old non-compliant units from *Ben Schaffer Recreation, Inc.* under **New Jersey State Contract #16-Fleet-00135** for the Monroe Township Parks Department as hereinbelow set forth:

(6) Six Bleachers	\$21,270.00
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(18) Eighteen Picnic Tables	\$16,262.10
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TOTAL COST \$38,814.10; and

WHEREAS, *Ben Schaffer Recreation, Inc.* is an authorized vendor under **New Jersey State Contract #16-Fleet-00135**; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by Local Public Contracts Law, N.J.S.A. 40A:11-12; and

WHEREAS, *Ben Schaffer Recreation, Inc., P.O. Box 844, Lake Hopatcong, NJ 07849* has been awarded **New Jersey State Contract #16-Fleet-00135** in connection with the above referenced items; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available, as set forth in Certificate No. C-1900083, 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 that *Ben Schaffer Recreation, Inc.* is hereby awarded a contract for the purchase of six (6) bleachers and (18) picnic tables for a total contract price of **\$38,814.10;**

SO RESOLVED, as aforesaid.

R-12-2019-333 RESOLUTION AUTHORIZING THE PAYMENT OF ADDITIONAL FEES TO THE PLANNING BOARD ATTORNEY AND TOWNSHIP PLANNER TO REPRESENT THE TOWNSHIP WITH REGARD TO THE POTENTIAL DEVELOPMENT IN CRANBURY ADJACENT TO MONROE TOWNSHIP AS EXTRAORDINARY LITIGATION. (\$5,000 each)

WHEREAS, the Township of Monroe has the need for legal representation in connection with the potential warehouse development to be constructed on Block 13, Lot 13 and Block 13 in Cranbury, N.J. which borders Monroe Township; and

WHEREAS, two (2) warehouses are proposed to be constructed adjacent to the Stratford Development in Monroe Township on Halsey Reed and Ely Road; and

WHEREAS, in order to protect the interests of the Township and its residents, the Township wants to ensure its representation at the Cranbury Planning Board whenever the application is filed and prepare and testify at the future public hearings; and

WHEREAS, Jerome J. Convery, Esq., and Mark A. Remsa PP, CLA, AICP, ASLA. possess the expertise necessary to defend the interests of the township and these matters shall be treated as extraordinary litigation; and

WHEREAS, acknowledgment of the status of “extraordinary litigation” requires the advice and consent of the Township Council; and

WHEREAS, the Township Council, by Resolution No. R-4-2019-101 acknowledged the status of “extraordinary litigation” and provided its advice and consent to the legal services of Jerome J. Convery, Esq. and Mark A. Remsa, PP, CLA, AICP, ASLA pending further authorization of the Township Council; and

WHEREAS, Jerome J. Convery, Esq. has incurred legal fees in excess of the budgeted amounts and has requested additional authorization in the amount of **\$5,000.00**; and

WHEREAS, the Township’s Certified Municipal Finance Officer has determined that sufficient funds are available in the budget, as evidenced by Certificate No C-1900017, a copy of which is annexed hereto as Exhibit “A”;

WHEREAS, Mark A. Remsa, PP, CLA, AICP, ASLA has incurred legal fees in excess of the budgeted amounts and has requested additional authorization in the amount of **\$5,000.00**; and

WHEREAS, the Township’s Certified Municipal Finance Officer has determined that sufficient funds are available in the budget, as evidenced by Certificate No. C-1900018, a copy of which is annexed hereto as Exhibit “A”;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, that it has rendered its advice and hereby consents to the extraordinary litigation for which legal services may be provided by Jerome J. Convery, Esq and Mark A. Remsa, PP, CLA, AICP, ASLA in an amount not to exceed \$10,000.00, pending further authorization from the Council.

SO RESOLVED, as aforesaid.

R-12-2019-334 RESOLUTION AUTHORIZING REFUND OF 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 Seventy-seven thousand nine hundred one dollar and one cent (\$77,901.01) 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-12-2019-335 RESOLUTION AUTHORIZING THE ISSUANCE OF DUPLICATE TAX SALE CERTIFICATES PURSUANT TO CHAPTER 99 OF THE PUBLIC LAW OF 1997.

WHEREAS, the Monroe Township Tax Collector has previously issued 21 tax sale certificates to CC1 NJ II LLC which certificates are dated 10/09/2019 covering premises commonly known and referred to on Schedule A attached, as set out on the municipal tax map then in use which certificates are numbered; and

WHEREAS, the purchaser of the aforesaid tax sale certificates has indicated to the Tax Collector that they were lost/ misplaced, or destroyed. The duly filed the appropriate Affidavits of Loss/Destroyed certificates with the Tax Collector, a copy of which is attached hereto.

NOW, THEREFORE, be it resolved by the Mayor and Governing Body of the Municipality of Monroe Township that the Tax Collector of the municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss/Destroyed Affidavit per certificate, to issue an appropriate duplicate tax sale certificate to the said purchaser covering the certificates lost/destroyed as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED that a copy of this Resolution and Loss/Destroyed Affidavits is attached to the duplicate certificates to be issued to said purchaser and that said duplicate certificates shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

SO RESOLVED, as aforesaid.

R-12-2019-336 RESOLUTION AUTHORIZING EXTENSION OF A CONTRACT WITH DELTA DENTAL OF NEW JERSEY, INC. FOR DENTAL INSURANCE FOR CALENDAR YEAR 2020.

WHEREAS, pursuant to N.J.S.A. 40A:11-5 that Monroe Township and the Monroe Township Utility Department ("M.T.U.D.") may procure a professional service without the necessity of advertising for bids pursuant to N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, Pursuant to Resolution No. R-12-2018-364, adopted by Council on December 26, 2018, Delta Dental of New Jersey, Inc., 1639 Route 10, Parsippany, NJ 07054, was awarded a contract for Dental Insurance for calendar year 2019 based on their proposal and schedule of rates and services; and

WHEREAS, this contract is eligible to be renewed for one additional year under the same pricing, terms and conditions;

WHEREAS, in accordance with the Local Public Contracts Law Regulations N.J.A.C. 5:34-1 et seq. the Township desires to retain Delta Dental of New Jersey, Inc. as the Dental provider, and extend the current Contract for a period of one-year effective January 1, 2020 through December 31, 2020; and

WHEREAS, said services provided by Delta Dental of New Jersey, Inc. would be subject to contracting requirements for Extraordinary Unspecified Services pursuant to N.J.A.C. 5:34-2.1 et seq. only if they exceed the threshold amount established by N.J.S.A. 40A:11-3; and

WHEREAS, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available in the Township budget in the amount of \$307,000.00, as evidenced by Certificate No. C-1900084, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Township's Certified Municipal Finance Officer has further determined that sufficient funds are available in the Township Utility budget in the amount of \$52,000.00, as evidenced by Certificate No. M-190023, copy of which is attached hereto as Exhibit "B";

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County Middlesex, State of New Jersey, that the Mayor and Township Clerk are hereby authorized to execute a contract with Delta Dental of New Jersey, Inc. for Dental Insurance for Calendar Year 2020.

SO RESOLVED, as aforesaid.

R-12-2019-337 RESOLUTION AUTHORIZING AWARD OF BID TO ARISTA BUILDERS & DESIGNERS FOR THE EMS BUILDING IMPROVEMENT PROJECT. (\$300,000)

WHEREAS, on November 22, 2019, ten (10) sealed bids were received by Monroe Township regarding the **EMS Building Improvements Project**; and

WHEREAS, the Business Administrator, based on the reviews done by the Township Architect and Township Attorney, has recommended by copy of letter dated December 5, 2019, that the contract be awarded to Arista Builders & Designers based upon their bid submission in the amount of \$300,000.00; and

WHEREAS, the Township Council has reviewed the recommendations made by the Township Business Administrator 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-1900088, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, no contract that is subject to the requirements of the Affirmative Action Regulations pursuant to N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 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 **Arista Builders & Designers, 329 Jackson Mills Road Jackson, N.J. 08527**, for the **EMS Building Improvement Project**, at a total contract price of **\$300,000.00**; and

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

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

BE IT FURTHER RESOLVED that the contract is awarded with the stipulation that **Arista Builders & Designers**, shall comply with Affirmative Action Regulations, including revising their contracts as necessary to add mandatory affirmative action language, and submitting a completed AA-201, within seven (7) days of notification of award of the contract or risk being declared non-responsive and forfeiting the award.

BE IT FURTHER RESOLVED, thereafter, a completed AA-202, monthly project workforce report, must be submitted once a month for the duration of the contract to the Department of Labor and to the Monroe Township Public Agency Compliance Officer.

SO RESOLVED, as aforesaid.

R-12-2019-338 RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY Z BROTHERS IN CONNECTION WITH THE ROADWAY IMPROVEMENTS (MILLING & PAVING) TOWNSHIP WIDE PROJECT.
(no change in contract amount only adjusted quantities)

WHEREAS, pursuant to Resolution No. R-9-2018-247, adopted by the Monroe Township Council at its meeting held on September 5, 2018, a contract was awarded to Z Brothers in connection with the Roadway Improvements (Milling & Paving) Township Wide Project; and

WHEREAS, the original total contract amount was \$1,080,353.50; and

WHEREAS, the Township Engineer, in a letter dated December 10, 2019, requested approval of Change Order No. 1 and Final for the Roadway Improvements (Milling & Paving) Township Wide Project reflecting no change in the contract amount, just adjusted contract quantities, as described in the attached change order; and

WHEREAS, the current contract price including this change order is \$1,080,353.50; 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-1800057, 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-12-2019-339 RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE
GUARANTEES POSTED BY Z BROTHERS IN CONNECTION WITH
THE ROADWAY IMPROVEMENTS (MILLING & PAVING) TOWNSHIP
WIDE PROJECT UPON THE POSTING OF A MAINTENANCE
GUARANTEE.**

WHEREAS, **Z Brothers** has posted Performance Guarantees for the Roadway Improvements (Milling & Paving) Township Wide Project; and

WHEREAS, **Z-Brothers** has requested a release of the Performance Guarantees posted for this project; and

WHEREAS, pursuant to Section 108-13.1 F and G of the Code of the Township of Monroe, the Township Engineer, by copy of letter dated December 10, 2019, has recommended, release of the Performance Guarantees; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the Performance Guarantees posted for the Roadway Improvements (Milling & Paving) Township Wide Project, be released as reflected in the Township Engineer's letter dated December 10, 2019, attached hereto. This approval for release of the Performance Guarantees is conditioned upon the posting of a maintenance guarantee in the amount of **\$108,035.35**. 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.

SO RESOLVED, as aforesaid.

**R-12-2019-340 RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER
NO. 1 AND FINAL SUBMITTED BY DAN SWAYZE & SON, INC. IN
CONNECTION WITH THE ROADWAY STRIPING TOWNSHIP WIDE
PROJECT. (no change in contract amount only adjusted quantities)**

WHEREAS, pursuant to Resolution No. R-8-2019-216, adopted by the Monroe Township Council at its meeting held on August 5, 2019, a contract was awarded to Dan Swayze & Son, Inc. in connection with the Roadway Striping Township Wide Project; and

WHEREAS, the original total contract amount was \$49,533.95; and

WHEREAS, the Township Engineer, in a letter dated December 6, 2019, requested approval of Change Order No. 1 and Final for the Roadway Striping Township Wide Project reflecting no change in the contract amount, just adjusted contract quantities, as described in the attached change order; and

WHEREAS, the current contract price including this change order is \$49,533.95; 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-1900061**, 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-12-2019-341 RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE
GUARANTEES POSTED BY DAN SWAYZE & SON, INC. IN
CONNECTION WITH THE ROADWAY STRIPING – TOWNSHIP WIDE
PROJECT UPON THE POSTING OF A MAINTENANCE GUARANTEE.**

WHEREAS, **Dan Swayze & Son, Inc.** has posted Performance Guarantees for the Roadway Striping - Township Wide Project; and

WHEREAS, Dan Swayze & Son, Inc. has requested a release of the Performance Guarantees posted for this project; and

WHEREAS, pursuant to Section 108-13.1 F and G of the Code of the Township of Monroe, the Township Engineer, by copy of letter dated December 6, 2019, has recommended, release of the Performance Guarantees; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the Performance Guarantees posted for the Roadway Striping - Township Wide Project, be released as reflected in the Township Engineer's letter dated December 6, 2019, attached hereto. This approval for release of the Performance Guarantees is conditioned upon the posting of a maintenance guarantee in the amount of **\$4,953.40**. 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.

SO RESOLVED, as aforesaid.

**R-12-2019-342 RESOLUTION AUTHORIZING AWARD OF CONTRACT TO
NORTHSTAR VETS FOR MEDICAL CARE OF STRAY ANIMALS
FOUND WITHIN THE TOWNSHIP OF MONROE FOR CALENDAR
YEAR 2020. (as needed basis – per fee schedule)**

WHEREAS, the Township of Monroe has a need to acquire services related to the Medical Care of stray animals found within the Township of Monroe for Calendar Year 2020, as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.5*; and

WHEREAS, the Contract will be open-ended and based on unit pricing as outlined in the Contract, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the anticipated term of this contract is one (1) year, effective January 1, 2020 and expiring December 31, 2020; and

WHEREAS, NorthStar VETS, 315 Robbinsville-Allentown Rd., Robbinsville, NJ 08691 has submitted a Contract indicating they will provide the referenced services; and

WHEREAS, pursuant to *N.J.A.C. 5:30-5.4*, the Certified Municipal Finance Officer has certified the availability of funds in Certificate No. C-1900085, a copy of which is attached hereto as Exhibit "B";

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

(1) The Mayor and Township Clerk be and are hereby authorized to enter into a contract with NorthStar VETS, 315 Robbinsville-Allentown Rd., Robbinsville, NJ 08691 in accordance with the contract attached hereto as Exhibit "A", effective January 1, 2020 to December 31, 2020;

(2) The Certified Municipal Finance Officer is hereby authorized and directed to pay invoices for services rendered by NorthStar VETS, as outlined within the Contract during the 2020 contractual year;

(3) This contract is awarded without competitive bidding 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) This contract is awarded with the stipulation that the NorthStar VETS contract shall include mandatory Affirmative Action language, and Veterinary Surgical and Diagnostic Specialists shall submit to the Township of Monroe any appropriate Affirmative Action documents within the time period prescribed by law.

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

SO RESOLVED, as aforesaid.

R-12-2019-343 RESOLUTION AUTHORIZING AWARD OF CONTRACT TO TWIN RIVERS ANIMAL HOSPITAL FOR MEDICAL CARE OF STRAY ANIMALS FOUND WITHIN THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2020. (as needed basis – per fee schedule)

WHEREAS, the Township of Monroe has a need to acquire services related to the Medical Care of stray animals found within the Township of Monroe for Calendar Year 2020, as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.5*; and

WHEREAS, the Contract will be open-ended and based on unit pricing as outlined in the Contract, a copy of which is attached hereto as Exhibit “A”; and

WHEREAS, the anticipated term of this contract is one (1) year, effective January 1, 2020 and expiring December 31, 2020; and

WHEREAS, Twin Rivers Animal Hospital, 650 NJ 33, East Windsor, NJ 08520 has submitted a Contract indicating they will provide the referenced services; and

WHEREAS, pursuant to *N.J.A.C. 5:30-5.4*, the Certified Municipal Finance Officer has certified the availability of funds in Certificate No. C-1900086, a copy of which is attached hereto as Exhibit “B”;

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

(1) The Mayor and Township Clerk be and are hereby authorized to enter into a contract with Twin Rivers Animal Hospital, 650 NJ 33, East Windsor, NJ 08520 in accordance with the contract attached hereto as Exhibit “A”, effective January 1, 2020 to December 31, 2020;

(2) The Certified Municipal Finance Officer is hereby authorized and directed to pay invoices for services rendered by Twin Rivers Animal Hospital, as outlined within the Contract during the 2020 contractual year;

(3) This contract is awarded without competitive bidding 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) This contract is awarded with the stipulation that the Twin Rivers Animal Hospital contract shall include mandatory Affirmative Action language, and Veterinary Surgical and Diagnostic Specialists shall submit to the Township of Monroe any appropriate Affirmative Action documents within the time period prescribed by law.

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

SO RESOLVED, as aforesaid.

R-12-2019-346 RESOLUTION AUTHORIZING REFUND OF UTILITY OVERPAYMENT.

WHEREAS, the Utility Department, by copy of a letter dated December 11, 2019, copy of which is attached hereto as Exhibit “A”, has recommended the Council approve the following utility overpayment refund:

Refund to:	Reason	Amount
Elaine Sinowitz 123 Chichester Road Monroe Twp., N.J. 08831	Made duplicate utility payment online for Block 48.27, Lot 158	\$753.19

WHEREAS, Council has reviewed the recommendation of the Utility Department and finds the request for the above refund 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 **Elaine Sinowitz in the amount of \$753.19**.

SO RESOLVED, as aforesaid.

**R-12-2019-347 RESOLUTION AUTHORIZING THE CANCELLATION OF TAX
REFUNDS AND/OR DELINQUENCIES OF LESS THAN THREE (\$3.00)
DOLLARS.**

WHEREAS, the Township Council of the Township of Monroe, finds and declares that N.J.S.A. 40:5-17-1 empowers authorized municipal employees to process the cancellation of tax refunds and/or delinquencies of less than Three (\$3.00) Dollars; and

WHEREAS, the Monroe Township Council further finds and declares that the Municipal Tax Collector is qualified to process the cancellation of tax refunds and/or delinquencies of less than Three (\$3.00) Dollars; and

WHEREAS, the Monroe Township Council further finds and declares that it is in the best interests of the citizens of the Township of Monroe for the Municipal Tax Collector to be authorized to process the cancellation of tax credits and/or delinquencies of less than Three (\$3.00) Dollars in accordance with N.J.S.A. 40A:5-17-1.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Monroe that the Municipal Tax Collector is hereby authorized to process the cancellation of tax refunds or delinquencies of less than Three (\$3.00) Dollars during the Calendar Year 2020 in accordance with N.J.S.A. 40A:5-17-1.

SO RESOLVED, as aforesaid.

**R-12-2019-348 RESOLUTION AUTHORIZING SHAIN SCHAFFER PC TO HANDLE
THE MATTER OF EL AT MONROE LLC v. THE TOWNSHIP OF
MONROE. (\$20,000)**

WHEREAS, a lawsuit has been filed against the Township of Monroe in the Superior Court of New Jersey, Middlesex County, Law Division, Docket No. MID-L-007454-19, entitled EL At Monroe, LLC v. Township of Monroe; and

WHEREAS, Shain Schaffer PC, possesses the expertise necessary to handle this litigation on behalf of the Township; and

WHEREAS, this case is extraordinary in complexity and scope; and

WHEREAS, acknowledgment of the status of “extraordinary litigation” requires the advice and consent of the Township Council; and

WHEREAS, the Mayor of the Township of Monroe has requested that Shain Schaffer PC, handle the matter of EL At Monroe LLC v. Township of Monroe on behalf of the Township, the Mayor and the Township Council as extraordinary litigation; and

WHEREAS, Shain Schaffer PC, will render legal services at a cost not to exceed \$20,000 with respect to the matter of EL At Monroe, LLC v. Township of Monroe, pending further authorization from the Township Council; and

WHEREAS, the Township Treasurer has determined that sufficient funds are available in the Township budget in the amount of \$20,000 to handle this matter as extraordinary litigation as evidenced by the Treasurer’s Certification No. C-1900087, a copy of which is annexed hereto as Exhibit “A;”

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, that it has rendered its advice and hereby consents to Shain Schaffer PC, handling the matter of EL At Monroe, LLC v. Township of Monroe as extraordinary litigation, for which legal services may be provided in an amount up to \$20,000 pending further authorization from the Council.

SO RESOLVED, as aforesaid *nunc pro tunc*.

**R-12-2019-349 RESOLUTION AUTHORIZING AWARD OF BID TO BAY HEAD
INVESTMENTS, INC. FOR AMBULANCE MAINTENANCE, PARTS &
REPAIRS. (\$105/hr., 10% off MSRP on parts)**

WHEREAS, on December 12, 2019, one (1) sealed bid was received by Monroe Township regarding Monroe Township **Ambulance Maintenance, Parts & Repairs**; and

WHEREAS, the Monroe Township Business Administrator recommends in his letter dated December 12, 2019, a copy of which is attached hereto, that the contract be awarded to **Bayhead Investments, Inc. (dba VCI), 43 Jefferson Ave., Berlin, NJ with a service location at 3560 Kennedy Rd., South Plainfield, N.J.**, at the unit pricing provided by the bidder of \$105/hour + 10% off MSRP parts for the Monroe Township Ambulance Maintenance; and

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

WHEREAS, the Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No.C-1900089, 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 thereunder, to any contractor, subcontractor of business firm that has not agreed and guaranteed to comply with Affirmative Action Regulations and to afford equal opportunity in the performance of the contract in accordance with the affirmative action plan approved under the terms established in the above-cited regulations; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that it has rendered its advice and hereby consents to the award of a contract to **Bayhead Investments, Inc. (dba VCI)** for the Monroe Township Ambulance Maintenance, Parts and Repairs at the unit pricing provided by the bidder; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with **Bayhead Investments, Inc. (dba VCI)** for a contract term ending on December 31, 2021, with the provision authorizing the Business Administrator to extend for a period of one additional year with the consent of the bidder under the same terms, conditions and pricing; and

BE IT FURTHER RESOLVED that the Certified Municipal Finance Officer is hereby authorized and directed to pay **Bayhead Investments, Inc. (dba VCI)**, in accordance with the contract entered into between the parties; and

BE IT FURTHER RESOLVED that the contract is awarded with the stipulation that **Bayhead Investments, Inc. (dba VCI)** 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-12-2019-350 RESOLUTION AUTHORIZING THE SELECTION OF CONIFER REALTY, LLC. TO DEVELOP AND OPERATE MUNICIPALLY SPONSORED AFFORDABLE HOUSING PROJECT FOR VETERANS AND THEIR FAMILIES.

WHEREAS, by Resolution R-4-2019-092, the Township Council authorized the issuance of RFQ/RFP for a development partner to design, build, operate, and maintain a municipally sponsored 100% Affordable Housing Project for Veterans and their families on land owned by the Township known as Lot 14 of Block 41; and

WHEREAS, the initial RFQ/RFP contemplated the construction of 37 affordable rental units for veterans on the site, which request elicited proposals from three qualified developers; and

WHEREAS, the bid specifications were subsequently amended and re-advertised to include proposals for up to 80 rental units; and

WHEREAS, four developers, including Pennrose, LLC, The NRP Group, Jewish Renaissance Community Development Corporation and Conifer Realty, LLC, submitted responsive proposals; and

WHEREAS, the Township appointed an evaluation committee, each of whom certified they had no conflict with any proposer, to review the proposals and interview the developers following the criteria established in the RFQ/RFP; and

WHEREAS, the committee reviewed the proposals and supplemental material submitted by each proposer, interviewed all proposers, and completed evaluations of each; and

WHEREAS, the highest scoring proposer was Conifer Realty, LLC as indicated by the attached correspondence from the Business Administrator recommending the selection of Conifer Realty, LLC as the Township's development partner for the project;

NOW, THEREFORE, BE IT RESOLVED that the Township designates Conifer Realty, LLC as its development partner for the project; and

BE IT FURTHER RESOLVED that the Mayor and Council are authorized and directed to execute a Memorandum of Understanding substantially in the form attached as Exhibit "A."

SO RESOLVED, as aforesaid.

R-12-2019-351 RESOLUTION AUTHORIZING BUDGET TRANSFERS.

WHEREAS, there are certain 2019 budget appropriations of the Township of Monroe which may be insufficient to meet the requirements of the Township's affairs; and

WHEREAS, there are certain other budget appropriations where there are unexpended balances which will not be used for such purposes; and

WHEREAS, Revised Statutes 40A:4-58 provides for the transfer from such accounts that have unexpended balances to those accounts which have deficiencies;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe that the transfers itemized below are hereby authorized among the following 2019 accounts:

<u>CURRENT FUND TRANSFER FROM</u>	<u>TRANSFER AMOUNT</u>
Police Department Salaries & Wages	\$56,000.00
Recreation Salaries & Wages	\$37,000.00
Recreation OE	\$20,000.00
TOTAL TRANSFER FROM	\$113,000.00
 <u>Transfer To</u>	
Animal Control Salaries & Wages	\$7,000.00
Social Security OE	\$106,000.00
TOTAL CURRENT FUND	\$113,000.00

R-12-2019-352 RESOLUTION AUTHORIZING THE APPOINTMENT OF MARK A. REMSA AS ACTING PLANNING ADMINISTRATOR FOR THE TOWNSHIP OF MONROE.

WHEREAS, the Honorable Gerald W. Tamburro, Mayor of the Township of Monroe, in the County of Middlesex, pursuant to N.J.S.A. 40:69A-63, has appointed Mark A. Remsa as Acting Planning Administrator on a month-to-month basis not to exceed six (6) months, unless otherwise extended by the Township of Monroe; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Certified Municipal Finance Officer has certified the availability of funds in Certificate No. C-1900091, a copy of which is attached hereto; and

WHEREAS, the appointment as Acting Planning Administrator shall be effective December 1, 2019, and shall run until May 31, 2020, or until the appointment and qualification of a permanent Planning Administrator; and

WHEREAS, the Acting Planning Administrator shall serve pursuant to the terms and conditions set forth in the Contract annexed hereto as **Exhibit 1**, which shall be subject to the review and comment of the Township Attorney; and

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 Mayor and Township Clerk are hereby authorized to enter into professional service contract with Mark A. Remsa not to exceed six (6) months in accordance with the Contract attached hereto as **Exhibit 1** effective as of December 1, 2019.

SO RESOLVED, as aforesaid.

**R-12-2019-353 RESOLUTION GRANTING AUTHORITY TO FILE LIEN FOR
TOWNSHIP'S ABATEMENT OF UNSANITARY CONDITIONS AT 228
MATCHAPONIX ROAD.**

WHEREAS, the property known as 228 Matchaponix Road is within the Township of Monroe;
and

WHEREAS, the property has been found on numerous occasions in violation of unsanitary
conditions by the Township Zoning Officer and County Health Department; and

WHEREAS, due to the many violations in regard to this property, the matter was brought before
the Municipal Court Judge and a Court Order was served; and

WHEREAS, a Court Order was issued on July 1, 2014. On November 14, 2019 the Court Order
was executed and served. The Township commenced with the remediation of the grounds which took place
over a period of five days, utilizing Township resources to abate the violations for a total cost of \$10,722.82;
and

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 Tax Collector is hereby authorized and directed
to record miscellaneous zoning charges, which will be enforced by Tax Lien Sale, on 228 Matchaponix
Road for the total cost of \$10,722.82; and

BE IT FURTHER RESOLVED that said lien certificates shall be served on the owner of record
and all lienholders via registered mail and by publication.

SO RESOLVED, as aforesaid.

**R-12-2019-355 RESOLUTION AUTHORIZING RENEWAL OF AUTO
WRECKING/JUNK YARD PERMITS FOR THE 2020 LICENSE TERM.**

WHEREAS, pursuant to Chapter 58 of the Monroe Township Code, auto wrecking and junk yard
activities are required to be licensed through the Office of the Township Clerk; and

WHEREAS, all auto wrecking and junk yard licensees have filed for renewal of their licenses for
the 2020 license term; and

WHEREAS, the aforesaid licensees have filed the appropriate application materials and paid the
appropriate license fees to the Office of the Township Clerk; and

WHEREAS, a site visit was conducted by the Zoning Officer and no violations have been found.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Monroe, County
of Middlesex, that it hereby renews the auto wrecking/junk yard licenses for the 2020 license term with no
change in type and/or extent of operation for the following licensees:

AAA MANAGEMENT (Formerly Jack's Auto Wreckers)
568 Old Bridge-Englishtown Road
Monroe Township, NJ 08831

Block 36, Lots 19 & 20

RED & BLACK AUTO WRECKERS
P.O. Box 71
60 Lincoln Avenue
Monroe Township, NJ 08831

Block 89, Lot 2.2 & 2.3
Block 90, Lots 1-3
Block 91, Lots 1-2 & 5-6
Block 93, Lot 1.1
Block 94, Lot 1
Block 95, Lot 6
Block 103, Lot 19

SO RESOLVED, as aforesaid.

R-12-2019-357 RESOLUTION SETTING THE SALARIES OF THE OFFICE OF THE TOWNSHIP CLERK.

WHEREAS, in accordance with the provisions of the Township’s Charter, N.J.S.A. 40:69A-et. seq., commonly known as The Faulkner Act Mayor-Council form, the authority to set salaries for employees in the Office of the Township Clerk rests with the Township Council (N.J.S.A. 40:69A-36(a)); and,

WHEREAS, the Township Council finds it appropriate to set the salaries for non-union employees of the Office of Township Clerk for the calendar year 2020.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Monroe, Middlesex County, that the salaries for the employees of the Office of the Township Clerk, not subject to a Collective Bargaining Agreement, are as follows:

Township Clerk -	\$134,669.00
Deputy Clerk –	\$ 80,794.00
Deputy Clerk -	\$ 73,837.00
Township Records Management Coordinator –	\$ 51,691.00

SO RESOLVED, as aforesaid.

R-12-2019-358 RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A SHARED SERVICE AGREEMENT BY AND BETWEEN TOWNSHIP OF OLD BRIDGE TOWNSHIP AND TOWNSHIP OF MONROE FOR ANIMAL SHELTER SERVICES.

WHEREAS, the Township of Old Bridge owns and operates a municipal animal shelter (the “Shelter”); and

WHEREAS, the Shelter complies with all New Jersey State Health Department regulations and Middlesex County Health Department regulations; and

WHEREAS, the Township of Monroe has a need to acquire services related to the housing and feeding of stray animals found within the Township of Monroe; and

WHEREAS, the Township of Old Bridge and the Township of Monroe would like to enter into a shared services agreement wherein the Township of Old Bridge will provide animal impoundment services to the Township of Monroe; and

WHEREAS, pursuant to N.J.S.A. 40A:65-4 of the Uniform Shared Services Act, the Township of Old Bridge and Township of Monroe are authorized to enter into a shared services agreement provided the agreement is duly authorized by the governing bodies of each municipality; and

WHEREAS, the Township of Old Bridge and Township of Monroe have each adopted resolution authorizing the execution of this shared services agreement (the “Agreement”); and

WHEREAS, the term of this Agreement is January 1, 2020 through December 31, 2020 with the cost of service being \$12,000.00 per year (\$1,000.00 per month) as an administrative fee and \$10.00 per day Daily Boarding Fee, \$12.00 per day Daily Boarding Fee (Quarantine), \$45.00 per day Daily Boarding Fee (vicious/potentially dangerous dog) and transportation to the Township of Monroe’s veterinarian at \$25.00 per occurrence; and

WHEREAS, pursuant to *N.J.A.C. 5:30-5.4*, the Certified Municipal Finance Officer has certified the availability of funds in Certificate No C-1900090, a copy of which is attached hereto as Exhibit “A”;

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

- (1) The Mayor and Township Clerk be and are hereby authorized to enter into a Shared Services Agreement with the Township of Old Bridge, 1 Old Bridge Plaza, Old Bridge, New Jersey 08857 in accordance with the Agreement attached hereto as Exhibit “A”, effective January 1, 2020 through December 31, 2020;
- (2) The Certified Municipal Finance Officer is hereby authorized and directed to pay invoices for services rendered by the Township of Old Bridge in the amounts outlined within the Agreement.
- (3) This Agreement is entered into without competitive bidding as a shared service in accordance with N.J.S.A. 40A:65-4 of the Uniform Shared Services Act;

(4) A certified copy of this Resolution and Agreement shall be forwarded to the Director of the Division of Local Government Services;

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

SO RESOLVED, as aforesaid.

R-12-2019-359 RESOLUTION CANCELING GENERAL CAPITAL IMPROVEMENT APPROPRIATION BALANCES.

WHEREAS, certain General Capital Improvement appropriation balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended unused debt authorizations may be canceled;

NOW, THEREFORE, BE IT RESOLVE, by the council of the Township of Monroe that the following unexpended and dedicated balances of General Capital Appropriations be canceled:

Ordinance No.	Date Authorized	Project Description	Amount Cancelled	
			Funded	Unfunded
<u>GENERAL CAPITAL FUND</u>				
O-6-1998-024(d)	6/8/1998	Cultural & Heritage Museum	\$ 683.78	
O-6-1998-024(d)	6/8/1998	Historic Site Improvements	\$ 199.05	
O-8-2000-026(c)	8/28/2000	Historic Site Improvements	\$ 5,855.80	
O-9-2002-040	9/4/2002	Intersection of Applegarth/ Prospect Plains Road	\$169,494.76	
O-10-2003-046	10/27/03	Various Applegarth Rd. Imp.	\$ 1,534.00	
O-5-2004-024(f)	5/24/2004	Woodcrest Circle Imp.		\$ 46,034.00
O-3-2006-010(a)	3/27/2006	Library Expansion	\$ 824.36	
O-6-2007-025(a)	6/6/2007	Expansion of Park & Ride		\$ 62.00
O-6-2007-029	6/25/2007	Links Dr. & Forsgate Drive	\$ 4,132.92	
O-7-2008-010(d)	6/7/2008	Purchase of Radio Equipment	\$ 17,270.21	
O-5-2009-010	5/4/2009	Veterans Park Phase II	\$ 107,867.49	\$ 73.00
O-6-2011-017(d)	6/27/2011	Traffic Signal Perrineville & Federal Rd.	\$ 1,517.15	
O-6-2011-017(e)	6/27/2011	Traffic Signal Route 522 & Regency	\$ 79,626.30	
O-7-2013-011(f)	7/1/2013	Generators Senior Center/Community Center	\$ 81,776.43	
O-7-2013-011(g)	7/1/2013	Perrineville Rd/Union Valley Rd. Traffic Signal	\$ 12,000.00	\$ 238,000.00
O-6-2016-022(g)	7/6/2016	Library Parking lot lighting	\$ 67,674.01	
O-6-2016-022(i)	7/6/2016	Heavy Truck Lift	\$ 912.24	
O-6-2017-014(j)	7/5/2017	Improvements to Welding Bay	\$ 157.13	\$ 400.00
TOTALS:			\$ 550,841.85	\$ 284,569.00

SO RESOLVED, as aforesaid.

R-12-2019-361 AUTHORIZING MODIFICATION TO A PROFESSIONAL SERVICE CONTRACT WITH ARCARI & IOVINO ARCHITECTS, P.C. AS ARCHITECT FOR THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2019. (\$40,000)

WHEREAS, pursuant to Resolution No. R-12-2018-370, adopted by the Monroe Township Council at its meeting held on December 26, 2018, Arcari & Iovino Architects, P.C. was awarded a professional service contract for various architectural and construction services required by the Township for Calendar Year 2019; and

WHEREAS, the original contract was in the original amount of \$20,000.00; and

WHEREAS, additional architectural services were required by the Township for calendar year 2019 and a modification to the original contract in the amount of \$40,000.00 is needed; 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 the availability of funds in Certificate No. C-1800088, 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 and State of New Jersey that authorization is hereby given to modify said contract in the additional amount of \$40,000.00.

SO RESOLVED, as aforesaid.

Councilman Dipierro asked in regard to Resolution R-12-2019-327 if we knew what the total employee contribution for 2019 was and if there are any increases in this contract; Administrator Weinberg answered that we are a community that enforces Chapter 78 depending on their salaries. The average is 21%-22% which are brought in as contributions to the program. The health care budget is approximately \$6.9 million so with that said approximately \$1.3 million is the average 21% contribution.

Councilman Dipierro asked what "senior citizen" and "variable deduction" means as noted in Resolution R-12-2019-334; Administrator Weinberg answered that each time there is a refund due to a tax payer the reason is noted. Councilman Dipierro commented the notation of "senior citizen" is what threw him off. Administrator Weinberg responded that the difference is in Rossmoor they pay taxes as a mutual and they may have inside their mutual a veteran or a senior deduction for a multitude of people. Residents have to qualify as part of the mutual.

Councilman Dipierro asked if in regard to Resolution R-12-2019-337 if he could see the bids received as the packet says there were ten sealed bids. Administrator Weinberg answered that the Township Clerk could give the results.

Councilman Dipierro stated that there were three proposals received in regard to Resolution R-12-2019-350 and he would like to see them as there are no amounts listed; Township Attorney Schaffer answered that it is attached to the resolution as it was not strictly a bid but competitive contracting. Township Attorney Schaffer added that the proposals can be shared with the Council but not to the public because it is proprietary information right now as we are still in negotiation. Councilman Dipierro stated that he sees this is for 50 years; Township Attorney Schaffer stated that this property was given to us by K Hovnanian and we want it to go forever. Councilman Dipierro stated that the only downfall he sees with this is the number of units being 1, 2 and 3 bedrooms which means children would go into our school system. He commented that \$1.00 is cheap.

Councilman Dipierro requested that Resolutions R-12-2019-332, R-12-2019-344, R-12-2019-345, R-12-2019-354, R-12-2019-356 and R-12-2019-360 also be removed from the Consent Agenda to be considered separately.

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

Copy of Resolutions Duly Filed.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the following Resolutions were moved for Adoption and considered separately:

R-12-2019-332 RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH FIRST CHOICE VENDING FOR VENDING MACHINES WITHIN THE MONROE TOWNSHIP MUNICIPAL BUILDINGS. (1-year extension)

WHEREAS, on February 5, 2018 per Resolution No. R-2-2018-061, **First Choice Vending** was awarded the Vending Machine Services Contract; and

WHEREAS, the current contract renewal expires on December 31, 2019 and the Township has an option to extend for one additional year; and

WHEREAS, the Township Qualified Purchasing Agent inquired as to the willingness of First Choice Vending to extend their current contract; and

WHEREAS, the attached letter dated December 9, 2019 indicates the willingness of **First Choice Vending** to extend the current contract from January 1, 2020 thru December 31, 2020, *nunc pro tunc*, under the same terms, conditions and pricing contained within their original bid specification and contract, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the contract for Monroe Township Vending Machine Services is being extended one year to December 31, 2020 in accordance with N.J.S.A. 40A:11-15 of the Local Public Contracts Law;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that it has rendered its advice and hereby consents to the one-year extension of contract with First Choice Vending under the same terms, conditions and pricing within their original bid specification submitted for Vending Machine Services; and

BE IT FURTHER RESOLVED that the Finance Department is hereby authorized and directed to pay Invoices for the above referenced vendor in accordance with the original terms, conditions and pricing contained within their original 2018 contract entered into between the parties;

SO RESOLVED, as aforesaid.

**R-12-2019-344 RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE
GUARANTEE FOR W&S 902 – BLOCK 15, LOT 3 PB#1215-19 POSTED
WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT
("M.T.U.D."). (Old Church Rd.)**

WHEREAS, Anna Longo has posted a review and inspection fee with the Monroe Township Utility Department ("MTUD"); and

WHEREAS, Anna Longo has requested the release of the review and inspection account; and

WHEREAS, as defined in N.J.S.A. 40:55D-53 et seq., the M.T.U.D. has inspected the work performed and the work to be completed and has recommended the Monroe Township Council approve the request for release of the cash maintenance guarantee, as detailed in a letter dated December 9, 2019, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Monroe Township Council has reviewed and hereby approves the recommendation of the MTUD 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 Review and Inspection Fees posted for Block 15, Lot 3 be released as reflected above and within the letter annexed hereto. This approval for release review and inspection fees is conditioned upon the resolution 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-12-2019-345 RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE
GUARANTEE FOR W&S 1176, LAROSA CHICKEN – 399 SPOTSWOOD
ENGLISHTOWN ROAD POSTED WITH THE MONROE TOWNSHIP
UTILITY DEPARTMENT ("M.T.U.D.").**

WHEREAS, Michael Daya & Kim Aiello posted a review and inspection fee with the Monroe Township Utility Department ("MTUD"); and

WHEREAS, Michael Daya & Kim Aiello have requested the release of the review and inspection account; and

WHEREAS, as defined in N.J.S.A. 40:55D-53 et seq., the M.T.U.D. has inspected the work performed and the work to be completed and has recommended the Monroe Township Council approve the request for release of the cash maintenance guarantee, as detailed in a letter dated December 9, 2019, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Monroe Township Council has reviewed and hereby approves the recommendation of the MTUD 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 Review and Inspection Fees posted for La Rosa Chicken, 399 Spotswood-Englishtown Road be released as reflected above and within the letter annexed hereto. This approval for release review and inspection fees is conditioned upon the resolution 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-12-2019-354 RESOLUTION AUTHORIZING RENEWAL OF TOWING
CONTRACTORS AND PLACEMENT ON A ROTATING LIST TO BE
UTILIZED BY THE MONROE TOWNSHIP POLICE DEPARTMENT.**

WHEREAS, pursuant to Chapter 116 of the Monroe Township Code entitled, "Towing and Storing of Vehicles", towing contractors are required to be licensed through the Office of the Township Clerk; and

WHEREAS, the aforementioned Ordinance mandates that towing contractors must file for renewal of their licenses on or before November 1st of each year; and

WHEREAS, all towing contractors have filed for renewal of their licenses for the 2020 license term; and

WHEREAS, the aforesaid licensees have filed the appropriate application materials and paid the appropriate license fees to the Office of the Township Clerk;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Monroe, County of Middlesex, that it hereby renews the towing contractor's licenses for the 2020 license term with no change in type and/or extent of operation for the following licensees and authorizes placement on a rotating list to be utilized by the Monroe Township Police Department:

Gabriella Giancola
t/a Monroe Auto Body Towing, LLC
31 Bordentown Tpk.
Monroe Twp., NJ 08831

Gerard Noonan
t/a Jerry Noonan's Auto Center, Inc.
251 Applegarth Rd.
Monroe Twp., NJ 08831

George Logan
t/a George Logan Towing Inc.
371 Old Georges Rd.
North Brunswick, NJ 08902

George Tarantino
t/a Tarantino Bros., Inc.
134 Helmetta Rd.
Monroe Twp., NJ 08831

Joseph Sensale
t/a First Due Towing & Recovery
253 Spotswood-Englishtown Rd.
Monroe Twp., NJ 08831

Harry Stasinos
t/a Cranbury Service Center
44 Hightstown-Cranbury Station Rd.
Cranbury, NJ 08512

Thomas DeFalco
t/a DeFalco Automotive Services
843 Route 33 West
Monroe Twp., NJ 08831

Morgan Filos
Morgan's HDT, LLC t/a Taylor's
289 Route 33 East Bldg. C
Manalapan, NJ 07726

Dennis Boyce
t/a Dennis Boyce Towing, LLC
806 Route 33 East
Monroe Twp., NJ 08831

Dennis Boyce
t/a Dennis Boyce Towing, LLC
568 Englishtown Rd.
Monroe Twp., NJ 08831

SO RESOLVED, as aforesaid.

**R-12-2019-356 RESOLUTION AUTHORIZING RENEWAL OF DOG KENNEL
LICENSES FOR THE 2020 LICENSE TERM.**

WHEREAS, pursuant to N.J.S.A. 4:19-15.8 the Township of Monroe is authorized to issue certain Dog Kennel Licenses on an annual basis; and

WHEREAS, the present Licensees have applied to the Office of the Township Clerk for renewal of these licenses; and

WHEREAS, license issuance is contingent upon the review of all applications by the Department of Health and the Zoning Officer and compliance with N.J.S.A. 4:19-15.8;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Monroe County of Middlesex, that the following Dog Kennel Licenses are hereby renewed for the 2020 License term:

Michelle Williams
t/a Sycamore Acres
454 Spotswood-Englishtown Road
Monroe Twp., NJ 08831

Michele Martin
t/a Puppy Paradise
150 Applegarth Road
Monroe Twp., NJ 08831

Dorothy Harvey
t/a Raise the Woof
671 Spotswood-Englishtown Road
Monroe Twp., NJ 08831

SO RESOLVED, as aforesaid.

**R-12-2019-360 RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.
(Homestead Rebates)**

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 Forty-one thousand three hundred sixty-seven dollars and eighty-two cents (\$41,367.82) 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.

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

Copy of Resolutions Duly Filed.

UPON MOTION made by Councilwoman Cohen and seconded by Councilman Dipierro, the Special Meeting was Adjourned at 7:18pm and the regularly scheduled Agenda Meeting was Called to Order.

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

Council President Dalina requested the following entitled **RESOLUTIONS** for **CONSIDERATION UNDER THE CONSENT AGENDA** at the **WEDNESDAY, JANUARY 1, 2019** Reorganization Meeting be reviewed and any questions will be addressed: (R-1-2020-001 through R-1-2020-006)

R-1-2020-001 RESOLUTION APPOINTING COUNCIL PRESIDENT.

R-1-2020-002 RESOLUTION APPOINTING COUNCIL VICE PRESIDENT.

R-1-2020-003 RESOLUTION DESIGNATING THE SCHEDULE OF PUBLIC MEETINGS OF THE TOWNSHIP COUNCIL FOR THE YEAR 2020.

R-1-2020-004 RESOLUTION DESIGNATING OFFICIAL TOWNSHIP NEWSPAPERS FOR CALENDAR YEAR 2020.

R-1-2020-005 RESOLUTION APPROVING THE 2020 CASH MANAGEMENT PLAN.

R-1-2020-006 RESOLUTION AUTHORIZING 2020 TEMPORARY BUDGET APPROPRIATIONS.

REPORTS:

Mayor's Report – Mayor Tamburro wished everyone a Happy Hanukkah, Merry Christmas and Happy and Healthy New Year.

Attended the Menorah Lighting at the Recreation Center along with Council Vice-President Schneider and Councilwoman Cohen. There were approximately 40-50 people in attendance and after several tries Rabbi Spritzer was able to get the candle lit.

Administrator's Report – Wished everyone a happy holiday and advised he would have a full report at the January meeting.

Engineer's Report - Wished everyone a happy holiday and advised he would have a full report at the January meeting.

Council's Reports:

Councilman Dipierro –

- Wished everyone a happy holiday and new year.
- Reported that outside of the firehouse on Schoolhouse Road there is quite a bit of mud where the new firehouse and EMS facility is being built. Engineer Rasimowicz responded that he is not overseeing that project but will reach out to the Fire Chief tomorrow to address.

Council Vice-President Schneider –

- Blessed that she was able to attend both lighting ceremonies and wished everyone a very happy holiday.

Councilman Baskin –

- Stated that in the Jewish world it is spelled “gelt” which is candy and wished everyone a happy happy.

Councilwoman Cohen –

- Attended the Menorah Lighting in Jamesburg and had gelt and it was lovely. Mentioned that Jamesburg thanked us for the collaboration.

Council President Dalina –

- Reminded everyone to think about those less fortunate and to be thankful for all we have.

Public:

No Public Comment.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the Combined Special/Agenda Meeting was Adjourned at 7:21pm.

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

Patricia Reid
PATRICIA REID, Township Clerk

Stephen Dalina
STEPHEN DALINA, Council President

Minutes were adopted on: February 3, 2020.