

** The public will be able to fully participate in the meeting through their smart phone or computer by accessing this **Website:** <https://us04web.zoom.us/j/106827708>

Or you may call any of the following numbers with your phone. Meeting ID# **106 827 708**

+1 (312) 626 6799	+1 (301) 715 8592
+1 (929) 205 6099	+1 (346) 248 7799
+1 (253) 215 8782	+1 (669) 900 6833

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**

DECEMBER 27, 2021

AGENDA

1. Agenda Meeting Called to Order. (6:30 p.m.)

2. Salute to the Flag.

3. **ROLL CALL:**

Councilman Leonard Baskin
Councilman Charles Dipierro
Councilman Terence Van Dzura
Council Vice-President Elizabeth Schneider
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, 2020 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and noticed to the **CRANBURY PRESS** on January 1, 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. **ORDINANCE(S)** for **SECOND READING** at the December 27, 2021 Regular Meeting:

O-12-2021-023 **ORDINANCE AUTHORIZING THE TOWNSHIP TO ACQUIRE, BY DONATION, REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 22.17, LOT 6, ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX COUNTY, NEW JERSEY, FOR OPEN SPACE AND OTHER GOVERNMENTAL PURPOSES.**
(land-locked parcel .06 acre north of James Monroe Park/south of Federal Rd)

O-12-2021-024 **ORDINANCE TO ACQUIRE BY NEGOTIATED AGREEMENT, REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 78, LOT 1 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX COUNTY, NEW JERSEY, LOCATED AT 204 DOCKS CORNER ROAD, FOR OPEN SPACE AND OTHER GOVERNMENTAL PURPOSES.**

6. **RESOLUTIONS** for **CONSIDERATION** under **CONSENT AGENDA** at the December 27, 2021 Regular Meeting: (R-12-2021-263 – R-12-2021-290)

- R-12-2021-263** **RESOLUTION AUTHORIZING AWARD OF BID TO D’AVELLINO CONSTRUCTION INC. FOR THE INCLUSIVE PLAYGROUND AT THE MONROE TOWNSHIP SOCCER COMPLEX PROJECT.**
(\$564,955 – HCD Federal/County Grant in the amount of \$184,071.03)
- R-12-2021-264** **RESOLUTION AUTHORIZING THE ADOPTION OF THE MIDDLESEX COUNTY MULTI-JURISDICTIONAL ALL-HAZARDS MITIGATION PLAN.**
- R-12-2021-265** **RESOLUTION AUTHORIZING REFUND OF THIRD-PARTY TAX LIEN PREMIUM PAYMENTS.**
- R-12-2021-266** **RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.**
- R-12-2021-267** **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 2022.** (1 year Contract – unit pricing)
- R-12-2021-268** **RESOLUTION AUTHORIZING AWARD OF CONTRACT TO NORTHSTAR VETS FOR MEDICAL CARE OF STRAY ANIMALS FOUND WITHIN THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2022.** (1 year Contract – unit pricing)
- R-12-2021-269** **RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF OLD BRIDGE FOR THE PROVISION OF JOINT ANIMAL CONTROL SERVICES FOR CALENDAR YEAR 2022.** (On emergency basis only – no fee)
- R-12-2021-270** **RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A SHARED SERVICES AGREEMENT BY AND BETWEEN THE TOWNSHIP OF OLD BRIDGE AND THE TOWNSHIP OF MONROE FOR ANIMAL SHELTER SERVICES FOR CALENDAR YEAR 2022.** (1 year Contract – unit pricing)
- R-12-2021-271** **RESOLUTION AUTHORIZING BUDGET APPROPRIATION RESERVE TRANSFERS.** (\$45,000)
- R-12-2021-272** **RESOLUTION AUTHORIZING THE SUBORDINATION OF AFFORDABLE HOUSING LIEN ON 37 MORGAN WAY.**
- R-12-2021-273** **RESOLUTION AUTHORIZING APPROVAL OF ANNUAL COMPENSATION FOR BOARDS OF FIRE COMMISSIONERS FOR THE YEAR 2022.**
- R-12-2021-274** **RESOLUTION AUTHORIZING THE PURCHASE OF TWO (2) 2022 FORD EXPLORERS FROM BEYER FORD USING THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP CONSTRUCTION DEPARTMENT.**
(\$59,667.29)
- R-12-2021-275** **RESOLUTION AUTHORIZING THE TOWNSHIP TO ENTER INTO SETTLEMENT AGREEMENT AND RELEASE FOR CENTEX HOMES, INC. V. TOWNSHIP OF MONROE, ET AL, DOCKET NO. MID-L-8675-20.** (\$50,000 - Route 33 and Renaissance Blvd)
- R-12-2021-276** **RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH STOUT’S CHARTER SERVICE, INC. FOR THE MONROE TOWNSHIP CHARTER BUS SERVICE.**
(1 year extension of contract, 1/1/22 – 12/31/22 with 3% price increase)

- R-12-2021-277** **RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH K & A EXCAVATING CO. INC. FOR MONROE TOWNSHIP OUTSIDE SNOW & ICE REMOVAL.**
(On as needed basis; extension of contract, unit pricing, 1/1/22 – 3/31/23)

- R-12-2021-278** **RESOLUTION AUTHORIZING THE PURCHASE OF A CUSTOM ENCLOSED CARGO TRAILER FOR THE MONROE TOWNSHIP DEPARTMENT OF PUBLIC WORKS. (\$14,990.00)**

- R-12-2021-279** **RESOLUTION AUTHORIZING THE PURCHASE OF A CHEST COMPRESSION SYSTEM FOR THE MONROE TOWNSHIP EMERGENCY SERVICES DEPARTMENT. (\$16,315.52)**

- R-12-2021-280** **RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH CENTER STATE ENGINEERING FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH THE 2022 SOUTH MIDDLESEX AVENUE – FITZGERALD AVENUE ROADWAY & CONCRETE IMPROVEMENTS. (NJDOT pavement preservation project -Not to exceed \$105,000)**

- R-12-2021-281** **RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT BETWEEN GREENCHIP, INC. AND MONROE TOWNSHIP FORELECTRONIC WASTE RECYCLING SERVICES FOR CALENDAR YEAR 2022.**

- R-12-2021-282** **RESOLUTION SETTING THE SALARIES OF THE OFFICE OF THE TOWNSHIP CLERK.**

- R-12-2021-283** **RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY MECO, INC. IN CONNECTION WITH THE 2020 ROADWAY IMPROVEMENTS PROJECT. (Decrease of \$137,587.83)**

- R-12-2021-284** **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED BY MECO, INC. UPON THE POSTING OF A MAINTENANCE GUARANTEE IN CONNECTION WITH THE 2020 ROADWAY IMPROVEMENTS PROJECT.**

- R-12-2021-285** **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR SHRI RAM CHANDRA MISSION (BA-5102-15). (Halsey Reed Road)**

- R-12-2021-286** **RESOLUTION AUTHORIZING RENEWAL OF AUTO WRECKING/JUNK YARD LICENSES FOR THE 2022 LICENSE TERM.**

- R-12-2021-287** **RESOLUTION AUTHORIZING RENEWAL OF DOG KENNEL LICENSES FOR THE 2022 LICENSE TERM.**

- R-12-2021-288** **RESOLUTION DESIGNATING THE SCHEDULE OF PUBLIC MEETINGS OF THE TOWNSHIP COUNCIL FOR THE YEAR 2022.**

- R-12-2021-289** **RESOLUTION DESIGNATING OFFICIAL TOWNSHIP NEWSPAPERS FOR CALENDAR YEAR 2022.**

- R-12-2021-290** **RESOLUTION CANCELING GENERAL CAPITAL IMPROVEMENT APPROPRIATION BALANCES.**

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

OPEN: MOTION: _____ SECOND: _____
CLOSE: MOTION: _____ SECOND: _____

8. **Agenda Meeting Adjournment.** Time: _____

MOTION: _____ SECOND: _____ ROLL CALL: Ayes _____ Nays _____

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

**REGULAR MEETING
OF THE MONROE TOWNSHIP COUNCIL**

DECEMBER 27, 2021

AGENDA

1. **REGULAR MEETING CALLED TO ORDER:** Time: _____

MOTION: _____ SECOND: _____ ROLL CALL: Ayes ___ Nays ___

2. **PRESENTATION:**

Honoring Dr. Leonard Baskin for his years of service as Ward 2 Councilman

3. **MOTION** to approve the payment of **CLAIMS** per run date **December 21, 2021**.

MOTION: _____ SECOND: _____ ROLL CALL: Ayes ___ Nays ___

4. **APPROVAL OF MINUTES:**

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

November 3, 2021 – Agenda and Regular Combined Meeting

December 6, 2021 – Agenda and Regular Combined Meeting

MOTION: _____ SECOND: _____ ROLL CALL: Ayes ___ Nays ___

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

O-12-2021-023 ORDINANCE AUTHORIZING THE TOWNSHIP TO ACQUIRE, BY DONATION, REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 22.17, LOT 6, ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX COUNTY, NEW JERSEY, FOR OPEN SPACE AND OTHER GOVERNMENTAL PURPOSES.

(land-locked parcel .06 acre north of James Monroe Park/south of Federal Rd)

PUBLIC HEARING OPEN: MOTION: _____ SECOND: _____

PUBLIC HEARING CLOSE: MOTION: _____ SECOND: _____

ADOPTION: MOTION: _____ SECOND: _____ ROLL CALL: Ayes _____ Nays _____

O-12-2021-024 ORDINANCE TO ACQUIRE BY NEGOTIATED AGREEMENT, REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 78, LOT 1 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX COUNTY, NEW JERSEY, LOCATED AT 204 DOCKS CORNER ROAD, FOR OPEN SPACE AND OTHER GOVERNMENTAL PURPOSES.

PUBLIC HEARING OPEN: MOTION: _____ SECOND: _____

PUBLIC HEARING CLOSE: MOTION: _____ SECOND: _____

ADOPTION: MOTION: _____ SECOND: _____ ROLL CALL: Ayes _____ Nays _____

6. **RESOLUTIONS for CONSIDERATION under the CONSENT AGENDA:** (R-12-2021-263–R-12-2021-290)
- R-12-2021-263** **RESOLUTION AUTHORIZING AWARD OF BID TO D’AVELLINO CONSTRUCTION INC. FOR THE INCLUSIVE PLAYGROUND AT THE MONROE TOWNSHIP SOCCER COMPLEX PROJECT.**
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(1 year extension of contract, 1/1/22 – 12/31/22 with 3% price increase)

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 – DECEMBER 27, 2021

The Council of the Township of Monroe met remotely via Zoom 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 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, Councilman Charles Dipierro, Councilman Terence Van Dzura, Council Vice-President Elizabeth Schneider, and Council President Miriam Cohen.

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

Township Clerk, Patricia Reid stated into the record that Mayor Stephen Dalina was absent this evening.

There were approximately sixteen (16) members of the Public who joined remotely.

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

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

1. Posted on the Bulletin Boards within the Municipal Building on December 29, 2020 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and noticed to the **CRANBURY PRESS** on January 1, 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.

Township Clerk Patricia Reid read the following entitled **ORDINANCES** for **SECOND READING** at the **MONDAY, DECEMBER 27, 2021** Regular Council Meeting:

- | | |
|----------------------|---|
| O-12-2021-023 | ORDINANCE AUTHORIZING THE TOWNSHIP TO ACQUIRE, BY DONATION, REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 22.17, LOT 6, ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX COUNTY, NEW JERSEY, FOR OPEN SPACE AND OTHER GOVERNMENTAL PURPOSES.
(land-locked parcel .06 acre north of James Monroe Park/south of Federal Rd) |
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Council President Cohen read the following entitled **RESOLUTIONS** for **CONSIDERATION** at the **MONDAY, DECEMBER 27, 2021** Regular Council Meeting: (R-12-2021-263– R-12-2021-290)

- | | |
|----------------------|--|
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- R-12-2021-290** RESOLUTION CANCELING GENERAL CAPITAL IMPROVEMENT APPROPRIATION BALANCES.

Councilman Dipierro requested Resolutions R-12-2021-273, R-12-2021-277, R-12-2021-286 and R-12-2021-287 be removed and considered separately.

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

PUBLIC COMMENTS:

Lucille Panos, 1208C Lindera Plaza – Mrs. Panos stated that she hopes all enjoyed the holidays and extended best wishes for the New Year.

Regarding O-12-2021-023, Mrs. Panos asked for the specifics of the parcel being donated; Administrator Weinberg answered that this is a small lot of .06 acres, which pays \$12 yearly in taxes and it is adjacent to Open Space and is listed as such.

Mrs. Panos asked in regard to O-12-2021-024 what the negotiated agreement includes, as well as who the owner is and what the cost for acquisition is; Administrator Weinberg stated that the property is located at

204 Docks Corner Road and the cost for acquisition is \$446,000. He stated that the appraisal has been done and noted that this property was significantly damaged during Tropical Storm Henri. He added that the homeowner who he believes is Yoffredo reached out to the Township for this regard.

In regard to R-12-2021-265, Mrs. Panos asked who receives the refund in the amount of \$86,000; Attorney Rainone answered that it is being refunded to ATC and US Bank.

In regard to R-12-2021-269, Mrs. Panos asked what the shared service includes, as well as, if there is a certified Animal Control Officer in each town and what their salary is and if it is equal to what Old Bridge's is; Administrator Weinberg answered that this is the same agreement as done in past years and allows us to share the service of Animal Control Officer in the event that ours are not available. He added that there is no fee when we share each other's officers, which does not happen often, but noted that when we use their shelter, we do pay a fee.

Mrs. Panos asked for an explanation on R-12-2021-272; Administrator Weinberg answered that this is an affordable housing subordination, explaining that we have a lien on the property for 40-50 years since they are deemed affordable and for the homeowner to refinance, they need permission from the Township which is happening more often since the rates to refinance are so low right now.

Mrs. Panos asked for an explanation to R-12-2021-287; Township Clerk Patricia Reid explained that these are yearly kennel licenses and the fees have not increased.

Mrs. Panos asked in regard to R-12-2021-289, if the public notices could be added to the Monroe News; Attorney Rainone answered that this is a periodic publication, and it does not meet the advertising requirements needed for a statewide issued newspaper.

Lastly, Mrs. Panos asked if the Clerk's office is receiving a salary increase and if so will the other nonunion employees receive the same; Administrator Weinberg answered that currently the nonunion employees will be receiving a 2.5% increase in the new budget year, and explained that the Clerk's salaries are generally the same with some minor adjustments being made to include the redistricting that needs to happen this year, but their increases will be within the 2.5% increase as well.

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

UPON MOTION made by Council Vice-President Schneider and seconded by Councilman Dipierro, the Agenda Meeting was Adjourned at 6:46pm.

ROLL CALL:	Councilman Leonard Baskin	Aye
	Councilman Charles Dipierro	Aye
	Councilman Terence Van Dzura	Aye
	Council Vice-President Elizabeth Schneider	Aye
	Council President Miriam Cohen	Aye

UPON MOTION made by Councilman Van Dzura and seconded by Councilman Baskin, the Regular Meeting was Called to Order at 6:47pm.

ROLL CALL:	Councilman Leonard Baskin	Aye
	Councilman Charles Dipierro	Aye
	Councilman Terence Van Dzura	Aye
	Council Vice-President Elizabeth Schneider	Aye
	Council President Miriam Cohen	Aye

Council President Cohen read aloud the plaque to be given to Councilman Baskin honoring him for his years of service as Ward 2 Councilman.

Council Vice-President Schneider commented that it has been a true honor to work with Councilman Baskin and she wished him the best and stated she has enjoyed working with him.

Councilman Van Dzura extended thanks for the time and effort on Council, always working for the betterment of the Residents. He commented that he is a man of intelligence, pleasant, open minded and a man of integrity and wished him nothing but the best.

Council President Cohen recalled that she met Councilman Baskin while working the polls, mentioned that he was her Councilman living in the 2nd Ward and noted that although they have not always agreed, they have always agreed that Monroe Township comes first. She always enjoyed their discussions.

Councilman Dipierro thanked Councilman Baskin for his dedication, loyalty and devotion to the Township and wished him well. He mentioned that he enjoyed Councilman Baskin's comments as he never knew what his comments would be.

Councilman Baskin wished everyone a safe and happy holiday season and noted that he is appreciative and honored to have served as council member for the last four years. He extended thanks to his fellow council members, Mayor and Administration for all their guidance and help. He added that he is looking forward to the new Master Plan.

UPON MOTION made by Councilman Van Dzura and seconded by Councilman Dipierro, the **CLAIMS** per run date of **12/21/2021** were approved for payment as written and presented.

ROLL CALL:	Councilman Leonard Baskin	Aye
	Councilman Charles Dipierro	Aye
	Councilman Terence Van Dzura	Aye
	Council Vice-President Elizabeth Schneider	Aye
	Council President Miriam Cohen	Aye

UPON MOTION made by Councilman Dipierro and seconded by Council Vice-President Schneider, the **MINUTES** of the **November 3, 2021 and December 6, 2021 Agenda and Regular Combined Meetings** were approved as written and presented.

ROLL CALL:	Councilman Leonard Baskin	Aye
	Councilman Charles Dipierro	Aye
	Councilman Terence Van Dzura	Aye
	Council Vice-President Elizabeth Schneider	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-12-2021-023 **ORDINANCE AUTHORIZING THE TOWNSHIP TO ACQUIRE, BY DONATION, REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 22.17, LOT 6, ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX COUNTY, NEW JERSEY, FOR OPEN SPACE AND OTHER GOVERNMENTAL PURPOSES.**
(land-locked parcel .06 acre north of James Monroe Park/south of Federal Rd)

WHEREAS, pursuant to the Local Land and Building Law, N.J.S.A. 40A:12-1, et seq. the Township has the power to acquire real property; and

WHEREAS, pursuant to N.J.S.A. 40A:12-5, the Township has the power to acquire any real property for a public purpose through a negotiated agreement process; and

WHEREAS, the Township desires to acquire certain land known as and designated as Tax Block 22.17, Lot 6 on the Official Tax Map of the Township of Monroe, which is vacant land near the intersection of Federal Road and North Bergen Mills Road (the "Property") for the purpose of open space and/or other governmental use pursuant to a donation by the owner of the Property to the Township; and

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

1. The voluntary acquisition of the Property known as Block 22.17, Lot 6 (the "Property") for the purpose of open space and/or other governmental use pursuant to a donation of by the owner of the Property is hereby authorized.
2. The Township Attorney and Business Administrator are hereby authorized to take all actions necessary to acquire the Property.
3. The Mayor and Clerk are hereby authorized to sign and witness, respectively, any contract or other documents necessary to acquire the Property; and

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and in effect; and

BE IT FURTHER ORDAINED, that any ordinance or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

UPON MOTION made by Council Vice-President Schneider and seconded by Councilman Van Dzura, the **PUBLIC HEARING for Ordinance O-12-2021-023** was **open**. All were in favor, none opposed.

Michele Arminio, 9 Nathaniel St. – Mrs. Arminio asked that the language of “other governmental purposes” be removed as she mentioned at the last meeting. She noted that no real answer was given only lip service. She stated that she objects to that language being in the Ordinance because “other governmental purposes” makes it sound as though that it could actually be built on. Attorney Rainone responded that he understands that it is in there to help if there is a water line or such that needs to be put in. Councilman Van Dzura stated that he does not have a problem with the language, to which Mrs. Arminio asked for council to have a motion to remove the language and fully protect it as Open Space.

Tim Eosso, 2 Allison Ct. – Mr. Eosso commented that he agrees with Mrs. Arminio and that the language should be removed as well.

UPON MOTION made by Councilman Dipierro and seconded by Council Vice-President Schneider, the **PUBLIC HEARING for Ordinance O-12-2021-023** was **closed**. All were in favor, none opposed.

Councilman Dipierro stated that he is concerned about this parcel because there is a lot of wetlands and environmental concerns. He asked if an environmental study has been done to which Attorney Rainone answered no because this is such a miniscule piece of property, .06 acre and went on to explain what is encompassed with conducting a Phase I study of the property. Administrator Weinberg went on to explain that it would not seem prudent to spend money to conduct all these studies when it is surrounded by Township property and it is in the middle of a forest essentially. He also added that these are historic paper streets.

Councilman Dipierro asked for a **motion to remove the language of “other governmental purposes”**, to which Council President Cohen **asked for a second** with none being received the motions fails.

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

O-12-2021-023 ORDINANCE AUTHORIZING THE TOWNSHIP TO ACQUIRE, BY DONATION, REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 22.17, LOT 6, ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX COUNTY, NEW JERSEY, FOR OPEN SPACE AND OTHER GOVERNMENTAL PURPOSES.
(land-locked parcel .06 acre north of James Monroe Park/south of Federal Rd)

ROLL CALL:	Councilman Leonard Baskin	Aye
	Councilman Charles Dipierro	Nay
	Councilman Terence Van Dzura	Aye
	Council Vice-President Elizabeth Schneider	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.
O-12-2021-023

Council President Cohen noted that for the future we will look into the language being used in these ordinances.

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

O-12-2021-024 ORDINANCE TO ACQUIRE BY NEGOTIATED AGREEMENT, REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 78, LOT 1 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX COUNTY, NEW JERSEY, LOCATED AT 204 DOCKS CORNER ROAD, FOR OPEN SPACE AND OTHER GOVERNMENTAL PURPOSES.

WHEREAS, pursuant to the Local Land and Building Law, N.J.S.A. 40A:12-1, et seq. the Township has the power to acquire real property; and

WHEREAS, pursuant to N.J.S.A. 40:61-1, et seq. the Township may acquire land for open space and conservation purposes; and

WHEREAS, pursuant to N.J.S.A. 40A:12-5, the Township has the power to acquire any real property for a public purpose through a negotiated agreement process; and

WHEREAS, as a result of natural disaster, certain land known as and designated as Tax Block 78, Lot 1 on the Official Tax Map of the Township of Monroe, located at 204 Docks Corner Road, (the "Property"), has been found to be structurally unsound and unsafe in its current post-natural disaster condition; and

WHEREAS, the Township desires to purchase the Property for the purpose of open space and/or other governmental use pursuant to a negotiated agreement for a consideration of \$446,250.00; and

WHEREAS, the Township has previously adopted Ordinance 0-9-2016-032 for the expenditure of public funds for the acquisition of real property; and

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

4. The voluntary acquisition by negotiated agreement of the Property known as Block 78, Lot 1 located at 204 Docks Corner Road (the "Property") for the purpose of open space and/or other governmental use in the Township of Monroe for a consideration of \$446,250.00 be and is hereby authorized using Ordinance O-9-2016-032 as a funding source.
5. The Township Attorney and Business Administrator are hereby authorized to take all actions necessary to acquire the Property through negotiation.
6. The Mayor and Clerk are hereby authorized to sign and witness, respectively, any contract of ale or other documents necessary to acquire the Property; and

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and in effect; and

BE IT FURTHER ORDAINED, that any ordinance or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

UPON MOTION made by Council Vice-President Schneider and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-12-2021-024** was **open**. All were in favor, none opposed.

Michele Arminio, 9 Nathaniel St. – Mrs. Arminio commented that she is rising again to object the language "for other governmental purposes" saying that she would have hoped that council would have voted on the principal but clearly not. She stated that this once again shows the lack of intent for the public concern and she objects to the language and wants it removed.

Tim Eosso, 2 Allison Ct. – Mr. Eosso commented that he agrees with Mrs. Arminio once again and her concerns with the use of the language used in these ordinances.

Lucille Panos, 1208C Lindera Plaza – Mrs. Panos stated to take the language out to show good faith and remove the language.

Gary Busman, 7 Monarch Rd. – Mr. Busman commented that he agrees with the vote by Council to leave it in, as three members of the public have spoken to remove it and he believes it is not a big deal to leave it in as long as the council members and Administrator Weinberg discuss how it is addressed and used in the future.

UPON MOTION made by Councilman Dipierro and seconded by Councilman Baskin, the **PUBLIC HEARING for Ordinance O-12-2021-024** was **closed**. All were in favor, none opposed.

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

O-12-2021-024 ORDINANCE TO ACQUIRE BY NEGOTIATED AGREEMENT, REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 78, LOT 1 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX COUNTY, NEW JERSEY, LOCATED AT 204 DOCKS CORNER ROAD, FOR OPEN SPACE AND OTHER GOVERNMENTAL PURPOSES.

ROLL CALL: Councilman Leonard Baskin	Aye
Councilman Charles Dipierro	Abstain
Councilman Terence Van Dzura	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.
O-12-2021-024

Councilman Van Dzura commented that he is taken aback by the comments made by the public; he stated that Mrs. Arminio made a comment that we give lip service and responded that we do not, going on to further explain the reason as to why he has made the decisions in voting as he did.

UPON MOTION made by Councilman Baskin and seconded by Councilman Dipierro the following Resolutions were moved for Adoption under the **CONSENT AGENDA:** (R-12-2021-263 – R-12-2021-272, R-12-2021-274 – R-12-2021-276, R-12-2021-278 – R-12-2021-285, R-12-2021-288 – R-12-2021-290 with the exception of Resolutions R-12-2021-273, R-12-2021-277, R-12-2021-286 and R-12-2021-287 which will be voted on separately)

R-12-2021-263 RESOLUTION AUTHORIZING AWARD OF BID TO D'AVELLINO CONSTRUCTION INC. FOR THE INCLUSIVE PLAYGROUND AT THE MONROE TOWNSHIP SOCCER COMPLEX PROJECT.
(\$564,955 – HCD Federal/County Grant in the amount of \$184,071.03)

WHEREAS, on December 10, 2021 three (3) sealed bids were received by Monroe Township regarding the **Inclusive Playground at the Monroe Township Soccer Complex Project**; and

WHEREAS, the Township Engineer, by copy of letter dated December 13, 2021, has recommended ***D'Avellino Construction, Inc.*** 62 Court Street, Suite 2, Freehold, N.J. 07728 to be awarded the contract based upon their bid submission in the amount of **\$564,955.00**; and

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

WHEREAS, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. **C-2100055**, 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 ***D'Avellino Construction, Inc.*** for the **Inclusive Playground at the Monroe Township Soccer Complex Project**, at a total contract price of **\$564,955.00**; and

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

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

BE IT FURTHER RESOLVED that the contract is awarded with the stipulation that *D'Avellino Construction, Inc.* 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.

**R-12-2021-264 RESOLUTION AUTHORIZING THE ADOPTION OF THE
MIDDLESEX COUNTY MULTI-JURISDICTIONAL ALL-
HAZARDS MITIGATION PLAN.**

WHEREAS Middlesex County, NJ has exposure to natural hazards that increase the risk to life, property, environment and the County's economy; and

WHEREAS pro-active mitigation of known hazards before a disaster event can reduce or eliminate long-term risk to life and property; and

WHEREAS a Multi-jurisdictional All-Hazards Mitigation Plan has been developed by the County's Hazard Mitigation Steering Committee

WHEREAS the Hazard Mitigation Plan assesses the risk and vulnerability to the impacts of natural hazards, develops a mitigation strategy including a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and creates a plan for implementing, evaluating and revising this strategy.

NOW, THEREFORE, BE IT RESOLVED by the Monroe Township Council:

- 1- The Township of Monroe adopts in its entirety, the Middlesex County Multi-Jurisdictional All-Hazards Mitigation Plan (the "HMP") as the jurisdiction's official Hazard Mitigation Plan; minor revisions to the HMP recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
- 2- The Township of Monroe will use the adopted and approved portions of the HMP to guide pre- and post-disaster mitigation of the hazards identified.
- 3- The Township of Monroe will use the adopted and approved portions of the HMP to guide pre- and post-disaster mitigation of the hazards identified.
- 4- The Township of Monroe will coordinate the strategies identified in the HMP with other planning programs and mechanisms under its jurisdictional authority.
- 5- The Township of Monroe will continue its support of the Local Mitigation Planning Committee as described within the Plan.
- 6- The Township of Monroe will help to promote and support the mitigation successes of all participants in this Plan.
- 7- The Township of Monroe will incorporate mitigation planning as an integral component of government and partner operations.
- 8- The Township of Monroe will provide an update of the Plan in conjunction with the County no less than every five years.

SO RESOLVED, as aforesaid.

**R-12-2021-265 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 Eighty-Six Thousand Two-Hundred dollars and no cents (\$86,200.00),

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-12-2021-266 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 Sixty Two Thousand Nine Hundred Thirty dollars and Sixty cents (\$62,930.60) for the amounts described on Schedule A and attached hereto.

WHEREAS, good cause has been shown

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

SO RESOLVED, as aforesaid.

**R-12-2021-267 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 2022. (1 year Contract – unit
pricing)**

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 2022, 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, 2022 and expiring December 31, 2022; 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-2100056**, 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, 2022 to December 31, 2022;

(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 2022 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-12-2021-268 RESOLUTION AUTHORIZING AWARD OF CONTRACT TO NORTHSTAR VETS FOR MEDICAL CARE OF STRAY ANIMALS FOUND WITHIN THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2022. (1 year Contract – unit pricing)

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 2022, 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, 2022 and expiring December 31, 2022; 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-2100057, 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, 2022 to December 31, 2022;

(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 2022 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-12-2021-269 RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF OLD BRIDGE FOR THE PROVISION OF JOINT ANIMAL CONTROL SERVICES FOR CALENDAR YEAR 2022. (On emergency basis only – no fee)

WHEREAS, the Township of Monroe and the Township of Old Bridge wish to enter into a Shared Services Agreement for the provision of joint animal control services on an “as needed” basis, a copy of which is attached hereto as Exhibit A; and

WHEREAS, the execution of the Agreement is in the best interest of the residents of the Township of Monroe and the Township of Old Bridge.

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 be and are hereby authorized and directed to execute the attached Agreement with the Township of Old Bridge for the provision of Joint Animal Control Services; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to the Mayor and Township Council of the Township of Old Bridge for consideration; and

BE IT FURTHER RESOLVED that pursuant to the Shared Services Act, *N.J.S.A.40A:65-1*, et seq. a copy of the Shared Services Agreement shall be filed with the Division of Local Government Services in the Department of Community Affairs for informational purposes.

SO RESOLVED, as aforesaid.

R-12-2021-270 RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A SHARED SERVICES AGREEMENT BY AND BETWEEN THE TOWNSHIP OF OLD BRIDGE AND THE TOWNSHIP OF MONROE FOR ANIMAL SHELTER SERVICES FOR CALENDAR YEAR 2022. (1 year Contract – unit pricing)

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, 2022 through December 31, 2022 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-2100058, 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, 2022 through December 31, 2022;

(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-12-2021-271 RESOLUTION AUTHORIZING BUDGET APPROPRIATION RESERVE TRANSFERS. (\$45,000)

WHEREAS, there are certain 2021 budget appropriation reserves 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 appropriation reserves where there are unexpended balances which will not be used for such purposes; and

WHEREAS, Revised Statutes 40A:4-59 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 2021 accounts:

CURRENT FUND TRANSFER FROM	TRANSFER AMOUNT
Emergency Management OE	<u>\$45,000.00</u>
TOTAL CURRENT FUND:	\$ 45,000.00

TRANSFER TO:	AMOUNT
Elections OE	\$ 5,000.00
9-1-1 Dispatchers Salaries & Wages Overtime	\$30,000.00
Building & Grounds Salaries & Wages Overtime	<u>\$ 5,000.00</u>
Solid Waste & Recycling	\$ 5,000.00
TOTAL CURRENT FUND:	\$45,000.00

SO RESOLVED, as aforesaid.

R-12-2021-272 RESOLUTION AUTHORIZING THE SUBORDINATION OF AFFORDABLE HOUSING LIEN ON 37 MORGAN WAY.

WHEREAS, on February 26, 2020, Janakkumar S. Patel and Trushna Patel, (“Patel’s”), married, gave a repayment mortgage in accordance with the State’s Affordable Housing Program, to the Township of Monroe, requiring the Patel’s to pay the sum of \$131,070.00 to the Municipality upon the first non-exempt sale of their property having an address of 37 Morgan Way, as provided under the rules of the New Jersey Housing and Mortgage Finance Agency set forth in N.J.A.C. 5:80-26.5(c), said mortgage having been recorded with the Middlesex County Clerk on May 1, 2020, in Book 17862, Page 1227 *et seq.* (the Affordable Housing Lien); and

WHEREAS, on February 26, 2020, the Patel’s gave a mortgage to MERS: Investors Bank, in the amount of \$112,730.00, said mortgage having been recorded with the Middlesex County Clerk on May 1, 2020 in Mortgage Book 17862, Pages 1187 *et seq* (the “2020 Investors Bank Mortgage”); and

WHEREAS, on February 26, 2020, the Patel’s gave a mortgage to MERS: Investors Bank, in the amount of \$1,500.00, said mortgage having been recorded with the Middlesex County Clerk on May 1, 2020 in Mortgage Book 17862, Pages 1210 *et seq* (the “2020 Investors Bank Mortgage”); and

WHEREAS, the Patel’s have applied to refinance the 2020 Investors Bank Mortgage and has asked the Township of Monroe to subordinate the Affordable Housing Lien; and

WHEREAS, the proposed refinancing qualifies for the subordination of the Township of Monroe’s affordable housing lien under the New Jersey Fair Housing Act, N.J.S.A. 52:27D-301 et seq and the rules of the New Jersey Housing and Mortgage Finance Agency set forth in N.J.A.C. 5:80-26.1 et seq;

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 and directed to execute the Mortgage Subordination, annexed hereto as Exhibit A.

SO RESOLVED, as aforesaid.

R-12-2021-274 RESOLUTION AUTHORIZING THE PURCHASE OF TWO (2) 2022 FORD EXPLORERS FROM BEYER FORD USING THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP CONSTRUCTION DEPARTMENT. (\$59,667.29)

WHEREAS, the Monroe Township Construction Department has the need for two (2) Sport Utility Vehicle (SUV) as follows:

**Two (2) 2022 4WD Ford Explorers (code K8B-Base 4WD) \$59,667.30
(Including options and delivery charge)**

WHEREAS, the State Approved Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program (Cooperative 65MCESCCPS) has awarded a contract for the Construction Department SUV under its contract number ESCNJ 20/21-09 titled "Pick-up Truck, Van and Sport Utility Vehicles" to Beyer Ford; and

WHEREAS, it is required by law that any "state contract" purchase which exceeds the bid threshold of the Township (\$40,000.00) in aggregate, be authorized by the governing body; and

WHEREAS, the total amount for these vehicles exceed the Township's bid threshold in aggregate; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Financial Officer has certified availability of funds in Certificate No. C-2100059 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) Authorizes the Construction Department to purchase said vehicles from Beyer Ford using the Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program contract 20/21-09; and

(2) The Township Chief Financial Officer is hereby authorized and directed to pay invoices for said vehicles delivered by Beyer Ford, respectively; and

(3) The contracts are awarded through the Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program (Cooperative 65MCESCCPS) 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-12-2021-275 RESOLUTION AUTHORIZING THE TOWNSHIP TO ENTER INTO SETTLEMENT AGREEMENT AND RELEASE FOR CENTEX HOMES, INC. V. TOWNSHIP OF MONROE, ET AL, DOCKET NO. MID-L-8675-20. (\$50,000 - Route 33 and Renaissance Blvd)

WHEREAS, Centex Homes, Inc. ("Centex") and the Township of Monroe (the "Township"), the Township Council of the Township of Monroe, and the Municipal Engineer of the Township of Monroe (collectively referred to as the "Township Defendants") are parties to a lawsuit captioned Centex Homes, Inc. v. Township of Monroe, et al., Superior Court of New Jersey, Middlesex County, Docket No. MID-L-8675-20 (the "Action"); and

WHEREAS, the Township Defendants filed a counterclaim against Centex and a third-party complaint against Third-Party Defendant, Safeco Insurance Company of America ("Safeco," and collectively with Centex and the Township, the "Parties"); and

WHEREAS, the Parties have determined that it is in their best interests to resolve all disputes between them, without any admission of wrongdoing or liability; and

WHEREAS, the settlement is being done solely to alleviate the necessary time and expense of preparing for and participating in a trial and/or further proceedings; and

WHEREAS, Centex and the Township Defendants agree that the settlement is the result of arm's length negotiations between the Parties, who were represented by counsel; and

WHEREAS, the settlement will resolve any and all claims that the Parties has or may have, whether known or unknown, against one another, and their past and present members, officers, administrators, agents, employees, attorneys and their successors, heirs or assigns; and

WHEREAS, Centex, Safeco, and the Township, and its staff and professionals, have negotiated the terms and conditions of a Settlement Agreement and Release, as described in substantially the form appended hereto as Attachment A; and

WHEREAS, the terms and conditions memorialized therein include, but are not limited to, the following:

1. The Township shall return the September 27, 2002 performance bond #6183780, which was reduced on July 5, 2005, in the amount principal amount of \$2,396,442.24 to Safeco and release any claims against it;
2. The Township shall be permitted to retain the cash portion provided to the Township on September 27, 2002, later reduced on July 5, 2005, in the amount of \$266,271.36;
3. The Township shall return the August 7, 2003 performance bond #61236111 (“Old Church Road bond”) in the principal amount of \$748,500.00 to Safeco and release any claims against it;
4. The Township shall release any and all cash portion provided to the Township in relation to the off-site improvements located on Old Church Road to Centex, if any;
5. The Township agrees to waive any and all maintenance guarantee requirements of N.J.S.A. 40:55D-53 for the Renaissance 33 at Monroe development and the Old Church Road off-site improvements;
6. Payment of Fifty Thousand Dollars (\$50,000.00) from Centex to the Township;
7. The filing of a stipulation of dismissal with prejudice after the adoption of a resolution by the Township addressing settlement terms nos. 1 through 5 above and the payment by Centex of the \$50,000 settlement monies.

NOW, THEREFORE, BE IT RESOLVED on this 27th day of December, 2021, by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that:

1. The Township is hereby authorized to execute a Settlement Agreement and Release in substantially the form appended hereto as Attachment A, subject to the review of the Township Attorney, in order to resolve the lawsuit captioned Centex Homes, Inc. v. Township of Monroe, et al., Superior Court of New Jersey, Middlesex County, Docket No. MID-L-8675-20.

SO RESOLVED, as aforesaid.

**R-12-2021-276 RESOLUTION AUTHORIZING AN EXTENSION OF
CONTRACT WITH STOUT’S CHARTER SERVICE, INC.
FOR THE MONROE TOWNSHIP CHARTER BUS SERVICE.
(1 year extension of contract, 1/1/22 – 12/31/22 with 3% price increase)**

WHEREAS, on December 10, 2019 per Resolution No. R-12-2019-296, **Stout’s Charter Service Inc.** was awarded the Charter Bus Service contract; and

WHEREAS, the current contract renewal expires on December 31, 2021 and the Township has an option to extend for one additional one-year period; and

WHEREAS, Stout’s Charter Service Inc., in correspondence dated October 28, 2021, attached hereto, inquired as to the willingness of the Township to extend their contract for an additional year with an increase of three percent (3%);

WHEREAS, the Township Qualified Purchasing Agent, in correspondence dated December 2, 2021, attached hereto, agreed to said extension of contract for an additional one (1) year at a three percent (3%) increase, with no additional changes to the terms and conditions as contained within the original bid specification; and

WHEREAS, the Certified Municipal Finance Officer has determined that sufficient funds are available as set forth in Certificate No. C-1900080, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the contract for Monroe Township Charter Bus Service is being extended for one (1) year, effective January 1, 2022 and expiring December 31, 2022, 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 Stout’s Charter Service Inc. under the same terms and conditions within their original bid specification submitted for Charter Bus Service and agrees to a three percent (3%) pricing increase as per request; 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 and conditions within their original 2019 contract, as well as, including the three percent (3%) increase as entered into between

WHEREAS, the Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in **Certificate No. C-2100061**, a copy of which are attached hereto as Exhibit "A"; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey, hereby authorizes a contract be entered into with **Stryker Sales Corp., 11811 Willows Road, NE, Redmond, WA, 98052**; for the purchase of *one (1) Lucas 3, v3.1 Chest Compression System* at a total contract price in the amount of **\$16,315.52**;

SO RESOLVED, as aforesaid.

R-12-2021-280 RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH CENTER STATE ENGINEERING FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH THE 2022 SOUTH MIDDLESEX AVENUE – FITZGERALD AVENUE ROADWAY & CONCRETE IMPROVEMENTS. (NJDOT pavement preservation project -Not to exceed \$105,000)

WHEREAS, the Township of Monroe seeks professional engineering services in connection with the 2022 South Middlesex Avenue – Fitzgerald Avenue Roadway & Concrete Improvements; and

WHEREAS, Center State Engineering possesses the technical expertise required to perform professional engineering services for this project; and

WHEREAS, the fees for such services will not exceed One hundred thirty five thousand dollars (**\$135,000.00**); and

WHEREAS, the Certified Municipal Finance Officer has certified the availability of funds for such an engagement in Certificate No. **C-2100062**, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) authorizes the award of contracts for "professional services" without competitive bids and further provides that the contract itself must be available for public inspection; and

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 and directed to execute the attached contract with **Center State Engineering, 481 Spotswood-Englishtown Road, Monroe Township, NJ 08831**, in accordance with the Agreement annexed hereto;
- (2) The Department of Finance is hereby authorized and directed to pay Invoices for services rendered by Center State Engineering for the 2022 South Middlesex Avenue - Fitzgerald Avenue Roadway & Concrete Improvement Project in an amount not to exceed One hundred thirty five thousand dollars (**\$105,000.00**);
- (3) The Contract is awarded with the stipulation that **Center State Engineering** shall include within the Contract Mandatory Affirmative Action language and shall submit to the Township of Monroe any appropriate Affirmative Action document within the time period prescribed by law;
- (4) A notice of this action shall be printed once in the Home News Tribune.

SO RESOLVED, as aforesaid.

R-12-2021-281 RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT BETWEEN GREENCHIP, INC. AND MONROE TOWNSHIP FORELECTRONIC WASTE RECYCLING SERVICES FOR CALENDAR YEAR 2022.

WHEREAS, the Township of Monroe, hereinafter "Township", has requested to enter into an Agreement with Greenchip, Inc. for the proper recycling of consumer electronics; and

WHEREAS effective January 1, 2011, recycling of certain consumer electronics is mandatory in the State of New Jersey; and

WHEREAS, in compliance with applicable Law, there are *no charges* for the services that Greenchip Inc. will provide to the Township; and

WHEREAS, Greenchip will issue a check to the Township within 10 days of pickup for payable weights on eligible material as set forth in the attached agreement; and

WHEREAS, this agreement will begin January 1, 2022 expiring December 31, 2022, with the option to renew for two additional one-year periods; 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 execute a contract with Greenchip, Inc., 540 Kingsland Avenue, Brooklyn, N.Y. 11222 for a contract period effective January 1, 2022 through December 31, 2022, subject to the Township Attorney's final review and/or revisions of the agreement proposed by Greenchip, Inc.

SO RESOLVED, as aforesaid.

R-12-2021-282 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 2022.

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 -	\$143,486.00
Deputy Clerk –	\$ 84,884.00
Deputy Clerk -	\$ 77,575.00
Township Records Management Coordinator –	\$ 57,459.00

SO RESOLVED, as aforesaid.

R-12-2021-283 RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY MECO, INC. IN CONNECTION WITH THE 2020 ROADWAY IMPROVEMENTS PROJECT. (Decrease of \$137,587.83)

WHEREAS, pursuant to Resolution No. R-8-2020-184, adopted by the Monroe Township Council at its meeting held on August 3, 2020, a contract was awarded to Meco, Inc. in connection with the 2020 Roadway Improvements Project; and

WHEREAS, the original total contract amount was \$1,217,045.38; and

WHEREAS, the Township Engineer, in a letter dated November 15, 2021, requested approval of Change Order No. 1 and Final for the 2020 Roadway Improvements Project reflecting a decrease of \$137,587.83 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 **\$1,079,457.55**; 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-2000043**, 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-12-2021-284 RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED BY MECO, INC. UPON THE POSTING OF A MAINTENANCE GUARANTEE IN CONNECTION WITH THE 2020 ROADWAY IMPROVEMENTS PROJECT.

WHEREAS, Meco, Inc. has posted Performance Guarantees for the 2020 Roadway Improvements Project; and

WHEREAS, Meco, 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 November 15, 2021, 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 2020 Roadway Improvements Project, be released as reflected in the Township Engineer's letter dated November 15, 2021, attached hereto. This approval for release of the Performance Guarantees is conditioned upon the posting of a maintenance guarantee in the amount of **\$107,945.75**. 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-12-2021-285 RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR SHRI RAM CHANDRA MISSION (BA-5102-15). (Halsey Reed Road)

WHEREAS, Shri Ram Chandra Mission has posted Performance Guarantees for the Block 13, Lots 5.02 and 5.03 project (BA-5102-15); 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 has recommended release of the Performance Guarantees; and

WHEREAS, the Township Council has reviewed and hereby approves the recommendation 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 Block 13, Lots 5.02 and 5.03 project (BA-5102-15), be released as reflected in the Township Engineer's letter dated December 17, 2021, attached hereto. This approval for release of the Performance Guarantee is conditioned upon the posting of a maintenance guarantee in the amount of **\$50,634.09**. 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 the Township Engineer's office recommends the developer post **\$1,000.00** at this time into the existing engineering inspection escrow account which is more reasonable.

SO RESOLVED, as aforesaid.

R-12-2021-288 RESOLUTION DESIGNATING THE SCHEDULE OF PUBLIC MEETINGS OF THE TOWNSHIP COUNCIL FOR THE YEAR 2022.

BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that during the year 2022 the Combined Agenda and Regular meetings of the Township Council will be held each month at **6:30 p.m.** starting with the Agenda Meeting and Regular Meeting to immediately follow.

BE IT FURTHER RESOLVED, that all Township meetings as provided in the **2022 COUNCIL MEETING SCHEDULE**, attached hereto and made a part hereof, will be held electronically until further action by the Township Council in the form of a resolution authorizing the resumption of Council Meetings in the Monroe Township Municipal Building, 1 Municipal Plaza, Monroe Twp., New Jersey; and

BE IT FURTHER RESOLVED, the Township of Monroe will be holding all council meetings **electronically only** via zoom at the following website: <https://us04web.zoom.us/j/106827708>, until further action has been taken by Council; and

BE IT FURTHER RESOLVED, that information regarding the proposed agenda and instructions for attending and participating in the Township Council meetings is available on the Township of Monroe website www.monroetwp.com under the Mayor and Council tab/Council Minutes and Agendas.

SO RESOLVED, as aforesaid.

R-12-2021-289 RESOLUTION DESIGNATING OFFICIAL TOWNSHIP NEWSPAPERS FOR CALENDAR YEAR 2022.

BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey, that the **HOME NEWS TRIBUNE, CRANBURY PRESS AND/OR THE STAR LEDGER** are hereby designated as the official newspapers of the Township of Monroe for Year 2022; and

BE IT FURTHER RESOLVED that the Bulletin Boards within the Municipal Building, 1 Municipal Plaza, Monroe Township, NJ are hereby designated as the place where **ALL** official notices are to be posted.

SO RESOLVED, as aforesaid.

R-12-2021-290 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
GENERAL CAPITAL FUND				
O-5-2003-11	5/7/2003	Traffic Light at Perrineville Rd & Schoolhouse Rd.	\$.21	\$ 148,354.00
O-5-2003-11(f)	5/7/2003	Traffic Light at Union Valley Rd & Perrineville Rd.	\$145,568.29	
O-4-2006-14(e)	4/24/2006	Dey Farm England House	\$ 1,341.87	
O-8-2010-16	8/30/2010	2010 MCIA Revenue Bonds Equipment	\$ 11,153.16	
O-6-2011-17(b)	6/27/2011	Road/Sidewalk Improvements		\$ 200.00
O-8-2011-29	8/31/2011	2011 MCIA Revenue Bonds Equipment	\$ 785.11	
O-8-2012-26	8/27/2012	2012 MCIA Revenue Bonds Equipment	\$ 13,990.41	
O-8-2012-29	8/27/2012	2012 Paving/Sidewalk Program		\$ 200.00
O-10-2013-19	10/8/2013	2013 MCIA Revenue Bonds Equipment	\$ 6,939.00	
O-7-2014-12(d)	7/7/2014	Federal/Perrineville Rd. Land Acquisition		\$ 5,323.75
O-9-2014-16	9/3/2014	2014 MCIA Revenue Bonds Equipment	\$ 1,887.00	\$ 73.00
O-8-2015-15	8/3/2015	2015 MCIA Revenue Bonds Equipment	\$ 7,647.20	
O-6-2016-22(b)	7/6/2016	Spotswood Ellingham Improvements	\$ 6,419.30	
O-8-2016-27	8/29/2016	2016 MCIA Revenue Bonds Equipment	\$ 10,387.41	
O-6-2009-23	6/29/2009	Perrineville Sidewalks	\$ 78,405.00	
TOTALS:			\$ 284,523.96	\$ 154,150.75

SO RESOLVED, as aforesaid.

ROLL CALL:	Councilman Leonard Baskin	Aye
	Councilman Charles Dipierro	Aye
	Councilman Terence Van Dzura	Aye
	Council Vice-President Elizabeth Schneider	Aye
	Council President Miriam Cohen	Aye

Copy of Resolutions Duly Filed.

UPON MOTION made by Councilman Van Dzura and seconded by Councilman Baskin, the following Resolutions were moved for Adoption and considered separately:

**R-12-2021-273 RESOLUTION AUTHORIZING APPROVAL OF ANNUAL
COMPENSATION FOR BOARDS OF FIRE COMMISSIONERS
FOR THE YEAR 2022.**

WHEREAS, N.J.S.A. 40A:14-88 provides in pertinent part: "EACH MEMBER OF THE BOARD OF FIRE COMMISSIONERS SHALL RECEIVE AS COMPENSATION SUCH AMOUNT AS THE BOARD SHALL FIX SUBJECT TO REVIEW BY THE GOVERNING BODY WHEREIN THE FIRE DISTRICT IS LOCATED"; and

WHEREAS, the Board of Commissioners of the following Fire Districts have proposed Annual Compensation for various members of their Board of Fire Commissioners for 2022 as follows:

Fire District No. 1 - \$8,000.00 each
Fire District No. 2 - \$8,000.00 each
Fire District No. 3 – \$7,350.00 each; and

WHEREAS, the Township Council has carefully considered such proposed salaries; and

WHEREAS, the Township Council is of the opinion that the public interest would be best served by the approval of said proposed salaries;

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 Council does hereby approve payment of the 2022 Annual Compensation as follows: Fire District No. 1 \$8,000.00 each, Fire District No. 2 \$8,000.00 each and Fire District No. 3 \$7,350.00 each.

SO RESOLVED, as aforesaid.

**R-12-2021-277 RESOLUTION AUTHORIZING AN EXTENSION OF
CONTRACT WITH K & A EXCAVATING CO. INC. FOR
MONROE TOWNSHIP OUTSIDE SNOW & ICE REMOVAL.
(On as needed basis; extension of contract, unit pricing, 1/1/22 –
3/31/23)**

WHEREAS, on September 23, 2021, zero (0) sealed bids were received by Monroe Township for the Monroe Township Outside Snow & Ice Removal Contract; and

WHEREAS, on December 26, 2018, per Resolution No. R-12-2018-350, **K & A Excavating Co. Inc.**, was awarded the Monroe Township Outside Snow & Ice Removal contract, inclusive of two one-year extensions; and

WHEREAS, the current contract expires on December 31, 2021, and the Township has concern that the lack of personnel to handle snow removal would be problematic in the event we have inclement weather; and

WHEREAS, the attached letter dated December 16, 2021, indicates the willingness of **K & A Excavating Co. Inc.** to extend the current contract from January 1, 2022, thru March 31, 2023, under the same terms, conditions and pricing contained within their original bid specification and contract; and

WHEREAS, the Township Qualified Purchasing Agent, in correspondence dated December 17, 2021, confirmed the willingness of **K & A Excavating Co. Inc.** to extend their current contract; and

WHEREAS, the Certified Municipal Finance Officer has determined that sufficient funds are available as set forth in Certificate No. **C-1800078**, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the contract for Monroe Township Outside Snow and Ice Removal is being extended for a period to expire on March 31, 2023 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 an extension of contract with K & A Excavating Co. Inc. under the same terms, conditions and pricing within their original bid specification submitted for Monroe Township Outside Snow and Ice Removal; 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 2019 contract entered into between the parties;

SO RESOLVED, as aforesaid.

**R-12-2021-286 RESOLUTION AUTHORIZING RENEWAL OF AUTO
WRECKING/JUNK YARD LICENSES FOR THE 2022 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 2021 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 2022 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-12-2021-287 RESOLUTION AUTHORIZING RENEWAL OF DOG KENNEL
LICENSES FOR THE 2022 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 2022 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.

ROLL CALL: Councilman Leonard Baskin	Aye
Councilman Charles Dipierro	Abstain
Councilman Terence Van Dzura	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Miriam Cohen	Aye

Copy of Resolutions Duly Filed.

Engineer's Report – The special needs inclusive playground bid has been awarded.

Wished everyone a Happy New Year.

Council's Reports –

Council Vice-President Schneider –

- Wished everyone a safe and happy New Year and noted that her home restoration is coming along.

Councilman Baskin –

- He stated that he appreciates all of the employees and departments that he has interacted with during his time on council and commented that the Township is in good hands.

Councilman Van Dzura –

- Echoed the sentiments about Councilman Baskin and wished him well on his future endeavors.
- Reminded everyone to be careful with Covid.
- Looking forward to the Master Plan.

Councilman Dipierro –

- Commented on the 2020 road decrease program and believes this is something that should be mentioned to our residents and hopefully we can use those funds moving forward in 2022 and did send an email to Engineer Rasimowicz and Administrator Weinberg with several streets that should be considered for next year.
- Thanked everyone for their support for the special needs playground and is very happy to have received the \$184,000 grant to put towards the construction and equipment of this as this is very close to his heart. He thanked Engineer Rasimowicz, staff and Administrator Weinberg.
- Concerned with snow fall, stating that we will need to keep an eye on the MTUD and DPW staff because of the Covid spread. He asked for all the residents to please be patient and reminded that the main arteries will be cleared first with secondary roads being done after.
- Asked Attorney Rainone if a letter that was received from a resident and included in his council packet should be read into the record and included in the minutes; Attorney Rainone responded that it can be acknowledged in the minutes, but he is not aware of any governing body that reads it in full as correspondence. Councilman Dipierro noted that a letter from a resident living in Clearbrook was received regarding the Clearbrook Community and HOA and requested that this be a part of

the record. Also received was a letter from a Resident from 1524 Perrineville Road regarding garbage along the roadway and asked for it to be cleaned.

- Asked Engineer Rasimowicz for an update on Old Bridge-Englishtown and Mounts Mills Road; Engineer Rasimowicz responded that he does not have an update. Administrator Weinberg added that letters went out to the residents on Mounts Mills Road and Old Bridge Englishtown Road, but this is a County driven project.
- Thanked all of the employees from the Mayor to the crossing guards, Council, teachers and first responders. He is appreciative and thankful to all for their hard work, dedication, and loyalty.
- He wished everyone a happy new year.

Council President Cohen –

- Concerned about the increase in Covid numbers and noted that we will continue to monitor closely. She urged all to get vaccinated and boosted as necessary.
- Very proud of the employees of the Township and is very proud to say she is from Monroe Township.

Administrator's Report – Noted that this has been a journey for the employees and residents, and we are now facing a new challenge with a new unknown as well. Thanked the employees, residents, and Mayor and Council for all of their cooperation and wished everyone a very happy new year.

Mayor's Report – Absent; No Report.

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

PUBLIC COMMENTS:

Lucille Panos, 1208C Lindera Plaza – Thanked Councilman Baskin for his time spent on Council and noted that there is life after politics.

Mrs. Panos asked that the terms of the board and commission members be put on the website; Administrator Weinberg responded and Township Clerk Patricia Reid clarified how the applications could be found as well.

Mrs. Panos asked if the snow removal was paid hourly or by mileage; Administrator Weinberg answered that it is paid hourly with a tracker in their truck.

Mrs. Panos asked why there was not an opportunity to ask questions regarding the payment of claims and what does that mean; Attorney Rainone answered that the payment of claims are the Township's monthly bills.

Tim Eosso, 2 Allison Ct. – Mr. Eosso how much is spent on the Monroe News/Jaffe Publications.

Mr. Eosso asked if the Zoning and Planning Board meetings will be live streamed as he feels that more participation from our residents would take place and help make them aware of matters being voted on, such as the two ordinances regarding Open Space that were voted upon at tonight's meeting; Attorney Rainone answered that the ordinances voted on at tonight's meeting had nothing to do with the Planning and Zoning Board and he stated that it was explained by Administrator Weinberg at the last meeting the practical difficulties in having the meetings held via both ZOOM and live stream. Administrator Weinberg answered that it will be decided in a week if they will also be held via ZOOM and went on to explain the feasibility of having it either way.

Michele Arminio, 9 Nathaniel St. – Asked regarding R-12-2021-280 if the amount of the contract encompasses both soft costs and design costs; Attorney Rainone answered that this is a professional services contract.

Mrs. Arminio asked if the LFN 2020-21 that was issued during the State of Emergency, and allows for meetings to be held remotely, was still in effect; Attorney Rainone explained. Mrs. Arminio recommended that the meetings be held via live stream as an informed public equals good democracy.

Mrs. Arminio wished everyone a happy and healthy New Year and commented that she is looking forward to the Master Plan and hopes that the affordable housing aspect of that plan will be discussed.

Prakash Parab, 33 Dayna Dr. – Mr. Parab urged all with the Covid surge to wear their masks when out in stores or in crowds. He stated that this is not about politics, as the virus does not care about that, and he urged all to follow the CDC guidelines.

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

UPON MOTION made by Councilman Dipierro and seconded by Council Vice-President Schneider, the Regular Meeting was Adjourned at 7:44pm.

ROLL CALL:	Councilman Leonard Baskin	Aye
	Councilman Charles Dipierro	Aye
	Councilman Terence Van Dzura	Aye
	Council Vice-President Elizabeth Schneider	Aye
	Council President Miriam Cohen	Aye

Council President Cohen noted that the Council's Reorganization meeting will take place on January 5th via ZOOM, and the swearing in ceremony at the Senior Center has been cancelled and will be held instead by appointment only on January 1st at the municipal building.

Patricia Reid

PATRICIA REID, Township Clerk

Miriam Cohen

MIRIAM COHEN, Council President

Minutes were adopted on: February 7, 2022.