

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

MEETING OF THE MONROE TOWNSHIP COUNCIL

FEBRUARY 3, 2020

1. Call to Order. (6:30 p.m.)

2. Salute to the Flag.

3. **ROLL CALL:**

Councilman Leonard Baskin
Councilman Stephen Dalina
Councilman Charles Dipierro
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 January 2, 2020 and remains posted at that location for public inspection;
2. Noticed to the **HOME NEWS TRIBUNE** and **CRANBURY PRESS** on January 3, 2020;
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. Comments shall be addressed at the close of the public comments section.

5. **PROCLAMATIONS and PRESENTATIONS:**

- Honoring Retiree Luann McGraw – Tax Collector – 20 years of service

6. **OATH OF OFFICE administered to:**

- Lieutenant Sergeis Jangols
- Sergeant George Olynyk
- Officer Michael Steele

AGENDA REVIEW

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

O-1-2020-001 **ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “VEHICLES AND TRAFFIC”.** (School speed limit on Perrineville Rd. - correcting verbiage for County)

8. **ORDINANCE(S) for INTRODUCTION:**

O-2-2020-002 **ORDINANCE AMENDING CHAPTER 73 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “PARKING, OFF-STREET”.** (increased fine for illegal truck parking @ Monroe Park and Ride locations)

O-2-2020-003 **BOND ORDINANCE PROVIDING FOR PEDESTRIAN AND ROADWAY IMPROVEMENTS, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE “TOWNSHIP”); APPROPRIATING \$2,275,000 THEREFOR (INCLUDING TWO (2) GRANTS RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TOTALING \$1,075,000) AND AUTHORIZING THE ISSUANCE OF \$1,200,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
(Camelot Neighborhood & Costco Drive)

O-2-2020-004 **BOND ORDINANCE PROVIDING FOR VARIOUS 2020 CAPITAL IMPROVEMENTS, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE “TOWNSHIP”); APPROPRIATING \$1,780,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,695,200 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS THEREOF.**
(2020 Twp. wide paving & Spotswood Gravel Hill Rd/ Pergola/ Matchaponix Ave. Intersection Improvements)

9. **RESOLUTIONS for CONSIDERATION under CONSENT AGENDA:**
(R-2-2020-059 – R-2-2020-081)

R-2-2020-059 **RESOLUTION APPROVING THE EXTENSION OF THE INTRODUCTION AND APPROVAL OF THE MONROE TOWNSHIP 2020 ANNUAL BUDGET TO MARCH 2, 2020.**

R-2-2020-060 **RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF MEMBERS TO THE AFFORDABLE HOUSING BOARD.**

R-2-2020-061 **RESOLUTION APPOINTING A MEMBER AND FIRST ALTERNATE REPRESENTATIVE TO THE SOUTH CENTRAL MIDDLESEX COUNTY FLOOD CONTROL COMMISSION.**

R-2-2020-062 **RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF MEMBERS TO THE OPEN SPACE AND FARMLAND PRESERVATION COMMISSION.**

R-2-2020-063 **RESOLUTION AUTHORIZING RELEASE OF MAINTENANCE GUARANTEE POSTED FOR MATRIX 259 LCE F, LLC. – PB-1166-15.**
(Stonaker Drive)

R-2-2020-064 **RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO PENN MEDICINE FOR EMPLOYEE ASSISTANCE PROGRAM SERVICES (EAP) FOR CALENDAR YEAR 2020. (\$5,425)**

R-2-2020-065 **RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO AMBASSADOR MEDICAL SERVICES, INC. FOR MEDICAL, EDUCATIONAL AND ADMINISTRATIVE SERVICES RELATED TO THE DEVELOPMENT OF THE TOWNSHIP’S SUBSTANCE AND ALCOHOL MISUSE POLICY FOR CALENDAR YEAR 2020.**
(\$65.00 per collection)

R-2-2020-066 **RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES FOR W&S 1131, SHARED PROPERTIES, LLC, BA #5081-13 POSTED TO THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**

R-2-2020-067 **RESOLUTION AUTHORIZING THE EXTENSION OF CONTRACT NO. 468 “WATER TREATMENT CHEMICALS” LINE ITEM 1.1, WITH UNIVAR USA, INC. FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**

R-2-2020-068 **RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) FORD F250 UTILITY BODY TRUCK FROM BEYER FORD USING THE NEW JERSEY STATE COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (\$31,793)**

- R-2-2020-069** **RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) FORD EXPLORER FROM BEYER FORD USING THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) (\$28,912.45)**
- R-2-2020-070** **RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES POSTED FOR SHARED PROPERTIES COMMERCIAL – KIDDIE ACADEMY – BA-5144-17.**
- R-2-2020-071** **RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES POSTED FOR SHARED PROPERTIES LLC. – BOULEVARD - BA-5108-15.**
- R-2-2020-072** **RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES POSTED FOR SHARED PROPERTIES LLC. – APARTMENTS - BA-5108-15.**
- R-2-2020-073** **RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.**
- R-2-2020-074** **RESOLUTION AUTHORIZING REFUND OF THIRD PARTY TAX LIEN PREMIUM PAYMENTS.**
- R-2-2020-075** **RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO MY INSTADOC URGENT CARE FOR OCCUPATIONAL MEDICAL SERVICES FOR CALENDAR YEAR 2020.**
- R-2-2020-076** **RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH PIAZZA AND ASSOCIATES AS AFFORDABLE HOUSING ADMINISTRATIVE AGENT FOR CALENDAR YEAR 2020. (Per fee schedule - \$7500.00 maximum per year)**
- R-2-2020-077** **RESOLUTION AUTHORIZING THE PAYMENT OF ADDITIONAL FEES TO SHAIN SCHAFFER, P.C. TO HANDLE VARIOUS MATTERS AS EXTRAORDINARY LITIGATION. (2019 Final Billing - Kings Row - \$2,138.55 and El at Monroe - \$3,939.70)**
- R-2-2020-078** **RESOLUTION AUTHORIZING AN AFFORDABLE HOUSING HOMEOWNERSHIP ASSISTANCE LOAN REPAYMENT AGREEMENT WITH THE OWNER OF AN AFFORDABLE HOUSING UNIT LOCATED AT 1226 MORNING GLORY DRIVE, MONROE TOWNSHIP, NEW JERSEY.**
- R-2-2020-079** **RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO DANIEL ANTONELLI, WITH THE FIRM OF ANTONELLI KANTOR AS CONFLICT ATTORNEY FOR THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2020. (Not to exceed \$10,000)**
- R-2-2020-080** **RESOLUTION AUTHORIZING THE MONROE TOWNSHIP EMERGENCY MEDICAL SERVICES (EMS) DEPARTMENT TO DONATE SURPLUS MOBILE DATA TERMINALS (MDT’s) TO THE BOROUGH OF SPOTSWOOD.**
- R-2-2020-081** **RESOLUTION AUTHORIZING THE PURCHASE OF A MICROSOFT ENTERPRISE AGREEMENT FOR ALL MONROE TOWNSHIP DEPARTMENTS UNDER NEW JERSEY STATE CONTRACT. (\$52,270.00/year – 3 year agreement)**
10. Mayor’s Report.
11. Administrator’s Report.
12. Engineer’s Report.
13. Council’s Reports.

14. **PUBLIC COMMENTS.**

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. Comments shall be addressed at the close of the public comments section.

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

COUNCIL ACTION

15. **MOTION** to approve the payment of **CLAIMS** per run date **01/29/2020**.

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

16. **APPROVAL OF MINUTES:**

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

December 23, 2019
January 1, 2020
January 8, 2020

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

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

O-1-2020-001 **ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “VEHICLES AND TRAFFIC”.** (School speed limit on Perrineville Rd. - correcting verbiage for County)

PUBLIC HEARING OPEN: MOTION: _____ SECOND: _____

PUBLIC HEARING CLOSE: MOTION: _____ SECOND: _____

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

18. **ORDINANCE(S)** for **INTRODUCTION:**

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

O-2-2020-003 **BOND ORDINANCE PROVIDING FOR PEDESTRIAN AND ROADWAY IMPROVEMENTS, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE “TOWNSHIP”); APPROPRIATING \$2,275,000 THEREFOR (INCLUDING TWO (2) GRANTS RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TOTALING \$1,075,000) AND AUTHORIZING THE ISSUANCE OF \$1,200,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
(Camelot Neighborhood & Costco Drive)

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

O-2-2020-004 **BOND ORDINANCE PROVIDING FOR VARIOUS 2020 CAPITAL IMPROVEMENTS, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE “TOWNSHIP”); APPROPRIATING \$1,780,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,695,200 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS THEREOF.**
(2020 Twp. wide paving & Spotswood Gravel Hill Rd/ Pergola/ Matchaponix Ave. Intersection Improvements)

MOTION: _____ SECOND: _____

ROLL CALL: Ayes _____ Nays _____

19. **RESOLUTIONS for CONSIDERATION under the CONSENT AGENDA:**
(R-2-2020-059– R-2-2020-081)

- R-2-2020-059** **RESOLUTION APPROVING THE EXTENSION OF THE INTRODUCTION AND APPROVAL OF THE MONROE TOWNSHIP 2020 ANNUAL BUDGET TO MARCH 2, 2020.**
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MOTION: _____ SECOND: _____ ROLL CALL: Ayes ___ Nays ___

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

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

21. **Adjournment.** Time: _____

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

TOWNSHIP OF MONROE
COUNCIL MEETING MINUTES
MEETING OF THE MONROE TOWNSHIP COUNCIL – FEBRUARY 3, 2020

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

The Combined Agenda/Regular Meeting was Called to Order at 6:30 p.m. by Council President Miriam Cohen 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 Stephen Dalina, Councilman Charles Dipierro, Council Vice-President Elizabeth Schneider and Council President Miriam Cohen.

ALSO, PRESENT: Mayor Gerald W. Tamburro, Business Administrator Alan M. Weinberg, Township Attorney Lou Rainone, Engineer Mark Rasimowicz and Deputy Township Clerk Tanya Pannucci.

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

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 January 2, 2020 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and **CRANBURY PRESS** on January 3, 2020.
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. Comments shall be addressed at the close of the Public Comments session.

Administrator Weinberg honored Retiree Luann McGraw with a plaque for her 20 years of service as Tax Collector for the Township. Ms. McGraw thanked the Township for their support over the 20 years she has worked with the Township adding that she will cherish all of the memories made and the friendships created in her time here. She stated that she is looking forward to her retirement and spending quality time with friends, family and her 10 grandchildren. The Mayor and Council thanked her for her dedication and congratulated her on her retirement.

Council President Cohen called upon Chief Biennas for the swearing in of Lieutenant Jangols, Sergeant Olynyk and Officer Steele.

Chief Biennas called upon Lieutenant Sergeis Jangols to be sworn in. Lieutenant Jangols graduated Brookdale Community College and was hired by the Township in 2007. Lieutenant Jangols was assigned to the Patrol Division and worked his way up to Traffic Officer and then Sergeant. He is highly educated in both accident reconstruction and investigation. Lieutenant Jangols has been serving as the Lieutenant of Patrol on the A Side. His wife Lilly and children were in attendance to hold the bible as Township Clerk Patricia Reid administered the Oath.

Next, Chief Biennas called upon Sergeant George Olynyk to be sworn in. Sergeant Olynyk graduated Middlesex County College with a degree in Political Science in 1996 and was hired by the Township in 1998. Sergeant Olynyk was assigned to Patrol and recently to the Administrative Division. Sergeant Olynyk revamped the field training program that the Township is using and is a Certified Firearms Instructor. Sergeant Olynyk's mother, father, wife and children were in attendance to hold the bible as Township Clerk Patricia Reid administered the Oath.

Lastly, Chief Biennas called upon Officer Michael Steele to be sworn in. Officer Steele graduated Rutgers University in 2017 and is a lifelong resident of the Township along with being a 2011 graduate of Monroe Township Highschool. Officer Steele applied and was accepted in to the Essex County Program and received one of the highest academic grades while there. Officer Steele's mother, father, grandmother, brother and girlfriend were in attendance to hold the bible as Township Clerk Patricia Reid administered the Oath.

Mayor Tamburro and Council all congratulated the officers for their achievements and thanked them for their hard work and selfless dedication to our Township.

A brief recess was taken for pictures with the meeting reconvening at 7:00pm.

Township Clerk Patricia Reid read the following entitled **ORDINANCES** for **SECOND READING** at the **MONDAY, FEBRUARY 3, 2020** Regular Council Meeting:

O-1-2020-001 **ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “VEHICLES AND TRAFFIC”. (School speed limit on Perrineville Rd. - correcting verbiage for County)**

Township Clerk Patricia Reid read the following entitled **ORDINANCES** for **INTRODUCTION** at the **MONDAY, FEBRUARY 3, 2020** Regular Council Meeting:

O-2-2020-002 **ORDINANCE AMENDING CHAPTER 73 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “PARKING, OFF-STREET”. (increased fine for illegal truck parking @ Monroe Park and Ride locations)**

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(2020 Twp. wide paving & Spotswood Gravel Hill Rd/ Pergola/ Matchaponix Ave. Intersection Improvements)

Councilman Dipierro had a question regarding Ordinance O-1-2020-001, in which he stated that the speed is listed as 40mph instead of 25mph as it was previously listed. He stated that it seems that there are specific times for when it is 25mph and asked for further clarification. Engineer Rasimowicz answered that the County requested a cleanup of the wording. Perrineville Road is 40mph outside of the school section. He added that there will be appropriate signage.

Councilman Dipierro stated he had a question regarding Ordinance O-2-2020-004 to which Council President Cohen interjected stating that it is believed that Councilman Dipierro has an interest in this Ordinance therefore, he cannot discuss at this time. Township Attorney Rainone clarified that as a citizen Councilman Dipierro can ask questions to the Administrator but as a Councilman he cannot participate by asking questions on an ordinance he has a conflict with. Councilman Dipierro stated that he would then send an email and hopes to get an answer to his questions that way.

Township Clerk Patricia Reid read the following entitled **RESOLUTIONS** for **CONSIDERATION** at the **MONDAY, FEBRUARY 3, 2020** Regular Council Meeting (R-2-2020-059 – R-2-2020-081):

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(2019 Final Billing - Kings Row - \$2,138.55 and El at Monroe - \$3,939.70)

- R-2-2020-078** **RESOLUTION AUTHORIZING AN AFFORDABLE HOUSING HOMEOWNERSHIP ASSISTANCE LOAN REPAYMENT AGREEMENT WITH THE OWNER OF AN AFFORDABLE HOUSING UNIT LOCATED AT 1226 MORNING GLORY DRIVE, MONROE TOWNSHIP, NEW JERSEY.**
- R-2-2020-079** **RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO DANIEL ANTONELLI, WITH THE FIRM OF ANTONELLI KANTOR AS CONFLICT ATTORNEY FOR THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2020. (Not to exceed \$10,000)**
- R-2-2020-080** **RESOLUTION AUTHORIZING THE MONROE TOWNSHIP EMERGENCY MEDICAL SERVICES (EMS) DEPARTMENT TO DONATE SURPLUS MOBILE DATA TERMINALS (MDT's) TO THE BOROUGH OF SPOTSWOOD.**
- R-2-2020-081** **RESOLUTION AUTHORIZING THE PURCHASE OF A MICROSOFT ENTERPRISE AGREEMENT FOR ALL MONROE TOWNSHIP DEPARTMENTS UNDER NEW JERSEY STATE CONTRACT. (\$52,270.00/year – 3 year agreement)**

Council President Cohen asked if there were any questions or concerns from the Council to which Councilman Dipierro asked for clarification on Resolution R-2-2020-061 and asked if this was a paid position; Administrator Weinberg answered that this is not a paid position and clarified that Robert Hudak's position is being replaced by Acting Planning Director Joseph Stroin as a member of the South Central Middlesex County Flood Control Commission. Councilman Dipierro stated that in regards to Resolution R-2-2020-080 the Operations Coordinator is also an EMS member in Spotswood and he believes that this poses a conflict. Administrator Weinberg responded that we have Mobile Data Terminals that are old and have not been used and it was suggested that Spotswood could use them. He explained further that we did ask our Township entities first but they did not have a use for them. Councilman Dipierro asked for clarification on Resolution R-2-2020-073 regarding the tax overpayments; Administrator Weinberg answered that there is a total of approximately \$267,000 due to a tax court judgement and Veterans exemptions. Councilman Dipierro asked for clarification on Resolution R-2-2020-078 regarding the Affordable Housing Down Payment Assistance Loan to which Administrator Weinberg explained that process. Councilman Dipierro asked for Ordinance O-2-2020-004 to be removed and considered separately to which Township Attorney Rainone explained that ordinances are voted on separately therefore they do not need to be removed. Lastly, Councilman Dipierro stated that he would like to remove Resolutions R-2-2020-062, R-2-2020-066, R-2-2020-070, R-2-2020-071, R-2-2020-072, R-2-2020-079 and R-2-2020-080 from the Consent Agenda. Council President then asked Councilman Dipierro if he preferred if the Resolutions removed from the consent to be voted on individually or as one voted and he responded, however the Council President wished.

REPORTS:

Mayor's Report – Mayor Tamburro reported that it is always a good meeting when there are officers being sworn in. He added that it is important to understand that these are not just police officers that protect us but most are also Township residents with families.

Congratulated the Monroe Township Highschool Wrestling Team for their win at the Boy's Tournament breaking South Plainfield's winning streak. Our team won the Championship this year and Gabby Miller won the Championship at the Girls Wrestling Tournament.

A \$475,000 grant was received for road improvements in the Camelot neighborhood. We have received close to \$1.1 million dollars in State road grants which has helped these projects continue to move along.

Asked Engineer Rasimowicz on the status of the bus shelter on Applegarth Road as it looks like it has gone up; Engineer Rasimowicz answered that it is being installed which will take approximately a week to complete. He added that the lighting is complete.

Administrator's Report – Congratulated all of the officers for their accomplishments and thanked all of them for their hard work and dedication to the Township.

Reported that the CFO has posted the Annual Debt Statement which gives all of us an opportunity to review. Administrator Weinberg went over a few of the highlights.

Stated that in speaking with Mayor Tamburro the continued focus for this year is doing outreach regarding Affordable Housing. He stated that it is a very complicated issue to understand fully and in speaking with the Mayor he would like to continue that service starting next month to let folks know where we are in the process. Administrator Weinberg gave a brief overview of the history of the Township's affordable housing

obligation and where we stand currently.

Gave a brief update on the truck issue, stating that we have heard from many residents about the trucks traveling from east and west through Cranbury. It is anticipated that the County will take action on the Ordinance that the Township has passed and forward it over to the State for consideration to move forward on.

Engineer's Report – Reported that the Park and Ride Bus Shelter is being constructed and should be completed in approximately a week. The new bus shelter is double in size and beautiful. It will be utilized by commuting residents and those who are traveling to the City.

In regards to the traffic signal at the intersection of Spotswood Gravel Hill Road and Matchaponix Avenue, land acquisitions are being finalized which are necessary to move forward.

COUNCIL REPORTS:

Councilman Baskin –

- Liaison to the Historical Commission and reported that they are in the process of redoing their brochures and are starting the process of overlaying the historical maps with Center State.

Councilman Dalina –

- Wrestling has been a powerhouse; we have always chosen to wrestle South Plainfield and we would always end up defeated. With those defeats our team has learned enough to finally come out on top and win against South Plainfield.
- Announced that Baseball Registration is open for boys and girls who are interested in playing. Lacrosse and Softball Registrations are open as well.
- The Library has a new service called Canopy which is an on demand free streaming service. Those who are interested can sign up through the library's website.
- Wednesday, February 5th the Mayor's Youth Advisory Committee will be meeting for their monthly meeting. This Committee allows our youth to meet with our elected officials and administration to discuss what pressing issues of today need to be discussed. In the past the Committee has done presentations on DUI crashes, mental health and drug addiction.
- The County Clerk's Office is offering a mobile passport service, "Passport Fair" that will come to the Library and the Senior Center for those who are interested in taking advantage of this unique opportunity.

Council Vice-President Schneider–

- Asked Engineer Rasimowicz if there was any update on the warehouse on Ely Road; Engineer Rasimowicz responded that the property is located in Cranbury and there is an application that has been submitted but has not yet been heard by the Planning Board. He believes it was only heard by the Environmental Commission and there was a lot of concern and the endangered wildlife on the property, as well as, issues with sewer and water.
- For anyone interested in joining the Human Relations Commission, they are looking for members and can contact her for more information. Every year they hold a multi-cultural festival which is a wonderful day had by all.
- On February 21st, World Thinking Day will be held which is a show put on by the Girl Scouts. Tickets are on sale and the show will be held at the high school.
- Will be attending an Eagle Scout Court of Honor on February 29th. Honored to be invited.

Councilman Dipierro –

- Attended a seminar on the 2020 Census held at Middlesex County College which was very informative. Found it interesting that on April 1st everyone will be counted as a citizen. They are looking for 63,000 people and are willing to pay \$20 per hour. Stated that in 2010 for every dollar that was sent to Washington we only received .74 and that is because a lot of people living here are not being accounted for. Dropped posters at the Clerk's Office regarding the Census and asked for them to be displayed. Information can be found online at www.Census.gov.
- Reminded everyone that offices are closed on February 17th for President's Day.
- Asked if we have received our Recycling Grant monies yet; Administrator Weinberg answered that we did but it should be noted that the recycling grants trail a few years behind. He reported that we received approximately \$118,000 which was one of the largest in the State.
- Reported that in passing by Mounts Mills Road he noticed the lights are blinding and should be looked at. Suggested adding some shielding to be placed on those lights.
- Regarding the bond issue with Lennar for Stonebridge, Councilman Dipierro asked if there was an Engineer's estimate to which Engineer Rasimowicz stated that there is a bond determination. Councilman Dipierro asked if the hard and soft costs have been determined; Township Attorney Rainone responded. Councilman Dipierro explained that he is concerned with having a current estimate because if the work needing to be done exceeds the \$2.4 million it will become

problematic. Engineer Rasimowicz answered that he believed the \$2.4 million is comfortable. Councilman Dipierro asked if any of the work has been started to which Township Attorney Rainone answered that we have not received any of the monies yet.

- Asked if the dates for the Budget Workshop have been set yet; Administrator Weinberg answered that a few dates have been circulated to the Council and it looks like the 3rd week in March will be when the Budget Workshop will be held.
- Asked if we had the Sewer Capacity Report; Administrator Weinberg answered that we did have a group look at our overall sewer capacity and are working with the Utility Department to draft. He stated that when the report is completed it will be shared with the Council. Councilman Dipierro asked if any new employees have been hired for the Utility Department; Administrator Weinberg answered that a list was provided today to the Council and that he did not have all the information with him tonight. He added that Administration is responsible for hiring employees.

Council President Cohen –

- Reminded everyone that February 7th is National Wear Red Day which is done to bring awareness about Heart Disease among women.
- Reported that the Cultural Arts Commission will be having a concert of the music of Eric Clapton played and sung by the band Slow Hands. The concert will be held at the Monroe Township High School on March 29th. Check out the website for more information and tickets; tickets will also be available at the box office.
- Nancy Gunkelman has an exhibit opening at the Library on February 4th which everyone is invited to visit.
- A free rabies clinic will be held on March 7th at the Community Center. Animals must be licensed which can be handled at the Clerk's Office.

Council President Cohen asked Township Clerk Patricia Reid to read the following regarding the Public Comments portion of the meeting: 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. Comments shall be addressed at the close of the Public Comments session.

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

PUBLIC COMMENTS:

Hy Grossman, 15 Doral Dr. – Mr. Grossman stated he had a few questions regarding the procedures of the meetings. He asked if there will now be two meetings in one night to which Council President Cohen corrected him by stating that this is considered to be one meeting.

Mr. Grossman asked why with appointment resolutions are the names of those being appointed not made public; Council President Cohen answered that the names are posted on the website and they can be added to the agenda as well so the public can see it.

Prakash Parab, 33 Dayna Dr. – Mr. Parab stated that at the January 8th meeting there was only one public forum and it was done before the professionals and Council gave their reports which was concerning. He stated he was worried about transparency and now it is noticed that the agenda and reports are done before the public comment portion and he is happy with that, however, in other towns he has researched a number of them have two public forums not just one.

Mr. Parab commented on the ongoing issue with affordable housing, stating that he feels it favors the builders and does not serve the people who actually need a home. He shared that high-density housing will crowd the schools and impact our infrastructure and the residents will pay for it which is a burden to the taxpayers. Impact fees have to be implemented and paid by the builders.

Andy Paluri, 16 St. James St. – Mr. Paluri suggested that some of the comments made by Mr. Parab should be brought to the attention of the State Assembly.

Mr. Paluri shared that the India US Forum has been conducting a mentoring program and will be holding a session on March 7th at 2:00pm at the Recreation Center. The high school children have been mentoring the elementary school children and the Mayor and Council are invited to attend.

Mr. Paluri shared that the Education Commissioner toured Applegarth Elementary School and will be asking the State to help with line item repairs to the school.

Mr. Paluri commented in regards to Ordinance O-1-2020-001 that the signs will not prevent those from Speeding,

Lastly, Mr. Paluri asked when the construction will begin for the traffic signal at the intersection of

Spotswood-Gravel Hill Road and Matchaponix Avenue; Administrator Weinberg answered that we should be going out to bid later this month.

Mr. Paluri asked if he will receive answers to his questions now, to which Council President Cohen explained that all questions and comments will be addressed at the end of the Public Comments portion.

Lucille Panos, 1208 Landera Plz. – Ms. Panos stated she had some clarifications to make from the last meeting regarding political contributions. She shared that Councilman Dipierro reported that the contributions made to the candidates were above the legal limits and according to the report that statement is true, however, in looking over the ELEC reports that was broken down. She stated that one report suggests that the contributions made are over the limits but the State report says something different and there should be consistency made. Ms. Panos added that Councilman Baskin stated that he did not receive any contributions as he was not a candidate last year, however, transaction details show that Center State Engineering donated to the “Friends of Leonard Baskin”. She could not find an ELEC report stating they received any monies but the ELEC Commission is looking into this as no report has been filed. Ms. Panos stated that Councilman Dipierro is not listed on any financial disclosures and it is made clear that he did not receive any financial contributions.

Ms. Panos stated that she wants to build on the comments made by Council Vice-President Schneider who spoke on love and open heartedness and she would like to build on that with discussing transparency. Ms. Panos stated that the Council is behind the times when it comes to transparency, as a link should be posted on the website with the resolutions for the public to be able to view. She also stated that the bill list should be made public. Council President Cohen informed Ms. Panos she was out of time to which Ms. Panos asked for an additional minute. Council President Cohen responded no and Ms. Panos commented that it is ridiculous that the public cannot receive an extension of time.

Anthony Prezioso, 8 Equestrian Way – Mr. Prezioso stated that the Council is taking away part of the speaking platform and people have died for their 1st Amendment rights. Mr. Prezioso also commented that he has noticed the Board of Education has started to do that as well and asked what is going on and the more that is taken away the closer you get to dangerous ground.

Marvin Zimmerman, address not given, Resident of Rossmoor - Mr. Zimmerman stated that he is happy to have lived in the Township for 29 years but is angered that he has received a bill from JCP&L for \$800. He stated that he lives on Social Security and cannot afford to pay this astronomical bill. He commented that someone goofed and when he spoke with JCP&L he was told he would receive a check for \$61 with an additional check of \$161 coming in the next few weeks. He asked who is responsible for this malfunction as he wants answers on how this can be corrected.

Mr. Zimmerman stated that he lives across from Centre Drive where approximately 1,900 trucks travel through that area daily.

Commented that the Township has 64 police officers and he has not seen one of them on Forsgate Drive addressing the speeding issues taken place. Vehicles travel doing 70-80 mph and it is disgraceful.

Stated that the railroad line should go to New Brunswick and Philadelphia but instead he has to use the bus to get there.

Laurie Winter, 308 Federal Rd. – Ms. Winter stated that it is wrong that there is no immediate response to the public when asking questions or making comments during the public comment period. She reminded the Mayor and Council that they are all hired by the residents of the Township and to not be allowed to speak at the end of the meeting makes it impossible to have a discussion about anything. She added that there is no debate and no back and forth which makes it not transparent at all.

Rey Redington, 670 Windgate Ct. – Mr. Redington asked that all non-removed agenda items be removed from the agenda altogether as they should each be read and discussed individually. He added that the agenda structure is a violation of the Township Code and is improper and anything that is passed here is put into jeopardy unless the Code is abided by. He asked that a resolution be passed to come into compliance with the Code before moving forward.

George Gunkelman, 5 Kelly Ct. – Mr. Gunkelman commented that the new format of public comments seems to be an experiment and is an improvement from last month’s meeting. He stated that the answers and comments being given after the public comment portion closes seems to be misplaced and asked why all of these changes are being made.

Mr. Gunkelman asked if those appointed in Resolutions R-2-2020-060 and R-2-2020-062 could be revealed.

Asked in regards to Ordinance O-2-2020-003, how old Costco Drive is and why is it being replaced and is the length of the bond sufficient.

In regards to Mounts Mills Road, Mr. Gunkelman commented that it has fortunately been a warm winter but the drainage is within the right of way and literally a foot off of the roadway itself. He stated that the water freezes after it rains posing for a very dangerous condition. He asked whose liability it would be to address this.

Lastly, Mr. Gunkelman commented that he has noticed that when wanting to view plans at the Building Department he is told that he has to fill out an OPRA request and he stated that he refuses to do that. He commented that it is a disservice to the people of the Township to make them jump through hoops to view things they should have access to immediately.

Michael Olesky, 50 Mayberry Ave. – Mr. Olesky stated that the public comments section was handled positively when the questions being asked by the public were being answered right after. He stated that he had no idea that that was being taken away from the public.

Suggested that the Township's Facebook page have a section where the meetings are listed so that way people who follow the page get notifications as to when the meetings are taking place. He stated that he receives his information from the Monroe Township Indians for Community Action page.

Administrator Weinberg stated that the traffic light at the intersection of Matchaponix Avenue will be going out to bid this month and then will be moving forward. We are partnering with the County for this project.

Administrator Weinberg introduced Mr. Bob Chilton from Gabel & Associates to discuss the Energy Aggregation Program and the issues that have arisen with the billing from the end of Round 3. Mr. Chilton explained that the contract ended in December and this affected those with budget billing. The goal is to balance out with JCP&L adjusting your monthly amount so that way going forward you are paying the correct amount. South Jersey Energy was required to true up half way through the contract but they failed to do so and when the Township became aware of the situation, they reached out to South Jersey Energy and with a lot of pushing they agreed to right off 10% of what was owed. JCP&L has agreed to allow customers to spread their final balance over the course of twelve months to pay it off. Mr. Chilton explained that with this new supplier the Township has instituted an additional control by having them provide quarterly reports and making the necessary adjustments to avoid the residents from falling too far behind. He added that Constellation Energy has been doing a great job at staying ahead of this. Council President Cohen stated that if anyone had further questions after the meeting Mr. Chilton would be present to answer.

Administrator Weinberg addressed the concern with Liberty Way and explained that Cranbury was supposed to build a direct connection to the Turnpike but they never did and have no intention of doing so. He explained that our concerns have been addressed with Cranbury and the County.

Randy Beverly, Hemant Patel and Joseph Gurney were appointed to the Affordable Housing Board in Resolution R-2-2020-060 and John Riggs was appointed to the Open Space Committee in Resolution R-2-2020-062.

Administrator Weinberg stated that the speeding issue on Forsgate Drive will be addressed with the Police Department.

Engineer Rasimowicz answered that the age of the asphalt on Costco Drive is 20 years. He also noted that the issue on Mounts Mills Road will be addressed. Lastly, he stated that the signage for the speed limit change on Schoolhouse and Perrineville Road is being planned and produced by the Board of Education.

An audience member shouts out asking what happens if someone from the public has a question at this point, to which Council President Cohen answered that any questions at this point can be addressed to the Council and Professionals after the meeting adjourns. There is a lot of commotion and shouting from the audience.

Councilman Dipierro commented in regards to the electric billing issue, he fell short each month and his final bill was huge as well. He thanked Harold Klein for his help in trying to rectify that. He stated that he is concerned about the resident living in Rossmoor on a fixed income and wants to ensure that with this Energy Aggregation Program we are actually saving the residents money and this is not just smoke and mirrors. Councilman Dipierro also stated that he had no idea of the public portion change and asked who made the changes as he was only given the agenda on Friday. He stated that he wants to consult with the Clerk's Office and the Township Attorney and asked how he would go about making a motion to add a second public portion. Township Attorney Rainone stated that he could ask for a motion to add a second public portion; **Councilman Dipierro motioned to go back to two public portions and when Council President Cohen asked for a second there was none; she noted that the motion fails.** *Members from the audience begin shouting with some getting up and leaving.*

Council Vice-President Schneider suggested that the Council go back to answering questions from the public as they are asked. Council President Cohen responded that the change was decided collectively and

one of the major reasons for the change was to address the concern from the public that their time was being taken up because of the back and forth with the Council and Professionals addressing their questions and comments. Also, she explained that having the public portion before the resolutions are voted on allows the public an opportunity to voice their questions and/or concerns with them prior to adoption. Council President Cohen also noted that this meeting is considered as one meeting because when we had separate meetings for the agenda, no one would attend and it is believed that it would be better for the public to have one meeting with a chance to address their concerns prior to Council voting on them. *Members from the audience begin having a back and forth with Council President Cohen. Resident Rey Redington came forward to state that the responses to the public's questions were not all given. Council President Cohen and Township Attorney Rainone stated that the meeting is not illegal and will proceed accordingly.*

UPON MOTION made by Councilman Dalina and seconded by Council Vice-President Schneider, the **PUBLIC COMMENTS** portion of the Meeting was closed.

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| 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 Councilman Dalina and seconded by Council Vice-President Schneider, the **CLAIMS** per run date of **1/29/2019** were approved for payment as presented.

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

UPON MOTION made by Councilman Dalina and seconded by Councilman Baskin, the **MINUTES** of the **December 23, 2019, January 1, 2020 and January 8, 2020 Meetings** were approved as written and presented.

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

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

O-1-2020-001 ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "VEHICLES AND TRAFFIC".

(School speed limit on Perrineville Rd. – correcting verbiage for County)

ORDINANCE as follows: (O-1-2020-001)

O-1-2020-001 **ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "VEHICLES AND TRAFFIC".** (School speed limit on Perrineville Rd. - correcting verbiage for County)

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

SECTION 1. Chapter 122-44.1. entitled "Schedule XVA" of the Code of the Township of Monroe, which Section establishes "Speed Limits" within the Township of Monroe shall be amended as follows: (new text is in **red and underlined**, text to be deleted is ~~struck~~)

| <u>NAME OF STREET</u> | <u>SPEED LIMIT</u> (<u>mph</u>) | <u>LOCATION</u> |
|--------------------------------------|--------------------------------------|-----------------------------------|
| <u>AMEND</u> | | |
| <u>Perrineville Road</u> | | |
| <u>School Zone Speed Limit at</u> | <u>25</u> | <u>When children are present.</u> |
| <u>High School and Middle School</u> | | |

ADD

Perrineville Road

Zone 2

40

From 3,800 feet south of the centerline of Forsgate Drive except 25 mph School Speed Limit in the Monroe Township High School area and Monroe Township Middle School area in Zone 1, when passing through a school zone during recess, when the presence of children is clearly visible from the roadway, or while children are going to or leaving school, during opening or closing hours.

SECTION 3. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of such inconsistency.

SECTION 4. 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 5. This Ordinance shall take effect twenty days after final passage, adoption and publication according to law.

UPON MOTION made by Councilman Dalina and seconded by Councilman Baskin, the **PUBLIC COMMENTS for Ordinance O-1-2020-001** portion of the Meeting was opened. All were in favor, none opposed.

PUBLIC COMMENTS:

Lucille Panos, 1208 Landera Plz. – Ms. Panos asked if the fines will automatically double once the signage is installed as it is now considered a Safe Zone; Township Attorney Rainone answered that he does not believe it automatically does and he further does not believe that the Ordinance provides for that. Ms. Panos asks for it to be amended as it should be double the fines to which Township Attorney Rainone answered that a Safe Zone is a function of the State Law and he believes that the law she is talking about doubles the fines if caught speeding in a School Zone.

Andy Paluri, 16 St. James St. – Mr. Paluri commented that Safe Zones are a function of the Highway Safety Patrol but school zones can be enforced by the Township. He noted that they are two separate things.

Rey Redington, 670 Windgate Ct. – Mr. Redington stated that he was going to comment on something other than the Ordinance to which Township Attorney Rainone responded that he is not permitted to discuss anything other than the Ordinance during its public comment period.

UPON MOTION made by Councilman Dalina and seconded by Councilman Baskin, the **PUBLIC COMMENTS for Ordinance O-1-2020-001** portion of the Meeting was closed. All were in favor, none opposed.

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

O-1-2020-001 ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “VEHICLES AND TRAFFIC”.

(School speed limit on Perrineville Rd. – correcting verbiage for County)

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| 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 |

Councilman Dipierro asked if there will be signage with the fines listed in place for Ordinance O-2-2020-002; Administrator Weinberg answered yes.

UPON MOTION made by Councilman Dalina and seconded by Councilman Baskin, an Ordinance of which the following is the title was introduced on first reading for Final Passage:

O-2-2020-002 ORDINANCE AMENDING CHAPTER 73 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "PARKING, OFF-STREET".

(increased fine for illegal truck parking @ Monroe Park and Ride locations)

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

Copy of Ordinance Duly Filed.
O-2-2020-002

Council President Cohen asked the members of the audience who are leaving to please do so quietly.

UPON MOTION made by Councilman Dalina and seconded by Councilman Baskin, an Ordinance of which the following is the title was introduced on first reading for Final Passage:

O-2-2020-003 BOND ORDINANCE PROVIDING FOR PEDESTRIAN AND ROADWAY IMPROVEMENTS, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "TOWNSHIP"); APPROPRIATING \$2,275,000 THEREFOR (INCLUDING TWO (2) GRANTS RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TOTALING \$1,075,000) AND AUTHORIZING THE ISSUANCE OF \$1,200,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

(Camelot Neighborhood & Costco Drive)

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

Copy of Ordinance Duly Filed.
O-2-2020-003

UPON MOTION made by Councilman Dalina and seconded by Councilman Baskin, an Ordinance of which the following is the title was introduced on first reading for Final Passage:

O-2-2020-004 BOND ORDINANCE PROVIDING FOR VARIOUS 2020 CAPITAL IMPROVEMENTS, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "TOWNSHIP"); APPROPRIATING \$1,780,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,695,200 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS THEREOF.

(2020 Twp. wide paving & Spotswood Gravel Hill Rd/ Pergola/ Matchaponix Ave. Intersection Improvements)

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

Copy of Ordinance Duly Filed.
O-2-2020-004

UPON MOTION made by Councilman Dalina and seconded by Councilman Baskin the following Resolutions were moved for Adoption under the **CONSENT AGENDA:** (R-2-2020-059 – R-2-2020-081 with the exception of Resolutions R-2-2020-062, R-2-2020-066, R-2-2020-070, R-2-2020-071, R-2-2020-072, R-2-2020-079 and R-2-2020-080)

R-2-2020-059 RESOLUTION APPROVING THE EXTENSION OF THE INTRODUCTION AND APPROVAL OF THE MONROE TOWNSHIP 2020 ANNUAL BUDGET TO MARCH 2, 2020.

WHEREAS, N.J.S.A. 40A:4-5 provides that the governing body shall introduce and approve the annual budget in the case of a municipality not later than February 10th of the fiscal year; and

WHEREAS, N.J.S.A. 40A:4-5.1 there exists a need to extend the date upon which to introduce and approve the Monroe Township 2020 annual budget to March 2, 2020 due to the need for receipt of revenue figures;

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 extension of the introduction and approval of the Monroe Township 2020 annual budget to March 2, 2020.

R-2-2020-060 RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF MEMBERS TO THE AFFORDABLE HOUSING BOARD.

WHEREAS, the Honorable Gerald W. Tamburro, Mayor of the Township of Monroe, by copy of letter dated January 13, 2020, has appointed the following members to serve on the Affordable Housing Board commencing immediately and expiring on December 31, 2021:

Council President Miriam Cohen – Chairperson/Council Representative – 2 yr. term

Randy R. Beverly Sr. – Member – 2 yr. term

Hemant Patel – Alternate I – 2 yr. term

Joseph Gurney – Alternate II – 2 yr. term

WHEREAS, the Administrative Code of the Township of Monroe requires the Advice and Consent of the Council for such appointments;

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the Township Council hereby provides its Advice and Consent and confirms the appointment of **Council President Miriam Cohen, Randy R. Beverly Sr., Hemant Patel and Joseph Gurney** to serve on the **Affordable Housing Board** for a two (2) year term, commencing immediately and expiring on December 31, 2021.

SO RESOLVED, as aforesaid.

R-2-2020-061 RESOLUTION APPOINTING A MEMBER AND FIRST ALTERNATE REPRESENTATIVE TO THE SOUTH CENTRAL MIDDLESEX COUNTY FLOOD CONTROL COMMISSION.

WHEREAS, at the January 4, 2016 council meeting, **MARK RASIMOWICZ** was approved as a **Member** to the **South Central Middlesex County Flood Control Commission** to fill a five (5) year term, effective January 1, 2016 and expiring December 31, 2020; and

WHEREAS, there exists a vacancy; and

WHEREAS, the Monroe Township Council would like to appoint, **Joseph Stroin** as a **Member** to the **South Central Middlesex County Flood Control Commission** to fill the unexpired five (5) year term of Robert Hudak, effective immediately and expiring December 31, 2020; and

WHEREAS, the First Alternate Representative term has expired; and

WHEREAS, the Monroe Township Council would like to appoint **Wayne Horbatt**, as **First Alternate Representative** to the **South Central Middlesex County Flood Control Commission** to serve for a term of one (1) year effective January 1, 2020 and expiring on December 31, 2020;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe that **Joseph Stroin** is hereby appointed as a member to fill the unexpired five (5) year term, effective immediately and expiring December 31, 2020 and **Wayne Horbatt** is hereby appointed as **First Alternate Representative** to the **South Central Middlesex County Flood Control Commission** for a one (1) year term, effective immediately and expiring December 31, 2020.

R-2-2020-063 RESOLUTION AUTHORIZING RELEASE OF MAINTENANCE GUARANTEE POSTED FOR MATRIX 259 LCE F, LLC. – PB-1166-15. (Stonaker Drive)

WHEREAS, Matrix 259 Prospect Plains LLC. has posted Maintenance Guarantees with Monroe Township for Block 56, Lot 9.04 project PB-1166-15; and

WHEREAS, the Township Engineer received a request for release of the cash maintenance guaranty filed for the subject property; and

WHEREAS, the maintenance guarantee has expired on December 5, 2018; and

WHEREAS, as defined in N.J.S.A. 40:55D-53 et seq., the Township Engineer has inspected the installed site improvements and has recommended that the Township Council approve the request for release of maintenance guarantees and escrow accounts, as detailed in a letter dated January 7, 2020, a copy of which is attached hereto as Exhibit "A"; 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 and State of New Jersey that the Maintenance Guarantees posted for Block 56, Lot 9.04 project PB-1166-15 in the amount of \$16,618.22 be released as reflected above and in the Engineers letter annexed hereto.

SO RESOLVED, as aforesaid.

R-2-2020-064 RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO PENN MEDICINE FOR EMPLOYEE ASSISTANCE PROGRAM SERVICES (EAP) FOR CALENDAR YEAR 2020. (\$5,425)

WHEREAS, the Township of Monroe has a need to acquire Employee Assistance Services for its Employees under the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the term of this contract shall be one (1) year; and

WHEREAS, Penn Medicine Princeton EAP has submitted a proposal indicating the fees for such services which shall be in accordance with the attached fee schedule; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Township's Certified Municipal Finance Officer has certified the availability of funds in **Certificate No. C-2000017**, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Township's Certified Municipal Finance Officer has certified the availability of funds for the Township Utility Dept. in **Certificate No. M-2000006**, copy of which is attached hereto as Exhibit "B";

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

(1) The Mayor and Township Clerk be and are hereby authorized to enter into a contract for occupational medical services with **Penn Medicine Princeton EAP, 1000 Herrontown Road Princeton, N.J. 08540** in accordance with the proposal annexed hereto as Exhibit "B", effective January 1, 2020 to December 31, 2020;

(2) The Certified Municipal Finance Officer is hereby authorized and directed to pay invoices for as-needed services rendered by Penn Medicine Princeton EAP on a unit price, open-ended contract basis;

(3) This contract is awarded without competitive bidding as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a)(I) 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 Penn Medicine Princeton EAP contract shall include mandatory Affirmative Action language, New Jersey Business Registration Certificate and shall submit to the Township all appropriate documentation 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-2-2020-065 RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO AMBASSADOR MEDICAL SERVICES, INC. FOR MEDICAL, EDUCATIONAL AND ADMINISTRATIVE SERVICES RELATED TO THE DEVELOPMENT OF THE TOWNSHIP'S SUBSTANCE AND ALCOHOL MISUSE POLICY FOR CALENDAR YEAR 2020. (\$65.00 per collection)

WHEREAS, the Township of Monroe has a need to acquire medical, educational and administrative services related to the Township's compliance with Federal laws and regulations in the development of its Substance and Alcohol Misuse policy and testing, under the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Ambassador Medical Services, Inc. has submitted a proposal indicating the fees for such services shall be in accordance with the attached fee schedule and payment for such services shall be made on an "as needed" basis; and

WHEREAS, the fee for drug collection as-needed services shall be \$65.00 per collection; and

WHEREAS, the term of this contract is one (1) year; and

WHEREAS, pursuant to *N.J.A.C. 5:30-5.4*, the Township's Certified Municipal Finance Officer has certified the availability of funds in **Certificate No. C-2000018**, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, pursuant to *N.J.A.C. 5:30-5.4*, the Utility Finance Officer has certified the availability of funds in **Certificate No. M-200005**, a copy of which is attached hereto as Exhibit "B"; and

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

(1) The Mayor and Township Clerk be and are hereby authorized to enter into a contract with **Ambassador Medical Services, Inc. 651 Route 73 North, Suite 308, Marlton, N.J. 08053** in accordance with the proposal annexed hereto as Exhibit "C", effective January 1, 2020 to December 31, 2020;

(2) The Certified Municipal Finance Officer is hereby authorized and directed to pay invoices for as-needed services rendered by **Ambassador Medical Services, Inc.** on a unit price, open-ended contract basis;

(3) This contract is awarded without competitive bidding as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a)(I) 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 **Ambassador Medical Services, Inc.** contract shall include mandatory Affirmative Action language, New Jersey Business Registration Certificate and shall submit to the Township of Monroe all appropriate documentation 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-2-2020-067 RESOLUTION AUTHORIZING THE EXTENSION OF CONTRACT NO. 468 "WATER TREATMENT CHEMICALS" LINE ITEM 1.1, WITH UNIVAR USA, INC. FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.").

WHEREAS, the Monroe Township Utility Department ("M.T.U.D.") is currently under contract with Univar USA, Inc. for the supply of Sodium Hydroxide for Water Treatment; and

WHEREAS, the section of the current contract General Specifications, Section V. "Contract Term and Extension Option" allows for the extension of this contract at the request of the Monroe Township Utility Department; and

WHEREAS, the M.T.U.D. Purchasing Agent, feels it is in the best interest of the Monroe Township Utility Department to extend the current contract for an additional (1) one-year term, and has notified Univar USA, Inc. of the M.T.U.D.'s intention to extend said contract via a letter dated December 18, 2019; and

WHEREAS, Univar USA, Inc. has indicated their acknowledgment and agreement to the extension by signing and returning the above referenced letter, a copy of which is attached hereto as Exhibit "B"; and

WHEREAS, pursuant to *N.J.A.C. 5:30-5.4*, the M.T.U.D.'s Township Chief Financial Officer has certified availability of funds in Certificate No. M-180004 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 it hereby authorizes and approves the M.T.U.D. extending its open-ended contract for the supply of Sodium Hydroxide for Water Treatment., based on the unit pricing and estimated quantities, for

the (1) one-year extension term. The new expiration date shall be January 7, 2021. The terms and conditions of the agreement shall remain unchanged, and the pricing shall be as per the bid submitted.

SO RESOLVED, as aforesaid.

R-2-2020-068 RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) FORD F250 UTILITY BODY TRUCK FROM BEYER FORD USING THE NEW JERSEY STATE COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (\$31,793)

WHEREAS, the Monroe Township Utility Department has the need for one (1) utility body truck; and

WHEREAS, the State of New Jersey, Division of Purchase and Property via its Cooperative Purchasing Program (NJCP1) has awarded Contract Index No. T2100 for Class II Utility Body Trucks to Beyer Ford (Contract No. 88727), through a competitive bidding process, as equipped, in amounts indicated as follows:

One (1) Ford F-250 4wd Utility Body Truck (with Options) \$31,793.00
; 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. M-200007 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 Purchasing Agent of the M.T.U.D. to purchase said vehicles from Beyer Ford. using the State Contract Term Nos. T-2100; 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 New Jersey Cooperative Purchasing Program are considered fair and open contract in accordance with the Local Public Contracts Law, as well as being exempt from public bidding by the Township.

SO RESOLVED, as aforesaid.

R-2-2020-069 RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) FORD EXPLORER FROM BEYER FORD USING THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) (\$28,912.45)

WHEREAS, the Monroe Township Utility Department has the need for one (1) Sport Utility Vehicle (SUV); and

WHEREAS, the State Approved Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program (Cooperative 65MCESSCCPS) has awarded a contract for the M.T.U.D. SUV under its contract number ESCNJ 17/18-21 titled “Pick-up Truck, Van and Sport Utility Vehicles” to Beyer Ford; and

One (1) 2020 4WD Ford Explorer (code K8B-Base model) \$28,912.45; 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. M-200008 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 Purchasing Agent of the M.T.U.D. to purchase said vehicles from Beyer Ford using the Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program contract 17/18-21; 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-2-2020-073 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 Two-Hundred Seventy-Eight Thousand Nine- hundred Fifty-Two dollars and Eighty-One cents (\$278,952.81) for the amounts described on Schedule A and attached hereto; and

WHEREAS, good cause has been shown; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe in the County of Middlesex and State of New Jersey that the 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-2-2020-074 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 One-Hundred Four- Thousand One-Hundred dollars and no cents (\$104,100.00),

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-2-2020-075 RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO MY INSTADOC URGENT CARE FOR OCCUPATIONAL MEDICAL SERVICES FOR CALENDAR YEAR 2020.

WHEREAS, the Township of Monroe has a need to acquire Occupational Medical Services for its Employees under the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the term of this contract shall be one (1) year; and

WHEREAS, My Instadoc Urgent Care has submitted a proposal indicating the fees for such services which shall be in accordance with the attached fee schedule and payment for such services shall be made on an "as needed" basis; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Township's Certified Municipal Finance Officer has certified the availability of funds in **Certificate No. C-2000019**, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, pursuant to *N.J.A.C. 5:30-5.4*, the Township's Certified Municipal Finance Officer has certified the availability of funds for the Township Utility Dept. in **Certificate No. M-200009**, copy of which is attached hereto as Exhibit "B";

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

(1) The Mayor and Township Clerk be and are hereby authorized to enter into a contract for occupational medical services with **My Instadoc Urgent Care, 298 Applegarth Road, Monroe Twp., N.J. 08831** in accordance with the proposal annexed hereto as Exhibit "B", effective January 1, 2020 to December 31, 2020;

(2) The Certified Municipal Finance Officer is hereby authorized and directed to pay invoices for as-needed services rendered by My Instadoc Urgent Care on a unit price, open-ended contract basis;

(3) This contract is awarded without competitive bidding as a "professional service" in accordance with *N.J.S.A. 40A:11-5(1)(a)(I)* 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 My Instadoc Urgent Care contract shall include mandatory Affirmative Action language, New Jersey Business Registration Certificate and shall submit to the Township all appropriate documentation 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-2-2020-076 RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH PIAZZA AND ASSOCIATES AS AFFORDABLE HOUSING ADMINISTRATIVE AGENT FOR CALENDAR YEAR 2020. (Per fee schedule - \$7500.00 maximum per year)

WHEREAS, the Township of Monroe requires the services of a qualified agency as entity to serve as Administrative Agent as defined in the Uniform Housing Affordability Controls ("UHAC") Manual and *N.J.A.C. 5:80-26*; and

WHEREAS, Piazza and Associates, a New Jersey firm, possesses the expertise required for such an engagement; and

WHEREAS, the Monroe Township Affordable Housing Board hereby recommends to the Township Council, that PIAZZA AND ASSOCIATES be designated Administrative Agent for the Township of Monroe;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe that it hereby consents to the recommendation of the Affordable Housing Board and authorizes the Mayor and Township Clerk to execute an Agreement between the Township of Monroe and Piazza and Associates, a copy of which is attached hereto, to insure Township compliance with all Council on Affordable Housing ("COAH") rules and regulations concerning the sales and rental of affordable housing units and the Rehabilitation program within the Township of Monroe for calendar year 2020.

SO RESOLVED, as aforesaid.

R-2-2020-077 RESOLUTION AUTHORIZING THE PAYMENT OF ADDITIONAL FEES TO SHAIN SCHAFFER, P.C. TO HANDLE VARIOUS MATTERS AS EXTRAORDINARY LITIGATION.
(2019 Final Billing - Kings Row - \$2,138.55 and El at Monroe - \$3,939.70)

WHEREAS, the Township of Monroe, has the need for legal representation in connection with the litigations Kings Row Properties, LLC v. Township of Monroe, et al and EL At Monroe, LLC v. Township of Monroe; and

WHEREAS, Shain Schaffer, P.C. possesses the expertise necessary to represent the Township in these matters; and

WHEREAS, the Mayor of the Township of Monroe has requested that Shain Schaffer, P.C. defend the interests of the Township and these matters be treated as extraordinary litigation; and

WHEREAS, acknowledgement of the status of "extraordinary litigation" requires the advice and consent of the Township Council; and

WHEREAS, the Township Council, by Resolution Nos. R-5-2019-134 and R-12-2019-348, acknowledged the status of “extraordinary litigation” and provided its advice and consent to the legal services of Shain Schaffer, P.C. pending further authorization of the Township Council; and

WHEREAS, Shain Schaffer, P.C. has incurred legal fees in excess of the budgeted amounts and has requested authorization for the following:

Kings Row Properties, LLC v. Township of Monroe – additional **\$2,138.55 (2019 Final)**
EL At Monroe, LLC v. Township of Monroe – additional **\$3,939.70 (2019 Final)**

WHEREAS, the Council has reviewed the request and believes that a 2019 final authorization in the amount of **\$6,078.25** for the above two (2) referenced litigations is reasonable at this time; and

WHEREAS, the Township’s Certified Municipal Finance Officer has certified the availability of funds in Certificate No C-1900030 and C-1900087, copies of which are 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 authorizes Shain, Schaffer & Rafanello, P.C. be paid for legal services rendered in connection with the litigations Kings Row Properties, LLC v. Township of Monroe, et al and EL At Monroe, LLC v. Township of Monroe in the amount of **\$6,078.25**.

SO RESOLVED, as aforesaid.

**R-2-2020-078 RESOLUTION AUTHORIZING AN AFFORDABLE HOUSING
 HOMEOWNERSHIP ASSISTANCE LOAN REPAYMENT AGREEMENT
 WITH THE OWNER OF AN AFFORDABLE HOUSING UNIT LOCATED
 AT 1226 MORNING GLORY DRIVE, MONROE TOWNSHIP, NEW
 JERSEY.**

WHEREAS, *RAMEZ G. MOAWAD & SARA G. FARAG* is about to be the owner of property located at 1226 Morning Glory Drive, Monroe Township, New Jersey, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit which, among other restrictions, restricts the property owner in financing the property or otherwise encumbering the property by way of mortgage, home equity loan, or other form of financing; and

WHEREAS, the property owner has requested a *Down Payment Assistance Loan Program* loan from the Affordable Housing Trust Fund; and

WHEREAS, the Township of Monroe is willing to extend a loan to the property owner toward the payment of a down payment in the amount of **\$19,141.00**; and

WHEREAS, it is appropriate for the Township of Monroe to enter into an Agreement with the property owner setting forth the terms of the agreement at this time.

NOW THEREFORE BE IT RESOLVED on this 3rd day of February, 2020, by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, that:

1. The Mayor, Business Administrator, Clerk and/or Attorney are hereby authorized to execute a Down Payment Assistance Loan Program Agreement with the owner of an Affordable Housing unit located at 1226 Morning Glory Drive, Monroe Township, New Jersey, Block 1.14, Lot 65.1, Qualifier C-1226.
2. A copy of the fully executed Agreement shall be kept on file with the Clerk. The original shall be kept in the unit file by the Administrative Agent.
3. Check in the amount of **\$19,141.00** shall be made payable to **LAW OFFICE OF HANAN A. BOULOS, LLC, ATTORNEY TRUST ACCOUNT** and mailed to the Attention of Jerome J. Convery, Attorney at Law, 272 Highway 34, Suite 3, Matawan, NJ 07747.

SO RESOLVED, as aforesaid.

**R-2-2020-081 RESOLUTION AUTHORIZING THE PURCHASE OF A MICROSOFT
 ENTERPRISE AGREEMENT FOR ALL MONROE TOWNSHIP
 DEPARTMENTS UNDER NEW JERSEY STATE CONTRACT.
 (\$52,270.00/year – 3-year agreement)**

WHEREAS, the Township of Monroe, in the County of Middlesex, wishes to purchase a three (3) year Microsoft Enterprise Agreement from Dell, under **New Jersey State Contract #M0003 89850**, for Microsoft Suites for all Monroe Township Departments as hereinbelow set forth:

| | |
|-----------------------------|-------------|
| Annual Payment for Year 1 - | \$52,720.00 |
| Annual Payment for Year 2 - | \$52,720.00 |
| Annual Payment for Year 3 - | \$52,720.00 |

TOTAL COST \$158,160.00

; and

WHEREAS, Dell is an authorized vendor under New Jersey State 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, the Chief Financial Officer has determined that sufficient funds are available, as set forth in **Certificate No. C-2000020**, 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 **Dell, One Dell Way Round Rock, Texas 78682** is hereby awarded a contract for the purchase of a three (3) year Microsoft Enterprise Agreement for Microsoft Suite for all Monroe Township Departments at a total three-year contract price of **\$158,160.00**.

SO RESOLVED, as aforesaid.

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

Copy of Resolutions Duly Filed.

Mr. Redington came forward and asked if he could speak to which Council President Cohen affirmatively answered no.

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

R-2-2020-062 RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF MEMBERS TO THE OPEN SPACE AND FARMLAND PRESERVATION COMMISSION.

WHEREAS, the Honorable Gerald W. Tamburro, Mayor of the Township of Monroe, by copy of letter dated January 16, 2020 has made the following 2020 appointment to serve on the **OPEN SPACE AND FARMLAND PRESERVATION COMMISSION**:

| | | | |
|-------------------|---------------|--------------------|------------------------------|
| John Riggs | Member | 1 year term | 1/1/2020 – 12/31/2020 |
|-------------------|---------------|--------------------|------------------------------|

WHEREAS, the Administrative Code of the Township of Monroe requires the Advice and Consent of Council for such appointments;

WHEREAS, the Council supports the names submitted by the Mayor for appointment to the Open Space and Farmland Preservation Commission; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the Township Council hereby provides its Advice and Consent and confirms the appointment of **John Riggs** as Member to serve a one (1) year term commencing January 1, 2020 and expiring December 31, 2020, on the **OPEN SPACE AND FARMLAND PRESERVATION COMMISSION**.

SO RESOLVED, as aforesaid.

R-2-2020-066 RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES FOR W&S 1131, SHARED PROPERTIES, LLC, BA #5081-13 POSTED TO THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”)

WHEREAS, Shared Properties, LLC has posted a Performance Guarantee for W&S 1131, Blk. 4, lots 9, 13.08, 13.09, 13.10; and

WHEREAS, Shared Properties, LLC has requested a 70% reduction in the Performance Guarantee posted sewer for the project; and

WHEREAS, defined in 40:55d-53 et seq., the Monroe Township Utility Department (MTUD) has inspected the work performed and the work to be completed and has recommended that the Township Council approve the request for a 70% reduction in the bond, as detailed in a letter dated January 13, 2020, a copy of which is attached hereto as Exhibit "A":

Performance Bond #S301095 in the amount of \$119,070.00 to be reduced to \$35,721.00.
Cash Performance Guarantee in the amount of \$13,230.00 be reduced to \$3,969.00.

Performance Bond #S301096 in the amount of \$34,830.00 to be reduced to \$10,449.00.
Cash Performance Guarantee in the amount of \$3,870.00 be reduced to \$1,161.00.

Performance Bond #S301097 in the amount of \$8,370.00 to be reduced to \$2,511.00.
Cash Performance Guarantee in the amount of \$930.00 be reduced to \$279.00.

Performance Bond #S301098 in the amount of \$53,190.00 to be reduced to \$15,957.00.
Cash Performance Guarantee in the amount of \$5,910.00 be reduced to \$1,773.00.

WHEREAS, the Township Council has reviewed and hereby approves the MTUD Director's recommendations;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex and State of New Jersey that Cash Performance Guarantees posted for W&S 1131 be reduced as reflected above and the MTUD letter annexed hereto. This approval for a 70% Reduction is conditioned upon the provision of replacement guarantees and/or riders and the resolution of any outstanding balances attached to 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-2-2020-070 RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES POSTED FOR SHARED PROPERTIES COMMERCIAL – KIDDIE ACADEMY – BA-5144-17.

WHEREAS, CT07 Shared Commercial LLC. has posted Performance Guarantees in the amount of \$310,295.56 for the Kiddie Academy project BA-5144-17; and

WHEREAS, a request for a second reduction in Performance Guarantees has been received; and

WHEREAS, pursuant to Section 108-13.1 F and G of the Code of the Township of Monroe, the Township Engineer has inspected the work performed and the work to be completed and has recommended the Township Council approve the reduction of the Performance Guarantee, as detailed in his letter dated January 21, 2020, a copy of which is attached hereto as Exhibit A:

| | <u>Bond Portion</u> | <u>Cash Portion</u> |
|-----------|---------------------|---------------------|
| Current | \$125,676.35 | \$13,964.04 |
| Reduce to | \$ 92,817.99 | \$10,313.11 |

; 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 Performance Guarantees posted by CT07 Shared Commercial LLC. for the Kiddie Academy project BA-5144-17, be reduced, as reflected in the Township Engineer's letter annexed hereto. This approval for reduction of Performance Guarantee is conditioned upon the resolution of any outstanding balances attached to project escrow accounts; and

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

SO RESOLVED, as aforesaid.

**R-2-2020-071 RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE
GUARANTEES POSTED FOR SHARED PROPERTIES LLC. –
BOULEVARD - BA-5108-15.**

WHEREAS, Shared Properties LLC. has posted Performance Guarantees in the amount of \$1,029,364.14 for the Boulevard portion of project BA-5108-15; and

WHEREAS, a request for a second reduction in Performance Guarantees has been received; and

WHEREAS, pursuant to Section 108-13.1 F and G of the Code of the Township of Monroe, the Township Engineer has inspected the work performed and the work to be completed and has recommended the Township Council approve the reduction of the Performance Guarantee, as detailed in his letter dated January 21, 2020, a copy of which is attached hereto as Exhibit A:

| | <u>Bond Portion</u> | <u>Cash Portion</u> |
|-----------|---------------------|---------------------|
| Current | \$350,816.17 | \$38,979.57 |
| Reduce to | \$290,268.67 | \$32,252.07 |

; 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 Performance Guarantees posted by Shared Properties LLC. for the Boulevard portion of project BA-5108-15, be reduced, as reflected in the Township Engineer's letter annexed hereto. This approval for reduction of Performance Guarantee is conditioned upon the resolution of any outstanding balances attached to project escrow accounts; and

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

SO RESOLVED, as aforesaid.

**R-2-2020-072 RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE
GUARANTEES POSTED FOR SHARED PROPERTIES LLC. –
APARTMENTS - BA-5108-15.**

WHEREAS, Shared Properties LLC. has posted Performance Guarantees in the amount of \$730,787.16 for the Apartments portion of project BA-5108-15; and

WHEREAS, a request for a reduction in Performance Guarantees has been received; and

WHEREAS, pursuant to Section 108-13.1 F and G of the Code of the Township of Monroe, the Township Engineer has inspected the work performed and the work to be completed and has recommended the Township Council approve the reduction of the Performance Guarantee, as detailed in his letter dated January 21, 2020, a copy of which is attached hereto as Exhibit A:

| | <u>Bond Portion</u> | <u>Cash Portion</u> |
|-----------|---------------------|---------------------|
| Current | \$657,708.44 | \$73,078.72 |
| Reduce to | \$282,278.92 | \$31,364.32 |

; 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 Performance Guarantees posted by Shared Properties LLC. for the Apartment portion of project BA-5108-15, be reduced, as reflected in the Township Engineer's letter annexed hereto. This approval for reduction of Performance Guarantee is conditioned upon the resolution of any outstanding balances attached to project escrow accounts; and

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

SO RESOLVED, as aforesaid.

R-2-2020-079 RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO DANIEL ANTONELLI, WITH THE FIRM OF ANTONELLI KANTOR AS CONFLICT ATTORNEY FOR THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2020. (Not to exceed \$10,000)

WHEREAS, on November 9, 2019, in accordance with N.J.S.A. 40A:11-1 et seq., the Township of Monroe, in the County of Middlesex, has solicited resumes' setting forth qualifications for **ID # 20-2 – TOWNSHIP CONFLICT ATTORNEY**, for various legal professional services required by the Township for Calendar Year 2020; and

WHEREAS, Daniel Antonelli of Antonelli Kantor and other attorneys within the firm, satisfy the established criteria for said professional legal services; and

WHEREAS, the Township Business Administrator, by copy of letter dated December 27, 2019, has recommended Council approval and award of a professional service contract to Daniel Antonelli of Antonelli Kantor in accordance with the hourly rates and fees outlined within the attached Agreement; and

WHEREAS, the hourly rate shall be \$195.00/hour; not to exceed \$10,000 for conflict counsel as may be assigned by the Township; 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-2000021**, a copy of which is attached hereto as Exhibit "A";

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

(1) The Mayor and Township Clerk are hereby authorized to enter into a one (1) one year professional service contract with Daniel Antonelli of the firm Antonelli Kantor, 1000 Stuyvesant Ave, Union, NJ 07083, commencing January 1, 2020, *nunc pro tunc*;

(2) The Certified Municipal Finance Officer is hereby authorized and directed to pay invoices for services rendered by Daniel Antonelli of the firm Antonelli Kantor in accordance with the attached Agreement;

(3) The 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 Daniel Antonelli of the firm Antonelli Kantor, shall include mandatory Affirmative Action language pursuant to N.J.S.A. 10:5-31, and 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-2-2020-080 RESOLUTION AUTHORIZING THE MONROE TOWNSHIP EMERGENCY MEDICAL SERVICES (EMS) DEPARTMENT TO DONATE SURPLUS MOBILE DATA TERMINALS (MDT's) TO THE BOROUGH OF SPOTSWOOD.

WHEREAS, the Operations Coordinator of the Monroe Township Emergency Medical Services (EMS) Department requests council to approve the donation of ten (10) Mobile Data Terminals (MDT's) to the Borough of Spotswood, 77 Summerhill Road Spotswood, N.J.; and

WHEREAS, the MDT's to be donated are 12 years old and are no longer in service; and

WHEREAS, the Monroe Township EMS Department MDT's were replaced 2 years ago with a newer model due to the lack of parts, increase of repairs and the software being outdated for the daily operation of the department; and

WHEREAS, all Monroe Township Emergency Departments were notified of the request to donate the MDT's to Spotswood and asked if they could be used by their department of which all replied in the negative; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, that they hereby authorize the Monroe Township EMS

to donate ten (10) 12-year-old Mobile Data Terminals no longer being used by the department to the Borough of Spotswood at no charge.

SO RESOLVED, as aforesaid.

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

Copy of Resolutions Duly Filed.

UPON MOTION made by Councilman Dalina and seconded by Councilman Baskin, the Regular Meeting was Adjourned at 8:45pm.

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

Patricia Reid
PATRICIA REID, Township Clerk

Miriam Cohen
MIRIAM COHEN, Council President

Minutes were adopted on: March 2, 2020