

**\* The public will be able to view this meeting via the following YouTube link: <https://youtu.be/DyMFrPx2-8>**

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/REGULAR MEETING  
OF THE MONROE TOWNSHIP COUNCIL**

**FEBRUARY 6, 2023**

1. **AGENDA MEETING CALLED TO ORDER.** (6:30 p.m.)

2. **SALUTE TO THE FLAG.**

3. **ROLL CALL:**

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

4. Township Clerk Patricia Reid reads the **SUNSHINE LAW** into the record.

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

1. Posted on the Bulletin Boards within the Municipal Building on December 30, 2022 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and the **CRANBURY PRESS** on December 30, 2022;
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. **PROCLAMATIONS and PRESENTATIONS:**

*Presentation: Recognizing Abby Goldman for her 25 years with Monroe Township*

*Proclamations: American Heart Month – February 2023  
Rare Disease Day – February 28, 2023*

6. **ORDINANCE(S) for SECOND READING** at the February 6, 2023 Regular Meeting:

**O-1-2023-001 SUPERVISORY PERSONNEL 2023 SALARY AND WAGE ORDINANCE FOR MONROE TOWNSHIP, MIDDLESEX COUNTY.**

**O-1-2023-002 ORDINANCE FIXING 2023-2026 SALARIES AND WAGES FOR PRIVATE PARTY BILLING FOR POLICE DEPARTMENT PERSONNEL.**

**O-1-2023-003 ORDINANCE AUTHORIZING THE ACCEPTANCE OF A TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF FORSGATE DRIVE AND ROSSMOOR DRIVE IN THE TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY. (Middlesex County Improvement)**

**O-1-2023-004**                    **ORDINANCE AMENDING CHAPTER 76 OF THE MONROE TOWNSHIP CODE ENTITLED “PEACE AND GOOD ORDER” TO INCLUDE SECTION 76-1(A)(31) PROHIBITING THE TRESPASS UPON PRIVATE PROPERTY FOR THE PURPOSE OF TAMPERING WITH OR COMMITTING THE THEFT OR UNLAWFUL TAKING OF A MOTOR VEHICLE AND PRESCRIBING THE PENALTIES THEREFORE.**

**O-1-2023-005**                    **ORDINANCE AMENDING CHAPTER 108 OF THE CODE OF THE TOWNSHIP OF MONROE TO ALIGN WITH STATE REQUIREMENTS FOR ELECTRIC VEHICLE SUPPLY/SERVICE EQUIPMENT (EVSE) & MAKE-READY PARKING SPACES.**  
(Codifying new State Law)

7. **ORDINANCE(S)** for **INTRODUCTION** at the February 6, 2023 Regular Meeting:

**O-2-2023-006**                    **ORDINANCE AUTHORIZING THE ACQUISITION BY NEGOTIATED AGREEMENT OR EMINENT DOMAIN OF REAL PROPERTY AND/OR PROPERTY INTERESTS REQUIRED FOR A ROADWAY IMPROVEMENT PROJECT ON PROSPECT PLAINS ROAD FROM STONAKER DRIVE TO APPLGARTH ROAD.**  
(18 minor acquisitions for traffic light improvements at the intersection of Prospect Plains Rd. and Applegarth Rd.)

**O-2-2023-007**                    **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$7,105,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,766,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

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8. **RESOLUTIONS** for **CONSIDERATION** under **CONSENT AGENDA** at the February 6, 2023 Regular Meeting: (R-2-2023-060 – R-2-2023-091)

**R-2-2023-060**                    **RESOLUTION APPROVING THE EXTENSION OF THE INTRODUCTION AND APPROVAL OF THE MONROE TOWNSHIP 2023 ANNUAL BUDGET TO MARCH 6, 2023.**

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- R-2-2023-080** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES POSTED FOR M&R WAREHOUSING, INC. – PB-810-02. (242 Possom Hollow Road)
- R-2-2023-081** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES POSTED FOR JSM AT MONROE CELEBRATIONS, SECTION 2, PHASE 2 TEMPORARY STOCKPILE – PB-1229-20. (Mount’s Mills Road)
- R-2-2023-082** RESOLUTION AUTHORIZING THE AWARD OF BID TO BRENNAN BROTHERS CONTRACTING LLC. FOR THE BUILDING DEMOLITION – VARIOUS LOCATIONS PROJECT. (\$113,451)
- R-2-2023-083** RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH GREENLEAF LANDSCAPE SYSTEMS AND SERVICES, INC. FOR MONROE TOWNSHIP LANDSCAPING SERVICES FOR DETENTION BASINS, ISLAND AND OPEN SPACE PROPERTIES. (4/1/23 – 3/31/24)
- R-2-2023-084** RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH GREENLEAF LANDSCAPE SYSTEMS AND SERVICES, INC. FOR LANDSCAPING SERVICES FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (4/1/23 – 3/31/24)
- R-2-2023-085** RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH GAL’S LANDSCAPING, INC. FOR LANDSCAPING SERVICES FOR MONROE TOWNSHIP’S GROUND MAINTENANCE, SIGNS AND SNOW REMOVAL. (4/1/23 – 3/31/24)
- R-2-2023-086** RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH PABCO INDUSTRIES, LLC. FOR THE PURCHASE OF GRASS BAGS FOR THE MONROE TOWNSHIP DEPARTMENT OF PUBLIC WORKS. (4/1/23 – 3/31/24)
- R-2-2023-087** RESOLUTION AUTHORIZING AWARD OF CONTRACT TO WASTEQUIP FOR THE PURCHASE OF A CARDBOARD COMPACTOR FOR THE MONROE TOWNSHIP PUBLIC WORKS DEPARTMENT. (\$34,566.80)
- R-2-2023-088** RESOLUTION AUTHORIZING AWARD OF CONTRACT TO MASIMO FOR THE PUCHASE OF SIX (6) RAD-57 HANDHELD PULSE OXIMETER DEVICES FOR THE MONROE TOWNSHIP EMS DEPARTMENT. (\$25,782)

**R-2-2023-089** RESOLUTION AUTHORIZING AWARD OF CONTRACT TO LUNAR STEEL CONSTRUCTION LLC. FOR EMERGENCY REPAIRS OF ELEVEN (11) STRUCTURAL STEEL SUPPORTS WITHIN THE PUBLIC WORKS GARAGE FACILITY. (\$28,500)

**R-2-2023-090** RESOLUTION AUTHORIZING EMERGENCY 2023 TEMPORARY BUDGET APPROPRIATIONS.

**R-2-2023-091** RESOLUTION AUTHORIZING BUDGET APPROPRIATION RESERVE TRANSFERS.

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

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

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

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

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

**FEBRUARY 6, 2023 REGULAR MEETING TO FOLLOW**

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**

**FEBRUARY 6, 2023**

**AGENDA**

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

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

2. **MOTION** to approve the payment of **CLAIMS** per run date **FEBRUARY 1, 2023.**

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

3. **APPROVAL OF MINUTES:**

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

**January 4, 2023 - Agenda and Regular Combined Meeting**

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

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

**O-1-2023-001** **SUPERVISORY PERSONNEL 2023 SALARY AND WAGE ORDINANCE FOR MONROE TOWNSHIP, MIDDLESEX COUNTY.**

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

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

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

**O-1-2023-002                    ORDINANCE FIXING 2023-2026 SALARIES AND WAGES FOR PRIVATE PARTY BILLING FOR POLICE DEPARTMENT PERSONNEL.**

PUBLIC HEARING OPEN:                    MOTION: \_\_\_\_\_                    SECOND: \_\_\_\_\_  
PUBLIC HEARING CLOSE:                    MOTION: \_\_\_\_\_                    SECOND: \_\_\_\_\_  
ADOPTION: MOTION: \_\_\_\_\_                    SECOND: \_\_\_\_\_                    ROLL CALL: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

**O-1-2023-003                    ORDINANCE AUTHORIZING THE ACCEPTANCE OF A TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF FORSGATE DRIVE AND ROSSMOOR DRIVE IN THE TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY. (Middlesex County Improvement)**

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

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

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- R-2-2023-082** RESOLUTION AUTHORIZING THE AWARD OF BID TO BRENNAN BROTHERS CONTRACTING LLC. FOR THE BUILDING DEMOLITION – VARIOUS LOCATIONS PROJECT. (\$113,451)
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- R-2-2023-084** RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH GREENLEAF LANDSCAPE SYSTEMS AND SERVICES, INC. FOR LANDSCAPING SERVICES FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (4/1/23 – 3/31/24)
- R-2-2023-085** RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH GAL’S LANDSCAPING, INC. FOR LANDSCAPING SERVICES FOR MONROE TOWNSHIP’S GROUND MAINTENANCE, SIGNS AND SNOW REMOVAL. (4/1/23 – 3/31/24)
- R-2-2023-086** RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH PABCO INDUSTRIES, LLC. FOR THE PURCHASE OF GRASS BAGS FOR THE MONROE TOWNSHIP DEPARTMENT OF PUBLIC WORKS. (4/1/23 – 3/31/24)
- R-2-2023-087** RESOLUTION AUTHORIZING AWARD OF CONTRACT TO WASTEQUIP FOR THE PURCHASE OF A CARDBOARD COMPACTOR FOR THE MONROE TOWNSHIP PUBLIC WORKS DEPARTMENT. (\$34,566.80)
- R-2-2023-088** RESOLUTION AUTHORIZING AWARD OF CONTRACT TO MASIMO FOR THE PUCHASE OF SIX (6) RAD-57 HANDHELD PULSE OXIMETER DEVICES FOR THE MONROE TOWNSHIP EMS DEPARTMENT. (\$25,782)
- R-2-2023-089** RESOLUTION AUTHORIZING AWARD OF CONTRACT TO LUNAR STEEL CONSTRUCTION LLC. FOR EMERGENCY REPAIRS OF ELEVEN (11) STRUCTURAL STEEL SUPPORTS WITHIN THE PUBLIC WORKS GARAGE FACILITY. (\$28,500)
- R-2-2023-090** RESOLUTION AUTHORIZING EMERGENCY 2023 TEMPORARY BUDGET APPROPRIATIONS.
- R-2-2023-091** RESOLUTION AUTHORIZING BUDGET APPROPRIATION RESERVE TRANSFERS.

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

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

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

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

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

8. **Administrator’s Report.**

9. **Engineer’s Report.**

10. **Council’s Reports.**

11. **Mayor’s Report.**

12. **Public Comments.** (5 Minutes per Speaker)

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

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

13. **Adjournment.** MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

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

**NEXT COUNCIL MEETING  
COMBINED AGENDA/REGULAR MEETING –MARCH 6, 2023 @ 6:30 P.M.**

**TOWNSHIP OF MONROE  
COUNCIL MEETING MINUTES**

**MEETING OF THE MONROE TOWNSHIP COUNCIL – February 6, 2023**

The Council of the Township of Monroe met at the Monroe Township Municipal Building, 1 Municipal Plaza, for the Combined Reorganization and 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. Council President Cohen requested everyone to remain standing for a moment of Silence for Sayreville Councilwoman, Eunice Dwumfour who was recently murdered.

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

**ALSO, PRESENT:** Business Administrator Alan M. Weinberg, Assistant Business Administrator Kevin McGowan, Township Attorney Louis Rainone, Engineer Mark Rasimowicz and Deputy Clerk Christine Robbins.

**ABSENT:** Township Clerk Patricia Reid requested that the record show Mayor Stephen Dalina was absent this evening as his Father-in-law recently passed away and asking to keep him and his family in your thoughts and prayers.

There were approximately twenty-four (24) members of the Public in attendance.

Township Clerk Patricia Reid read the following **SUNSHINE LAW** into the record:

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

1. Posted on the Bulletin Boards within the Municipal Building on December 30, 2022 and remains posted at that location for public inspection.
2. Printed in the **HOME NEWS TRIBUNE** and noticed to the **CRANBURY PRESS** on December 30, 2022;

3. Posted on the Monroe Township website; and
4. Sent to those individuals who have requested personal notice.

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

Township CFO George Lang recognized Abby Goldman for her 25 years with Monroe Township and congratulated her on her retirement. He wished her all the best on this next chapter of her life and presented her with a plaque honoring her in her retirement. Abby thanked everyone for their appreciation and is grateful for her time spent arguing with the vendors to get the best prices for the Township.

Councilwoman Siegel wished Abby all of the best on her retirement and thanked her for her years of dedicated service.

Council Vice-President Van Dzura thanked Abby for her dedicated service and for saving the taxpayers and Township money throughout her time here.

Councilman Dipierro thanked Abby for her dedication and professionalism and wished her the best on her retirement.

Councilwoman Schneider stated that she will miss Abby and thanked her for all of the gluten-free goodies she would bring to her. She thanked her for her professionalism and dedication to the Township.

Administrator Weinberg stated that it has been a delight to work with Abby over the last 6 years and thanked her for the service she has provided to the Township and its taxpayers. Abby is a mentor to her trade association and thanked her for her dedication.

Township Clerk Patricia Reid thanked Abby for the friendship and working together in all her years with the Township. She added that Abby's work was always impeccable, and she will be missed.

Council President Cohen commented that she will miss sharing holiday meal recipes with her and has worked with Abby's son who was a lifeguard at her community pool. She added that when she was appointed by former Mayor Tamburro to be on Council, he pointed out how impeccable Abby's work was and the wealth of knowledge she brought to the Township. She commented that Abby will be sorely missed and wished her the best of luck in her retirement.

A five-minute recess was taken with the meeting resuming at 6:43pm.

Councilwoman Cohen proclaimed February 2023 as American Heart Month and February 28, 2023 as Rare Disease Day

Township Clerk Patricia Reid read the following entitled **ORDINANCES** for **SECOND READING** at the **MONDAY, FEBRUARY 6, 2023** Regular Council Meeting:

- |                     |   |
|---------------------|---|
| <b>O-1-2023-001</b> | <b>SUPERVISORY PERSONNEL 2023 SALARY AND WAGE ORDINANCE FOR MONROE TOWNSHIP, MIDDLESEX COUNTY.</b>  |
| <b>O-1-2023-002</b> | <b>ORDINANCE FIXING 2023-2026 SALARIES AND WAGES FOR PRIVATE PARTY BILLING FOR POLICE DEPARTMENT PERSONNEL.</b>   |
| <b>O-1-2023-003</b> | <b>ORDINANCE AUTHORIZING THE ACCEPTANCE OF A TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF FORSGATE DRIVE AND ROSSMOOR DRIVE IN THE TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY. (Middlesex County Improvement)</b>  |
| <b>O-1-2023-004</b> | <b>ORDINANCE AMENDING CHAPTER 76 OF THE MONROE TOWNSHIP CODE ENTITLED "PEACE AND GOOD ORDER" TO INCLUDE SECTION 76-1(A)(31) PROHIBITING THE TRESPASS UPON PRIVATE PROPERTY FOR THE PURPOSE OF TAMPERING WITH OR COMMITTING THE THEFT OR UNLAWFUL TAKING OF A MOTOR VEHICLE AND PRESCRIBING THE PENALTIES THEREFORE.</b> |

- O-1-2023-005**                    **ORDINANCE AMENDING CHAPTER 108 OF THE CODE OF THE TOWNSHIP OF MONROE TO ALIGN WITH STATE REQUIREMENTS FOR ELECTRIC VEHICLE SUPPLY/SERVICE EQUIPMENT (EVSE) & MAKE-READY PARKING SPACES.**  
(Codifying new State Law)

Township Clerk Patricia Reid read the following entitled **ORDINANCES** for **INTRODUCTION** at the **MONDAY, FEBRUARY 6, 2023** Regular Council Meeting:

- O-2-2023-006**                    **ORDINANCE AUTHORIZING THE ACQUISITION BY NEGOTIATED AGREEMENT OR EMINENT DOMAIN OF REAL PROPERTY AND/OR PROPERTY INTERESTS REQUIRED FOR A ROADWAY IMPROVEMENT PROJECT ON PROSPECT PLAINS ROAD FROM STONAKER DRIVE TO APPLGARATH ROAD.**  
(18 minor acquisitions for traffic light improvements at the intersection of Prospect Plains Rd. and Applegarth Rd.)
- O-2-2023-007**                    **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$7,105,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,766,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
- O-2-2023-008**                    **BOND ORDINANCE PROVIDING FOR VARIOUS OPEN SPACE RECREATION IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,650,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,428,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.** (phase 1 – Township-wide park improvements)
- O-2-2023-009**                    **ORDINANCE AUTHORIZING THE ACQUISITION OF BLOCK 62, LOT 3.05 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE MORE COMMONLY KNOWN AS 319 SPOTSWOOD GRAVEL HILL ROAD.** (future Senior Affordable Housing)
- O-2-2023-010**                    **ORDINANCE AMENDING CHAPTER 79 OF THE CODE OF THE TOWNSHIP OF MONROE, ENTITLED “POLICE DEPARTMENT RULES AND REGULATIONS”, SPECIFICALLY SECTION 79-90.1 ENTITLED “SPECIFIC QUALIFICATIONS”.** (Sergeant minimum requirement from 3 years to 5 years)

Council President Cohen read the following entitled **RESOLUTIONS** for **CONSIDERATION** at the **MONDAY, FEBRUARY 6, 2023** Regular Council Meeting: (R-2-2023-060 – R-2-2023-091)

- R-2-2023-060**                    **RESOLUTION APPROVING THE EXTENSION OF THE INTRODUCTION AND APPROVAL OF THE MONROE TOWNSHIP 2023 ANNUAL BUDGET TO MARCH 6, 2023.**
- R-2-2023-061**                    **RESOLUTION AUTHORIZING REFUND OF CONSTRUCTION PERMIT FEE.** (\$536.00)
- R-2-2023-062**                    **RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY FERNANDES CONSTRUCTION INC. IN CONNECTION WITH THE 2021 PARKING LOT AND CONCRETE VARIOUS LOCATIONS IMPROVEMENTS PROJECT.** (Increase of \$29,085.73)
- R-2-2023-063**                    **RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH PIAZZA AND ASSOCIATES AS AFFORDABLE HOUSING ADMINSTRATOR AGENT FOR CALENDAR YEAR 2023.** (not to exceed \$7500 annually)
- R-2-2023-064**                    **RESOLUTION AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE TOWNSHIP OF MARLBORO FOR USE OF THE MARLBORO SWIM CLUB.** (Discounted rate for Monroe residents)

- R-2-2023-065** RESOLUTION AUTHORIZING THE SUBMISSION OF 2023 SPECIAL RECYCLING ENHANCEMENT GRANT APPLICATION TO THE MIDDLESEX COUNTY DIVISION OF SOLID WASTE MANAGEMENT FOR THE PURCHASE OF A FOAM RECYCLING MACHINE. (Requested award amount \$73,000)
- R-2-2023-066** RESOLUTION AUTHORIZING REFUND OF THIRD-PARTY TAX LIEN PREMIUM PAYMENTS.
- R-2-2023-067** RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER'S AGREEMENT BY AND BETWEEN KANA RETAIL INVESTMENTS, LLC. AND THE TOWNSHIP OF MONROE FOR WATER AND SEWER SERVICES FROM THE MONROE TOWNSHIP UTILITY DEPARTMENT. (Docks Corner Rd/Cranbury Rd)
- R-2-2023-068** RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO MIRACLE CHEMICAL COMPANY FOR CONTRACT 519R "SODIUM HYPOCHLORITE SOLUTION" BY THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") (4.599/gallon)
- R-2-2023-069** RESOLUTION AUTHORIZING AWARD OF CONTRACT TO ATLANTIC PLUMBING SUPPLY FOR SECTION "A" AND "K" OF CONTRACT 520 "WATER & SEWER SYSTEM APPURTENANCES" BY THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") (per unit pricing)
- R-2-2023-070** RESOLUTION AUTHORIZING AWARD OF CONTRACT TO FERGUSON ENTERPRISES, LLC. FOR SECTIONS "B, D/L, E, F, H, I & L" OF CONTRACT 520 "WATER & SEWER SYSTEM APPURTENANCES" BY THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") (per unit pricing)
- R-2-2023-071** RESOLUTION AUTHORIZING AWARD OF CONTRACT TO CORE & MAIN LP. FOR SECTIONS "C, F, H & M" OF CONTRACT 520 "WATER & SEWER SYSTEM APPURTENANCES" BY THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") (per unit pricing)
- R-2-2023-072** RESOLUTION AUTHORIZING REJECTION OF THE LOW BID BY KENNEDY CULVERT AND SUPPLY CO. INC. FOR SECTION "A" OF CONTRACT 522 "WATER METERS" AND AUTHORIZING THE AWARD OF A BID TO FERGUSON ENTERPRISE, LLC. FOR SECTIONS "A" & "B" OF CONTRACT 522 "WATER METERS" FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") (based on quantity and unit pricing)
- R-2-2023-073** RESOLUTION AUTHORIZING AMENDMENT #1 TO CONTRACT NO 497 "BIOXIDE" WITH EVOQUA WATER TECHNOLOGIES LLC. TO EXTEND THE TERMINATION DATE ONE YEAR TO FEBRUARY 1, 2024, THE FINAL EXTENSION PERIOD, FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.")
- R-2-2023-074** RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.
- R-2-2023-075** RESOLUTION SUPPORTING A COMMUNITY SOLAR ENERGY PROGRAM FOR LOW-MODERATE INCOME RESIDENTS OF MONROE TOWNSHIP. (26 Engelhard Drive)
- R-2-2023-076** RESOLUTION AUTHORIZING THE PURCHASE OF TWO (2) DODGE DURANGOS USING THE CRANFORD COOPERATIVE PRICING SYSTEM FOR THE MONROE TOWNSHIP CONSTRUCTION DEPARTMENT. (\$75,782)
- R-2-2023-077** RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY MECO, INC. IN CONNECTION WITH THE 2022 ROADWAY IMPROVEMENTS PROJECT. (Increase of \$105,718.28)

- R-2-2023-078**                    **RESOLUTION REVISING RESOLUTION NO. R-10-2022-254  
“AUTHORIZING THE RELEASE OF PERFORMANCE  
GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE  
GUARANTEE POSTED FOR DANLEY PROPERTIES, LLC. BA-5191-  
20. (Revising amount of maintenance guaranty)**
- R-2-2023-079**                    **RESOLUTION AUTHORIZING THE PAYMENT OF \$129,859.37  
UNDER PROTEST TO THE MIDDLESEX COUNTY MUNICIPAL  
JOINT INSURANCE FUND REPRESENTING A PARTIAL PAYMENT  
TOWARDS A SPECIAL SUPPLEMENTAL ASSESSMENT LEVIED  
UPON THE TOWNSHIP OF MONROE BY THE MIDDLESEX  
COUNTY MUNICIPAL JOINT INSURANCE FUND.**
- R-2-2023-080**                    **RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE  
GUARANTEES POSTED FOR M&R WAREHOUSING, INC. – PB-810-02.  
(242 Possom Hollow Road)**
- R-2-2023-081**                    **RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE  
GUARANTEES POSTED FOR JSM AT MONROE CELEBRATIONS,  
SECTION 2, PHASE 2 TEMPORARY STOCKPILE – PB-1229-20.  
(Mount’s Mills Road)**
- R-2-2023-082**                    **RESOLUTION AUTHORIZING THE AWARD OF BID TO  
BRENNAN BROTHERS CONTRACTING LLC. FOR THE  
BUILDING DEMOLITION – VARIOUS LOCATIONS PROJECT.  
(\$113,451)**
- R-2-2023-083**                    **RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT  
WITH GREENLEAF LANDSCAPE SYSTEMS AND SERVICES,  
INC. FOR MONROE TOWNSHIP LANDSCAPING SERVICES FOR  
DETENTION BASINS, ISLAND AND OPEN SPACE PROPERTIES.  
(4/1/23 – 3/31/24)**
- R-2-2023-084**                    **RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT  
WITH GREENLEAF LANDSCAPE SYSTEMS AND SERVICES,  
INC. FOR LANDSCAPING SERVICES FOR THE MONROE  
TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (4/1/23 –  
3/31/24)**
- R-2-2023-085**                    **RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT  
WITH GAL’S LANDSCAPING, INC. FOR LANDSCAPING  
SERVICES FOR MONROE TOWNSHIP’S GROUND  
MAINTENANCE, SIGNS AND SNOW REMOVAL. (4/1/23 – 3/31/24)**
- R-2-2023-086**                    **RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT  
WITH PABCO INDUSTRIES, LLC. FOR THE PURCHASE OF  
GRASS BAGS FOR THE MONROE TOWNSHIP DEPARTMENT OF  
PUBLIC WORKS. (4/1/23 – 3/31/24)**
- R-2-2023-087**                    **RESOLUTION AUTHORIZING AWARD OF CONTRACT TO  
WASTEQUIP FOR THE PURCHASE OF A CARDBOARD  
COMPACTOR FOR THE MONROE TOWNSHIP PUBLIC WORKS  
DEPARTMENT. (\$34,566.80)**
- R-2-2023-088**                    **RESOLUTION AUTHORIZING AWARD OF CONTRACT TO  
MASIMO FOR THE PUCHASE OF SIX (6) RAD-57 HANDHELD  
PULSE OXIMETER DEVICES FOR THE MONROE TOWNSHIP  
EMS DEPARTMENT. (\$25,782)**
- R-2-2023-089**                    **RESOLUTION AUTHORIZING AWARD OF CONTRACT TO  
LUNAR STEEL CONSTRUCTION LLC. FOR EMERGENCY  
REPAIRS OF ELEVEN (11) STRUCTURAL STEEL SUPPORTS  
WITHIN THE PUBLIC WORKS GARAGE FACILITY. (\$28,500)**
- R-2-2023-090**                    **RESOLUTION AUTHORIZING EMERGENCY 2023 TEMPORARY  
BUDGET APPROPRIATIONS.**
- R-2-2023-091**                    **RESOLUTION AUTHORIZING BUDGET APPROPRIATION  
RESERVE TRANSFERS.**

Councilman Dipierro requested Resolutions R-2-2023-067, R-2-2023-078, R-2-2023-080, R-2-2023-085 and R-2-2023-089 to be considered separately.

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

**Public Comments:**

**Michelle Arminio, 9 Nathaniel St.** – Mrs. Arminio asked for an explanation on O-2-2023-009; Administrator Weinberg explained that this is for the acquisition of Meadowview Care Center which will be paid for by Township funds that will be bonded for, with the down payment coming out of the Affordable Housing Trust Fund. He went on to explain that this property will be renovated and made into affordable senior housing to which Mrs. Arminio asked if this is part of our Township’s obligation; Attorney Rainone answered that this is not part of our current plan but clarified that up to 25% of affordable housing can be made age-restricted. Mrs. Arminio asked if this was part of our 3<sup>rd</sup> round obligation, to which Attorney Rainone answered no, unless one of the other projects fall short as this would apply towards our 4<sup>th</sup> round obligation. Administrator Weinberg added that this would be 30 units of senior housing which would save us from having 120 market rate units from being built. Mrs. Arminio asked if there will be a 4<sup>th</sup> round to which Attorney Rainone answered that the 3<sup>rd</sup> round goes until 2025 and there has been no talk of what the 4<sup>th</sup> round obligations would be yet.

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

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilman Dipierro, the Agenda Meeting was Adjourned at 6:54pm.

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

**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Siegel, the Regular Meeting was Called to Order at 6:54pm.

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

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, the **CLAIMS** per run date of **2/1/2022** were approved for payment as written and presented.

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

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilwoman Siegel the **MINUTES** of the **January 4, 2023 Agenda and Regular Combined Meeting** were approved as written and presented.

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

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

**O-1-2023-001                    SUPERVISORY PERSONNEL 2023 SALARY AND WAGE  
ORDINANCE FOR MONROE TOWNSHIP, MIDDLESEX  
COUNTY.**

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

**SECTION 1.** The Township is governed by the provisions of the Faulkner Act, Mayor-Council form of government. N.J.S.A. 40:69A-1, et. seq. Under the Mayor council form certain annual salaries, wages and other compensation are set by the Township Council as attached hereto and made a part hereof, effective January 1, 2023, as hereinafter specified.

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

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

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

**SO ORDAINED**, as aforesaid.

**UPON MOTION** made by Councilwoman Siegel and seconded by Councilwoman Schneider, the **PUBLIC HEARING for Ordinance O-1-2023-001** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

**No Public Comment.**

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-1-2023-001** was **closed**. All were in favor, none opposed.

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

**O-1-2023-001                    SUPERVISORY PERSONNEL 2023 SALARY AND WAGE  
ORDINANCE FOR MONROE TOWNSHIP, MIDDLESEX  
COUNTY.**

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

Copy of Ordinance Duly Filed.

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

**O-1-2023-002                    ORDINANCE FIXING 2023-2026 SALARIES AND WAGES FOR  
PRIVATE PARTY BILLING FOR POLICE DEPARTMENT  
PERSONNEL.**

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



**SECTION 1.** The Police Department Salary and Wage Ordinance is hereby amended as follows:

Each private party receiving police services shall be charged a fee as follows per officer utilized for the service. The following hourly fees shall be paid to police department personnel of the Township of Monroe as hereinafter specified effective January 1, 2023.

<u>2023</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>
\$128.00	\$132.00	\$136.00	\$140.00

In the event the police services are provided on a holiday acknowledged in the PBA/SOA contract, the fee for such service shall be as follows:

<u>2023</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>
\$160.00	\$165.00	\$170.00	\$175.00

**SECTION 2.** 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 this ordinance shall be deemed valid and effective.

**SECTION 3.** All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

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

**SO ORDAINED** as aforesaid.

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-1-2023-002** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

**No Public Comment.**

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilwoman Siegel, the **PUBLIC HEARING for Ordinance O-1-2023-002** was **closed**. All were in favor, none opposed.

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

**O-1-2023-002                      ORDINANCE FIXING 2023-2026 SALARIES AND WAGES FOR PRIVATE PARTY BILLING FOR POLICE DEPARTMENT PERSONNEL.**

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

Copy of Ordinance Duly Filed.

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

**O-1-2023-003                    ORDINANCE AUTHORIZING THE ACCEPTANCE OF A TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF FORSGATE DRIVE AND ROSSMOOR DRIVE IN THE TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.** (Middlesex County Improvement)

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

**SECTION 1.** The intersection of Forsgate Drive and Rossmoor Drive shall be controlled by a Traffic Control Signal in accordance with the As-Built Traffic Signal Plan and Timing Directive prepared by T&M Associates, bearing the date of October 6, 2022, inspected on August 24, 2022.

**SECTION 2.** The Traffic Control Signal installed shall be in accordance with the provisions of the Manual on Uniform Traffic Control Devices, Title 39 of the Revised Statutes and the New Jersey Administrative Code, and ADA Standards. Said Traffic Control Signal shall be operated in conformance with the designated Plan.

**SECTION 3.** All prior Ordinances and/or Resolutions or portions thereof of the Township of Monroe inconsistent with the provisions of this Ordinance shall be and the same are hereby repealed.

**SECTION 4.** That this Ordinance shall become effective upon adoption and publication as required by law.

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

**SECTION 6.** When the Ordinance is finally adopted, the Township Clerk will send a certified copy of the Ordinance to Ronald Sendner, PE, Middlesex County Engineer, P.O. Box 871, 75 Bayard Street, 5<sup>th</sup> Floor, New Brunswick, N.J. 08901, for submission to the Middlesex County Board of County Commissioners for a consenting resolution.

**SECTION 7.** Any section of any other Township rule, regulation, policy, ordinance or requirements that conflicts with any part of this Ordinance is repealed to the extent of the conflict.

**SECTION 8.** If any chapter, section, subchapter or paragraph of this Ordinance be declared unconstitutional, invalid, or inoperative, in whole or in part, by a court of competent jurisdiction, such chapter, section, subchapter or paragraph shall to the extent that is not held unconstitutional, invalid, or inoperative remain in full effect and shall not affect the remainder of this Ordinance.

**SECTION 9.** This Ordinance shall take effect upon final passage and publication as provided by law.

**SO ORDAINED**, as aforesaid.

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilwoman Siegel, the **PUBLIC HEARING for Ordinance O-1-2023-003** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

**No Public Comment.**

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-1-2023-003** was **closed**. All were in favor, none opposed.

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

**O-1-2023-003**                      **ORDINANCE AUTHORIZING THE ACCEPTANCE OF A TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF FORSGATE DRIVE AND ROSSMOOR DRIVE IN THE TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.** (Middlesex County Improvement)

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

Copy of Ordinance Duly Filed.

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

**O-1-2023-004**                      **ORDINANCE AMENDING CHAPTER 76 OF THE MONROE TOWNSHIP CODE ENTITLED “PEACE AND GOOD ORDER” TO INCLUDE SECTION 76-1(A)(31) PROHIBITING THE TRESPASS UPON PRIVATE PROPERTY FOR THE PURPOSE OF TAMPERING WITH OR COMMITTING THE THEFT OR UNLAWFUL TAKING OF A MOTOR VEHICLE AND PRESCRIBING THE PENALTIES THEREFORE.**

**WHEREAS**, throughout the State of New Jersey, communities have been victimized by car theft rings, resulting in the damage and loss of private property and threatening the quality of life enjoyed by many; and

**WHEREAS**, in light of the state-wide increase in car thefts, Mayor Stephen Dalina and Chief Michael Biennas have introduced several programs to stem the theft of vehicles, including public information campaigns, special patrols and a camera doorbell initiative; and

**WHEREAS**, the actions taken by the Mayor and Police have resulted in the apprehension of numerous criminals and the return of private property; and

**WHEREAS**, Mayor Dalina has determined that further action is required to deter criminals from pursuing car thefts in Monroe Township

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Council of the Township of Monroe that Section 76-1 of the Code of the Township of Monroe is hereby amended by the addition of subsection 76-1(A)(31) as follows: (new text is in **red and underlined**, text to be deleted is ~~struck~~)

§ 76-1 Prohibitions.

A. No person shall, within the limits of the Township of Monroe

(31). Intentionally enter upon or trespass upon the land or property of any person without permission for the purpose of tampering with or committing the theft, or unlawful taking, of a motor vehicle.

**BE IT FURTHER ORDAINED**, that section 76-4 of the Code of the Township of Monroe shall be amended to read as follows:

§ 76-4 Violations and penalties.

Any person who shall violate any of the terms or provisions of this chapter or who shall commit or do any act or thing prohibited in this chapter shall, upon conviction thereof before the Municipal ~~Magistrate~~ **Judge**, be imprisoned ~~in the county workhouse~~ for a term not exceeding 90 days or shall forfeit and pay a fine not exceeding \$200, or both. In default of any fine imposed hereunder, any person convicted of a violation of any of the provisions of this chapter ~~may~~, in the discretion of the Municipal ~~Magistrate~~ **Judge**, be imprisoned ~~in the county workhouse~~ for a term not exceeding 90 days. In addition to the any other penalty including imprisonment prescribed by this section, the minimum fine for a violation of Section 76-1(A)(31) shall be \$1000 for the first offense and \$2000 for each second or subsequent offense. Each property trespassed upon, or vehicle tampered or targeted for theft or unlawful removal, shall constitute a separate and distinct offense.

**BE IT FURTHER ORDAINED**, that this ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-1-2023-004** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

**No Public Comment.**

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-1-2023-004** was **closed**. All were in favor, none opposed.

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

**O-1-2023-004                      ORDINANCE AMENDING CHAPTER 76 OF THE MONROE TOWNSHIP CODE ENTITLED "PEACE AND GOOD ORDER" TO INCLUDE SECTION 76-1(A)(31) PROHIBITING THE TRESPASS UPON PRIVATE PROPERTY FOR THE PURPOSE OF TAMPERING WITH OR COMMITTING THE THEFT OR UNLAWFUL TAKING OF A MOTOR VEHICLE AND PRESCRIBING THE PENALTIES THEREFORE.**

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

Copy of Ordinance Duly Filed.

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

**O-1-2023-005                      ORDINANCE AMENDING CHAPTER 108 OF THE CODE OF THE TOWNSHIP OF MONROE TO ALIGN WITH STATE REQUIREMENTS FOR ELECTRIC VEHICLE SUPPLY/SERVICE EQUIPMENT (EVSE) & MAKE-READY PARKING SPACES. (Codifying new State Law)**

**WHEREAS**, This Ordinance sets forth procedures for the installation of Electric Vehicle Supply/Service Equipment (EVSE) and Make-Ready parking spaces and establishes associated regulations and other standards within the Township of Monroe; and

**WHEREAS**, P.L. 2021, c.171, signed into law on July 9, 2021, requires EVSE and Make-Ready parking spaces be designated as a permitted accessory use in all zoning or use districts and establishes associated installation and parking requirements; and

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, that Chapter 108 of the Code of the Township of Monroe is hereby amended to include a new Article 17, as follows:

**§ 108-17.1: ELECTRIC VEHICLE SUPPLY/SERVICE EQUIPMENT**

**A. Definitions**

Certificate of occupancy: The certificate provided for in N.J.A.C. 5:23-2, indicating that the construction authorized by the construction permit has been completed in accordance with the construction permit, the act and the regulations. See "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.) and regulations adopted pursuant thereto.

Charging Level: The amount of voltage provided to charge an electric vehicle varies depending on the type of EVSE as follows:

1. Level 1 operates on a fifteen (15) to twenty (20) amp breaker on a one hundred twenty (120) volt AC circuit.
2. Level 2 operates on a forty (40) to one hundred (100) amp breaker on a two hundred eight (208) or two hundred forty (240) volt AC circuit.
3. Direct-current fast charger (DCFC) operates on a sixty (60) amp or higher breaker on a four hundred eighty (480) volt or higher three phase circuit with special grounding equipment. DCFC stations can also be referred to as rapid charging stations that are typically characterized by industrial grade electrical outlets that allow for faster recharging of electric vehicles.

Electric vehicle: Any vehicle that is licensed and registered for operation on public and private highways, roads, and streets; and operates either partially or exclusively using an electric motor powered by an externally charged on-board battery.

Electric Vehicle Supply/Service Equipment or (EVSE): The equipment, including the cables, cords, conductors, connectors, couplers, enclosures, attachment plugs, power outlets, power electronics, transformer, switchgear, switches and controls, network interfaces, point of sale equipment, and associated apparatus designed and used for the purpose of transferring energy from the electric supply system to a plug-in electric vehicle. "EVSE" may deliver either alternating current or, consistent with fast charging equipment standards, direct current electricity. "EVSE" is synonymous with "electric vehicle charging station."

Make-Ready Parking Space: means the pre-wiring of electrical infrastructure at a parking space, or set of parking spaces, to facilitate easy and cost-efficient future installation of Electric Vehicle Supply Equipment or Electric Vehicle Service Equipment, including, but not limited to, Level Two EVSE and direct current fast chargers. Make Ready includes expenses related to service panels, junction boxes, conduit, wiring, and other components necessary to make a particular location able to accommodate Electric Vehicle Supply Equipment or Electric Vehicle Service Equipment on a "plug and play" basis. "Make-Ready" is synonymous with the term "charger ready," as used in P.L.2019, c.362 (C.48:25-1 et al.).

Private EVSE: EVSE that has restricted access to specific users (e.g., single and two-family homes, executive parking fleet parking with no access to the general public).

Publicly-accessible EVSE: EVSE that is publicly available (e.g., park & ride, public parking lots and garages, on-street parking, shopping center parking, non-reserved parking in multi-family parking lots, etc.).

## **B. Approvals and Permits**

1. An application for development submitted solely for the installation of EVSE or Make-Ready parking spaces shall be considered a permitted accessory use and permitted accessory structure in all zoning or use districts and shall not require a variance pursuant to C.40:55D-70.
2. EVSE and Make-Ready Parking Spaces installed pursuant to Section C. below in development applications that are subject to site plan approval are considered a permitted accessory use as described in 1. above.
3. All EVSE and Make-Ready parking spaces shall be subject to applicable local and/or Department of Community Affairs permit and inspection requirements.
4. The zoning officer and/or Township Engineer shall enforce all signage and installation requirements described in this ordinance. Failure to meet the requirements in this ordinance shall be subject to the same enforcement and penalty provisions as other violations of Monroe Township's land use regulations.
5. An application for development for the installation of EVSE or Make-Ready spaces at an existing gasoline service station, an existing retail establishment, or any other existing building shall not be subject to site plan or other land use board review, shall not require variance relief pursuant to C.40:55D-1 et seq. or any other law, rule, or regulation, and shall be approved through the issuance of a zoning permit by the administrative officer, provided the application meets the following requirements:
  - a. the proposed installation does not violate bulk requirements applicable to the property or the conditions of the original final approval of the site plan or subsequent approvals for the existing gasoline service station, retail establishment, or other existing building;
  - b. all other conditions of prior approvals for the gasoline service station, the existing retail establishment, or any other existing building continue to be met; and
  - c. the proposed installation complies with the construction codes adopted in or promulgated pursuant to the "State Uniform Construction Code Act," P.L.1975, c.217

(C.52:27D-119 et seq.), any safety standards concerning the installation, and any State rule or regulation concerning electric vehicle charging stations.

6. An application pursuant to Section 5. above shall be deemed complete if:
  - a. the application, including the permit fee and all necessary documentation, is determined to be complete,
  - b. a notice of incompleteness is not provided within 20 days after the filing of the application, or
  - c. a one-time written correction notice is not issued by the administrative officer within 20 days after filing of the application detailing all deficiencies in the application and identifying any additional information explicitly necessary to complete a review of the permit application.
7. EVSE and Make-Ready parking spaces installed at a gasoline service station, an existing retail establishment, or any other existing building shall be subject to applicable local and/or Department of Community Affairs inspection requirements.
8. A permitting application solely for the installation of electric vehicle supply equipment permitted as an accessory use shall not be subject to review based on parking requirements.

#### **C. Requirements for New Installation of EVSE and Make-Ready Parking Spaces**

1. As a condition of preliminary site plan approval, for each application involving a multiple dwelling with five or more units of dwelling space, which shall include a multiple dwelling that is held under a condominium or cooperative form of ownership, a mutual housing corporation, or a mixed-use development, the developer or owner, as applicable, shall:
  - a. prepare as Make-Ready parking spaces at least 15 percent of the required off-street parking spaces, and install EVSE in at least one-third of the 15 percent of Make-Ready parking spaces;
  - b. within three years following the date of the issuance of the certificate of occupancy, install EVSE in an additional one-third of the original 15 percent of Make-Ready parking spaces; and
  - c. within six years following the date of the issuance of the certificate of occupancy, install EVSE in the final one-third of the original 15 percent of Make-Ready parking spaces.
  - d. Throughout the installation of EVSE in the Make-Ready parking spaces, at least five percent of the electric vehicle supply equipment shall be accessible for people with disabilities.
  - e. Nothing in this subsection shall be construed to restrict the ability to install electric vehicle supply equipment or Make-Ready parking spaces at a faster or more expansive rate than as required above.
2. As a condition of preliminary site plan approval, each application involving a parking lot or garage not covered in 1. above shall:
  - a. Install at least one Make-Ready parking space if there will be 50 or fewer off-street parking spaces.
  - b. Install at least two Make-Ready parking spaces if there will be 51 to 75 off-street parking spaces.
  - c. Install at least three Make-Ready parking spaces if there will be 76 to 100 off-street parking spaces.
  - d. Install at least four Make-Ready parking spaces, at least one of which shall be accessible for people with disabilities, if there will be 101 to 150 off-street parking spaces.
  - e. Install at least four percent of the total parking spaces as Make-Ready parking spaces, at least five percent of which shall be accessible for people with disabilities, if there will be more than 150 off-street parking spaces.
  - f. In lieu of installing Make-Ready parking spaces, a parking lot or garage may install EVSE to satisfy the requirements of this subsection.
  - g. Nothing in this subsection shall be construed to restrict the ability to install electric vehicle supply equipment or Make-Ready parking spaces at a faster or more expansive rate than as required above.
  - h. Notwithstanding the provisions of this Section, a retailer that provides 25 or fewer off-street parking spaces or the developer or owner of a single-family home shall not be required to provide or install any electric vehicle supply equipment or Make-Ready parking spaces.

#### **D. Minimum Parking Requirements**

1. All parking spaces with EVSE and Make-Ready equipment shall be included in the calculation of minimum required parking spaces.
2. A parking space prepared with EVSE or Make-Ready equipment shall count as at least two parking spaces for the purpose of complying with a minimum parking space requirement. This shall result in a reduction of no more than 10 percent of the total required parking.

3. All parking space calculations for EVSE and Make-Ready equipment shall be rounded up to the next full parking space.
4. Additional installation of EVSE and Make-Ready parking spaces above what is required in Section C. above may be encouraged but shall not be required in development projects.

**D. Reasonable Standards for All New EVSE and Make-Ready Parking Spaces**

1. Location and layout of EVSE and Make-Ready parking spaces is expected to vary based on the design and use of the primary parking area. It is expected flexibility will be required to provide the most convenient and functional service to users. Standards and criteria should be considered guidelines and flexibility should be allowed when alternatives can better achieve objectives for provision of this service.
2. Installation:
  - a. Installation of EVSE and Make-Ready parking spaces shall meet the electrical subcode of the Uniform Construction Code, N.J.A.C. 5:23-3.16.
  - b. Each EVSE or Make-Ready parking space that is not accessible for people with disabilities shall be not less than 10 feet wide or 20 feet in length. Exceptions may be made for existing parking spaces or parking spaces that were part of an application that received prior site plan approval.
  - c. To the extent practical, the location of accessible parking spaces for people with disabilities with EVSE and Make Ready equipment shall comply with the general accessibility requirements of the Uniform Construction Code, N.J.A.C. 5:23, and other applicable accessibility standards.
  - d. Each EVSE or Make-Ready parking space that is accessible for people with disabilities shall comply with the sizing of accessible parking space requirements in the Uniform Construction Code, N.J.A.C. 5:23, and other applicable accessibility standards.
3. EVSE Parking:
  - a. Publicly-accessible EVSE shall be reserved for parking and charging electric vehicles only. Electric vehicles shall be connected to the EVSE.
  - b. Electric vehicles may be parked in any parking space designated for parking, subject to the restrictions that would apply to any other vehicle that would park in that space.
  - c. Public Parking. Pursuant to NJSA 40:48-2, publicly-accessible EVSE parking spaces shall be monitored by the municipality's police department and enforced in the same manner as any other parking. It shall be a violation of this Section to park or stand a non-electric vehicle in such a space, or to park an electric vehicle in such a space when it is not connected to the EVSE. Any non-electric vehicle parked or standing in a EVSE parking space, or any electric vehicle parked and not connected to the EVSE shall be subject to penalties as described in Section 122-4 of the Township Code. Signage indicating the penalties for violations shall comply with Section 5. below. Any vehicle parked in such a space shall make the appropriate payment for the space and observe the time limit for the underlying parking area, if applicable.
  - d. Private Parking. The use of EVSE shall be monitored by the property owner or designee.
4. Safety
  - a. Each publicly-accessible EVSE shall be located at a parking space that is designated for electric vehicles only and identified by green painted pavement and/or curb markings, a green painted charging pictograph symbol, and appropriate signage pursuant to Section 5. below.
  - b. Where EVSE is installed, adequate site lighting and landscaping shall be provided in accordance with Monroe Township's ordinances and regulations.
  - c. Concrete-filled steel bollards shall be used for publicly-accessible EVSE for adequate protection. Any stand-alone EVSE bollards should be 3 to 4-feet high with concrete footings placed to protect the EVSE from accidental impact and to prevent damage from equipment used for snow removal.
  - d. EVSE outlets and connector devices shall be no less than 36 inches and no higher than 48 inches from the ground or pavement surface where mounted and shall contain a cord management system as described in e. below. Equipment mounted on pedestals, lighting posts, bollards, or other devices shall be designated and located as to not impede pedestrian travel, create trip hazards on sidewalks, or impede snow removal.
  - e. Each EVSE shall incorporate a cord management system or method to minimize the potential for cable entanglement, user injury, or connector damage. Cords shall be retractable or have a place to hang the connector and cord a safe and sufficient distance above the ground or pavement surface. Any cords connecting the charger to a vehicle shall be configured so that they do not cross a driveway, sidewalk, or passenger unloading area.
  - f. Where EVSE is provided within a pedestrian circulation area, such as a sidewalk or other accessible route to a building entrance, the EVSE shall be located so as not to interfere with accessibility requirements of the Uniform Construction Code, N.J.A.C. 5:23, and other applicable accessibility standards.

- g. Publicly-accessible EVSEs shall be maintained in all respects, including the functioning of the equipment. A 24-hour on-call contact shall be provided on the equipment for reporting problems with the equipment or access to it. To allow for maintenance and notification, Monroe Township shall require the owners/designee of publicly-accessible EVSE to provide information on the EVSE's geographic location, date of installation, equipment type and model, and owner contact information.

## 5. Signs

- a. Publicly-accessible EVSE shall have posted regulatory signs, as identified in this section, allowing only charging electric vehicles to park in such spaces. For purposes of this section, "charging" means that an electric vehicle is parked at an EVSE and is connected to the EVSE. If time limits or vehicle removal provisions are to be enforced, regulatory signs including parking restrictions shall be installed immediately adjacent to, and visible from the EVSE. For private EVSE, installation of signs and sign text is at the discretion of the owner.
- b. All regulatory signs shall comply with visibility, legibility, size, shape, color, and reflectivity requirements contained within the Federal Manual on Uniform Traffic Control Devices as published by the Federal Highway Administration.
- c. Wayfinding or directional signs, if necessary, shall be permitted at appropriate decision points to effectively guide motorists to the EVSE parking space(s). Wayfinding or directional signage shall be placed in a manner that shall not interfere with any parking space, drive lane, or exit and shall comply with b. above.
- d. In addition to the signage described above, the following information shall be available on the EVSE or posted at or adjacent to all publicly-accessible EVSE parking spaces:
  - 1) Hour of operations and/or time limits if time limits or tow-away provisions are to be enforced by the municipality or owner/designee;
  - 2) Usage fees and parking fees, if applicable; and
  - 3) Contact information (telephone number) for reporting when the equipment is not operating or other problems.

## 6. Usage Fees

- a. Private EVSE: Nothing in this ordinance shall be deemed to preclude a private owner/designee of an EVSE from collecting a fee for the use of the EVSE, in accordance with applicable State and Federal regulations. Fees shall be available on the EVSE or posted at or adjacent to the EVSE parking space.

**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.

**SO, ORDAINED** as aforesaid.

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-1-2023-005** was **opened**. All were in favor, none opposed.

### **PUBLIC COMMENT:**

**No Public Comment.**

**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Schneider, the **PUBLIC HEARING for Ordinance O-1-2023-005** was **closed**. All were in favor, none opposed.

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



**O-1-2023-005**                    **ORDINANCE AMENDING CHAPTER 108 OF THE CODE OF THE TOWNSHIP OF MONROE TO ALIGN WITH STATE REQUIREMENTS FOR ELECTRIC VEHICLE SUPPLY/SERVICE EQUIPMENT (EVSE) & MAKE-READY PARKING SPACES.**  
(Codifying new State Law)

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

Copy of Ordinance Duly Filed.

**UPON MOTION** made by Councilwoman Siegel and seconded by Councilwoman Schneider, an Ordinance of which the following is the title was Introduced on First Reading for Final Passage:

**O-2-2023-006**                    **ORDINANCE AUTHORIZING THE ACQUISITION BY NEGOTIATED AGREEMENT OR EMINENT DOMAIN OF REAL PROPERTY AND/OR PROPERTY INTERESTS REQUIRED FOR A ROADWAY IMPROVEMENT PROJECT ON PROSPECT PLAINS ROAD FROM STONAKER DRIVE TO APPLGARTH ROAD.**  
(18 minor acquisitions for traffic light improvements at the intersection of Prospect Plains Rd. and Applegarth Rd.)

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

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilman Dipierro, an Ordinance of which the following is the title was Introduced on First Reading for Final Passage:

**O-2-2023-007**                    **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$7,105,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,766,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

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

**UPON MOTION** made by Councilwoman Siegel and seconded by Councilwoman Schneider, an Ordinance of which the following is the title was Introduced on First Reading for Final Passage:

**O-2-2023-008**                    **BOND ORDINANCE PROVIDING FOR VARIOUS OPEN SPACE RECREATION IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,650,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,428,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.** (phase 1 – Township-wide park improvements)

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

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, an Ordinance of which the following is the title was Introduced on First Reading for Final Passage:

**O-2-2023-009                    ORDINANCE AUTHORIZING THE ACQUISITION OF BLOCK 62, LOT 3.05 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE MORE COMMONLY KNOWN AS 319 SPOTSWOOD GRAVEL HILL ROAD. (future Senior Affordable Housing)**

Councilman Dipierro asked prior to Roll Call if this property was going to be deed restricted; Attorney Rainone answered that the Township will be the owners with no deed restriction in place but once we develop it then it would be deed restricted for senior affordable housing. Councilman Dipierro asked what happens if a developer comes before the Township sooner than 2025 with an application for future affordable housing; Attorney Rainone answered that we would have a judgement of repose and the Council controls the zoning of the property. Councilman Dipierro commented that if we do not meet our obligation of the 850 units required to be built in the 3<sup>rd</sup> round what happens next, to which Attorney Rainone answered that our affordable housing obligation is to come up with an affordable housing plan and we have satisfied our obligations. He went on to explain that if those homes do not get built, they are still zoned as affordable housing and Mt. Laurel prohibits exclusionary zoning.

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

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilwoman Siegel, an Ordinance of which the following is the title was Introduced on First Reading for Final Passage:

**O-2-2023-010                    ORDINANCE AMENDING CHAPTER 79 OF THE CODE OF THE TOWNSHIP OF MONROE, ENTITLED “POLICE DEPARTMENT RULES AND REGULATIONS”, SPECIFICALLY SECTION 79-90.1 ENTITLED “SPECIFIC QUALIFICATIONS”. (Sergeant minimum requirement from 3 years to 5 years)**

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

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, the following Resolutions were moved for Adoption under the **CONSENT AGENDA:** (R-2-2023-060– R-2-2023-091) with the exception of R-2-2023-067, R-2-2023-078, R-2-2023-080, R-2-2023-085 and R-2-2023-089.

**R-2-2023-060                    RESOLUTION APPROVING THE EXTENSION OF THE INTRODUCTION AND APPROVAL OF THE MONROE TOWNSHIP 2023 ANNUAL BUDGET TO MARCH 6, 2023.**

**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 2023 annual budget to March 6, 2023 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 2023 annual budget to March 6, 2023.

**R-2-2023-061                    RESOLUTION AUTHORIZING REFUND OF CONSTRUCTION PERMIT FEE. (\$536.00)**

**WHEREAS,** the Construction Official, by copy of letter dated January 20, 2023, copy of which is attached hereto as Exhibit “A”, has recommended the Council approve the following construction permit refunds:

Refund to:	Reason	Amount
Tesla Energy Operations Inc. 1001 Lower Landing Rd. #601 Blackwood, N.J. 08012	Permit # 20222986 Requests refund due to permit cancelled. Homeowner at 18 Liberty Way has cancelled solar panel installation.	<b>\$ 536.00</b>

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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the request is hereby authorized and that a refund be made to **Tesla Energy Operations Inc. in the amount of \$536.00**.

**SO RESOLVED**, as aforesaid.

**R-2-2023-062                      RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY FERNANDES CONSTRUCTION INC. IN CONNECTION WITH THE 2021 PARKING LOT AND CONCRETE VARIOUS LOCATIONS IMPROVEMENTS PROJECT. (Increase of \$29,085.73)**

**WHEREAS**, pursuant to Resolution No. R-6-2021-168, adopted by the Monroe Township Council at its meeting held on June 2, 2021, a contract was awarded to Fernandes Construction Inc. in connection with the 2021 Parking Lot and Concrete – Various Locations Improvements Project; and

**WHEREAS**, the original total contract amount was \$191,679.33; and

**WHEREAS**, the Township Engineer, in a letter dated January 18, 2023, requested approval of Change Order No. 1 and Final for the 2021 Parking Lot and Concrete – Various Locations Improvements Project reflecting an **increase of \$29,085.73** in the contract amount, as the result of adjusted contract quantities and additional work required during construction, as described in the attached change order; and

**WHEREAS**, the current contract price including this change order is **\$220,765.06**; 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 Nos. **C-2100033** and **M-210019**, copies of which are 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-2-2023-063                      RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH PIAZZA AND ASSOCIATES AS AFFORDABLE HOUSING ADMINSTRATOR AGENT FOR CALENDAR YEAR 2023. (not to exceed \$7500 annually)**

**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 2023.

**SO RESOLVED**, as aforesaid.

**R-2-2023-064                      RESOLUTION AUTHORIZING A SHARED SERVICE  
AGREEMENT WITH THE TOWNSHIP OF MARLBORO FOR USE  
OF THE MARLBORO SWIM CLUB. (Discounted rate for Monroe  
residents)**

**WHEREAS**, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., (the “Act”) permits units of local government to share services for particular purposes and to effectuate agreements for any service or circumstance that will aid and encourage a reduction of local expenses; and

**WHEREAS**, the Township of Marlboro (“Marlboro”) and the Township of Monroe (“Monroe”) are public bodies corporate and politic of the State of New Jersey and are authorized under New Jersey Law to enter into a Shared Services Agreement pursuant to the Act; and

**WHEREAS**, Monroe desires to enter into an agreement with Marlboro which will permit Monroe residents to join the Marlboro Swim Club; and

**WHEREAS**, representatives of Monroe and Marlboro have negotiated a Shared Services Agreement, a copy of which is annexed hereto as Exhibit A, and the terms of which are incorporated into this resolution as if set forth at length herein; and

**WHEREAS**, the Township Council of the Township of Monroe has determined that the entry into the Shared Services Agreement is in the best interest of the residents and taxpayers of Monroe.

**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 Shared Services Agreement shall be open to public inspection in the Municipal Clerk’s Office and shall take effect upon the adoption of a resolution and execution of the agreement by both parties.
- 2- The Mayor and Township Clerk are hereby authorized to execute the Shared Services Agreement annexed hereto as Exhibit A.

**SO RESOLVED**, as aforesaid.

**R-2-2023-065                      RESOLUTION AUTHORIZING THE SUBMISSION OF 2023  
SPECIAL RECYCLING ENHANCEMENT GRANT APPLICATION  
TO THE MIDDLESEX COUNTY DIVISION OF SOLID WASTE  
MANAGEMENT FOR THE PURCHASE OF A FOAM RECYCLING  
MACHINE. (Requested award amount \$73,000)**

**WHEREAS**, The County of Middlesex is sponsoring a special “Recycling Enhancement Grant” (REG) program for municipalities for the purchase of a Foam Recycling Machine and related costs; and

**WHEREAS**, the Department of Public Works has been trying to combat the polystyrene (Styrofoam) concerns throughout the Township, with regards to the burden it places on our environment, and the foam recycling machine would be a solution to this problem; and

**WHEREAS**, the foam recycling machine heats and extrudes the air out of the polystyrene, reducing its size with a ration of 90:1 and would be used to densify all polystyrene brought to the recycling center and then ultimately sold to a manufacturer of moldings and picture frames in Somerville, N.J.; and

**WHEREAS**, Monroe Township requests a grant from Middlesex County in the amount of \$73,000 based on the attached proposal received from Foam Cycle LLC.; and

**WHEREAS**, the Monroe Township Department of Public Works will do all the necessary electric work and pour a concrete slab to house the unit at the Township’s expense; and

**WHEREAS**, it appears to be in the best interest of the Township of Monroe and its citizens to apply for this grant;

**NOW THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, that the Public Works Director and Recycling Coordinator are hereby authorized to submit the attached application for consideration of the 2023 Special Recycling Enhancement Grant in the amount of \$73,000.00 for the purchase of a Foam Recycling Machine to the Middlesex County Division of Solid Waste Management.

**SO RESOLVED**, as aforesaid.

**R-2-2023-066                      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-Thousand Five-Hundred dollars and no cents (\$1,500.00),

**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-2-2023-068                      RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO MIRACLE CHEMICAL COMPANY FOR CONTRACT 519R "SODIUM HYPOCHLORITE SOLUTION" BY THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.")      (4.599/gallon)**

**WHEREAS**, on January 10, 2023, one (1) sealed bid was received, and publicly opened and read, by the Monroe Township Utility Department for Contract 519R, "Sodium Hypochlorite Solution" required by the M.T.U.D.; and

**WHEREAS**, the only bid received was submitted by Miracle Chemical Company; and

**WHEREAS**, the Purchasing Agent of the M.T.U.D. has reviewed the sole bid, and by copy of a letter dated January 18, 2023, recommends an open ended (1) one-year contract be awarded to the low bidder Miracle Chemical Company of 1151B Highway 33, Farmingdale, New Jersey 07727 based on unit pricing (4.899/gal.) with an annual estimated annual total of: \$122,475.00, a copy of which is attached hereto as Exhibit "B"; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Municipal Finance Officer has certified availability of funds in Certificate No. M-230002 a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.5(d)(1)(ii), multi-year contracts entered into for periods in excess of twelve (12) months shall be certified and charged to the respective budgets in accordance with the time(s) at which the respective work or services are performed or liability for payment is otherwise incurred. Accordingly, commitments and payments required in excess of the initial twelve (12) months are contingent upon necessary funds being appropriated in future budgets by a subsequent governing body; and

**WHEREAS**, Miracle Chemical Company has submitted all the required documents with their bid; and

**WHEREAS**, by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that it has rendered its advice and hereby consents to the award of a one (1) year contract with an M.T.U.D. for Sodium Hypochlorite Solution for Monroe Township Utility Department; and

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

(1) The Mayor and Township Clerk are hereby authorized to enter into a (1) one year contract with Miracle Chemical Company in accordance with their bid;

(2) The Township Chief Municipal Finance Officer is hereby authorized and directed to pay invoices for materials supplied by Miracle Chemical Company in accordance with their bid;

(3) The contract is awarded through the competitive bidding process as a fair and open contract in accordance with the Local Public Contracts Law;

(4) This contract is awarded with the stipulation that Miracle Chemical Company shall provide the required insurance certificate and performance bond, as required by the specifications.

(5) Payments required in excess of the initial twelve (12) months are contingent upon necessary funds being appropriated in future budgets by the governing body.

**SO RESOLVED**, as aforesaid.

**R-2-2023-069                    RESOLUTION AUTHORIZNG AWARD OF CONTRACT TO  
ATLANTIC PLUMBING SUPPLY FOR SECTION “A” AND “K” OF  
CONTRACT 520 “WATER & SEWER SYSTEM APPURTENANCES”  
BY THE MONROE TOWNSHIP UTILITY DEPARTMENT  
 (“M.T.U.D.”) (per unit pricing)**

**WHEREAS**, on January 10, 2023 10:30 AM, four (4) sealed bids were received, publicly opened, and read aloud, by the Monroe Township Utility Department Purchasing Agent for Contract 520, “Water & Sewer System Appurtenances”, required by the M.T.U.D.; and

**WHEREAS**, Atlantic Plumbing Supply has submitted the lowest responsible and responsive bids for section “A” and “K”; and

**WHEREAS**, the Purchasing Agent of the M.T.U.D. by copy of a letter dated January 8, 2023, has recommended that a contract should be awarded to Atlantic Plumbing Supply based in unit pricing and estimated quantities, for the sections listed above, a copy of which is attached as exhibit B; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Finance Officer has certified availability of funds in Certificate No. M-230003 a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, Atlantic Plumbing Supply has submitted all the required documents with their bid; and

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

(1) The Mayor and Township Clerk are hereby authorized to enter into a contract Atlantic Plumbing Supply in accordance with their submitted bid for Sections “A” and “K”;

(2) The Township Chief Finance Officer is hereby authorized and directed to pay invoices for material delivered by Atlantic Plumbing Supply in accordance with their bid;

(3) The contracts are awarded through the competitive bidding process as a fair and open contract in accordance with the Local Public Contracts Law;

(4) This contract is awarded with the stipulation that Atlantic Plumbing Supply shall provide a properly executed certificate of insurance as required by the specifications.

**SO RESOLVED**, as aforesaid.

**R-2-2023-070                    RESOLUTION AUTHORIZNG AWARD OF CONTRACT TO  
FERGUSON ENTERPRISES, LLC. FOR SECTIONS “B, D/L, E, F, H, I  
& L” OF CONTRACT 520 “WATER & SEWER SYSTEM  
APPURTENANCES” BY THE MONROE TOWNSHIP UTILITY  
DEPARTMENT (“M.T.U.D.”) (per unit pricing)**

**WHEREAS**, on December 8, 2021 at 10:15 AM, five (5) sealed bids were received, publicly opened, and read aloud, by the Monroe Township Utility Department Purchasing Agent for Contract 509, “Water & Sewer System Appurtenances”, required by the M.T.U.D.; and

**WHEREAS**, Ferguson Enterprises, LLC. has submitted the lowest responsible and responsive bids for B, D/L, E, F, H, I & L; and

**WHEREAS**, the Purchasing Agent of the M.T.U.D. by copy of a letter dated January 18, 2023, has recommended that a contract should be awarded to Ferguson Enterprises, LLC. Based on unit pricing and estimated quantities, for the sections listed above, a copy of which is attached as exhibit B; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Finance Officer has certified availability of funds in Certificate No. M-220005 a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, Ferguson Enterprises, LLC has submitted all the required documents with their bid; and

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

(1) The Mayor and Township Clerk are hereby authorized to enter into a contract Ferguson Enterprises, LLC for sections B, D, D/L, E, G, I, J & L in accordance with their submitted bid;

(2) The Township Chief Finance Officer is hereby authorized and directed to pay invoices for material delivered by Ferguson Enterprises, LLC in accordance with their bid;

(3) The contracts are awarded through the competitive bidding process as a fair and open contract in accordance with the Local Public Contracts Law;

(4) This contract is awarded with the stipulation that Ferguson Enterprises, LLC shall provide a properly executed certificate of insurance as required by the specifications.

**SO RESOLVED**, as aforesaid.

**R-2-2023-071                    RESOLUTION AUTHORIZING AWARD OF CONTRACT TO CORE & MAIN LP. FOR SECTIONS "C, F, H & M" OF CONTRACT 520 "WATER & SEWER SYSTEM APPURTENANCES" BY THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") (per unit pricing)**

**WHEREAS**, on January 10, 2023 at 10:30 AM, four (4) sealed bids were received, publicly opened, and read aloud, by the Monroe Township Utility Department Purchasing Agent for Contract 520, "Water & Sewer System Appurtenances", required by the M.T.U.D.; and

**WHEREAS**, Core & Main LP. has submitted the lowest responsible and responsive bids for "C, F, H & M"; and

**WHEREAS**, the Purchasing Agent of the M.T.U.D. by copy of a letter dated January 18, 2023, has recommended that a contract should be awarded to Core & Main LP. based in unit pricing and estimated quantities, for the sections listed above, a copy of which is attached as exhibit B; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Finance Officer has certified availability of funds in Certificate No. M-220004 a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, Core & Main LP has submitted all the required documents with their bid; and

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

(1) The Mayor and Township Clerk are hereby authorized to enter into a contract Core & Main LP Sections "C, F, H & M" in accordance with their submitted bid;

(2) The Township Chief Finance Officer is hereby authorized and directed to pay invoices for material delivered by Core & Main LP in accordance with their bid;

(3) The contracts are awarded through the competitive bidding process as a fair and open contract in accordance with the Local Public Contracts Law;

(4) This contract is awarded with the stipulation that Core & Main LP shall provide a properly executed certificate of insurance as required by the specifications.

**SO RESOLVED**, as aforesaid.

**R-2-2023-072**

**RESOLUTION AUTHORIZING REJECTION OF THE LOW BID BY KENNEDY CULVERT AND SUPPLY CO. INC. FOR SECTION "A" OF CONTRACT 522 "WATER METERS" AND AUTHORIZING THE AWARD OF A BID TO FERGUSON ENTERPRISE, LLC. FOR SECTIONS "A" & "B" OF CONTRACT 522 "WATER METERS" FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") (based on quantity and unit pricing)**

**WHEREAS**, on January 10, 2023 at 10:00 AM, three (3) sealed bids were received, publicly opened, and read aloud, by the Monroe Township Utility Department Purchasing Agent for Contract 522, "Water Meters", required by the M.T.U.D.; and

**WHEREAS**, Kennedy Culvert & Supply Company's low bid of \$244,397.55 for section A is hereby rejected as non-responsive, as they did not take exception to the specification as required when bidding an alternate meter which did not meet the specifications of the specified 5/8" x 3/4" meter, as the bid requires when bidding a non-approved meter; and

**WHEREAS**, Ferguson Enterprises, LLC. has submitted the lowest responsible and responsive bid for Section A of 244,923.50, and Section B of \$9,701.75 for year one; and

**WHEREAS**, the Purchasing Agent of the M.T.U.D. by copy of a letter dated January 18, 2023, has recommended, after consultation with the M.T.U.D. Director and Attorney, that a (1) one-year contract be awarded to the lowest responsible/responsive bidder Ferguson Enterprises of 507 Oak Glen Rd., Howell, NJ 07731 based on year (1) one unit pricing and estimated quantities (estimated contract total \$254,625.25), for section A and B, a copy of which is attached as exhibit B; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Finance Officer has certified availability of funds in Certificate No. M-220006 a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.5(d)(1)(ii), multi-year contracts entered into for periods in excess of twelve (12) month shall be certified and charged to the respective budgets in accordance with the time(s) at which the respective work or services are performed or liability for payment is otherwise incurred. Accordingly, commitments and payments required in excess of the initial one (1) year are contingent upon necessary funds being appropriated in future budgets by a subsequent governing body; and

**WHEREAS**, Rio Supply, Inc. has submitted all the required documents with their bid; and

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

- (1) The Mayor and Township Clerk are hereby authorized to enter into a twelve (12) month contract Ferguson Enterprises, LLC. in accordance with their submitted bid submitted for sections A & B;
- (2) The Township Chief Municipal Finance Officer is hereby authorized and directed to pay invoices for material delivered by Ferguson Enterprises, LLC. in accordance with their bid;
- (3) The contracts are awarded through the competitive bidding process as a fair and open contract in accordance with the Local Public Contracts Law;
- (4) This contract is awarded with the stipulation that Ferguson Enterprises, LLC. shall provide a properly executed certificate of insurance as required by the specifications.

**SO RESOLVED**, as aforesaid.

**R-2-2023-073**

**RESOLUTION AUTHORIZING AMENDMENT #1 TO CONTRACT NO 497 "BIOXIDE" WITH EVOQUA WATER TECHNOLOGIES LLC. TO EXTEND THE TERMINATION DATE ONE YEAR TO FEBRUARY 1, 2024, THE FINAL EXTENSION PERIOD, FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.")**

**WHEREAS**, the M.T.U.D. is currently under contract with Evoqua Water Technologies LLC. for Bioxide; and

**WHEREAS**, the current contract term expires on February 1, 2023, and the Monroe Township Utility Department has been very satisfied with the performance of Evoqua Water Technologies LLC. over the last two-year contract term; and



**WHEREAS**, Section IV. “Contract Term And Extension Option” of the current contract Specifications, allows for (1) final one-year extension, with the agreement of the vendor; and

**WHEREAS**, The vendor has agreed to a final (1) one-year extension with a price increase of 5% (\$5.55) per ton to offset the current supply chain market disruption; and

**WHEREAS**, the M.T.U.D. Purchasing Agent after consultation with the M.T.U.D. Director, has determined that the small increase is justified, and that it is in the best interest of the Monroe Township Utility Department to extend the current contract for the final one-year term, increasing the price per gallon from \$2.567 to \$2.618, and has notified Evoqua Water Technologies LLC. of the M.T.U.D.’s intention to extend said contract via a letter dated September 1, 2021; and

**WHEREAS**, Evoqua Water Technologies LLC. has indicated their acceptance of the amendment and extension by signing and returning the above referenced letter dated 1/13/23, 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-210009 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 bulk sodium chloride with Evoqua Water Technologies LLC., based on the increased unit pricing of \$2.618 per gallon and estimated quantities, for the (12) twelve-month extension term. The new termination date shall be February 1, 2024. The existing terms and conditions of the agreement shall remain unchanged.

**SO RESOLVED**, as aforesaid.

**R-2-2023-074                      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 Twenty-Eight Thousand Six Hundred Ninety-Seven dollars and Ninety-One cents (\$28,697.91) for the amounts described on Schedule A and attached hereto; and

**WHEREAS**, good cause has been shown.

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

**SO RESOLVED**, as aforesaid.

**R-2-2023-075                      RESOLUTION SUPPORTING A COMMUNITY SOLAR ENERGY  
PROGRAM FOR LOW-MODERATE INCOME RESIDENTS OF  
MONROE TOWNSHIP. (26 Engelhard Drive)**

**WHEREAS**, for more than a decade, the State of New Jersey has promoted energy policies that have created a vibrant solar energy market; and

**WHEREAS**, the State of New Jersey adopted the 2019 New Jersey Energy Master Plan, Pathway to 2050 and the legislature passed the Clean Energy Act of 2018; and

**WHEREAS**, Strategy 6 of the 2019 Energy Master Plan calls the State to “Support community energy planning and action with an emphasis on encouraging and supporting participation by low-and moderate- income and environmental justice communities”; and

**WHEREAS**, Goal 6.2.1 of the 2019 Energy Master Plan calls for the support of community led development of community solar projects; and

**WHEREAS**, the Township recognizes the benefits of the Board of Public Utilities Community Solar Program for the Township’s residents including the following:

- Local clean power generation
- Support for active participation in the program by low-and-moderate-income families
- Reduction of Energy Bills for all participants

**WHEREAS**, a minimum of 51% of the overall solar generation of the project is to be reserved for low- and moderate-income families, project details as follows:

<b>Project LLC</b>	<b>Address</b>	<b>Project Size (MW)</b>	<b>Subscribers</b>
Monroe Solar 1 LLC	26 Engelhard Drive	3.11	501

**NOW THEREFORE BE IT RESOLVED** that the Township Council of the Township of Monroe supports community solar projects that serve the Township and have the following benefits:

Minimum 25% discount on the electricity from the community solar project is for Monroe Township residents who qualify as low to moderate income.

Minimum 21% discount on the electricity from the community solar project is for Monroe Township residents who don't qualify as low to moderate income.

**BE IT FURTHER RESOLVED** that the Township will collaborate with **Dimension Renewable Energy**, 1400 Broadway 28<sup>th</sup> floor, New York, N.Y. 10018 in furtherance of bringing the financial and environmental benefits of community solar to the residents of the Township of Monroe.

**BE IT FURTHER RESOLVED** that the Township supports green energy alternatives within Monroe Township and will help make subscriber information available to our residents for all community solar projects that meets the criteria for our residents' participation.

**SO RESOLVED**, as aforesaid.

**R-2-2023-076 RESOLUTION AUTHORIZING THE PURCHASE OF TWO (2) DODGE DURANGOS SUING THE CRANFORD COOPERATIVE PRICING SYSTEM FOR THE MONROE TOWNSHIP CONSTRUCTION DEPARTMENT. (\$75,782)**

**WHEREAS**, the Township of Monroe, County of Middlesex, has the need to purchase two (2) Dodge Durangos under the Cranford Cooperative Pricing System No. 47-CPCPS, from *Hertrich Fleet Services, Inc. 1427 Bay Road Milford, DE 19963* an authorized vendor under the Cranford Cooperative Pricing System as follow:

(2) 2023 Dodge Durango Police, AWD \$37,891.00 each  
**Total: \$75,782.00**

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

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. C-2300034 a copy of which are 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 Hertrich Fleet Services Inc. using the Cranford Cooperative Pricing System Contract No. 47-CPCPS at a total contract price of \$75,782.00; and

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

(3) The contracts awarded through the Cranford Cooperative Pricing System Contract No. 47-CPCPS are considered a 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-2-2023-077 RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY MECO, INC. IN CONNECTION WITH THE 2022 ROADWAY IMPROVEMENTS PROJECT. (Increase of \$105,718.28)**

**WHEREAS**, pursuant to Resolution No. R-6-2022-187, adopted by the Monroe Township Council at its meeting held on June 27, 2022, a contract was awarded to Meco Inc. in connection with the 2022

Roadway Improvements Project; and

**WHEREAS**, the original total contract amount was \$1,527,711.50; and

**WHEREAS**, the Township Engineer, in a letter dated January 25, 2023, requested approval of Change Order No. 1 and Final for the 2022 Roadway Improvements Project reflecting an **increase of \$105,718.28** in the contract amount, as the result of adjusted contract quantities and additional work required during construction, as described in the attached change order; and

**WHEREAS**, the current contract price including this change order is **\$1,633,429.78**; 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 Nos. **C-22200051**, 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-2-2023-079                      RESOLUTION AUTHORIZING THE PAYMENT OF \$129,859.37 UNDER PROTEST TO THE MIDDLESEX COUNTY MUNICIPAL JOINT INSURANCE FUND REPRESENTING A PARTIAL PAYMENT TOWARDS A SPECIAL SUPPLEMENTAL ASSESSMENT LEVIED UPON THE TOWNSHIP OF MONROE BY THE MIDDLESEX COUNTY MUNICIPAL JOINT INSURANCE FUND.**

**WHEREAS**, the Township of Monroe, in the County of Middlesex and State of New Jersey, (the "Township"), has previously participated as a member of the Middlesex County Municipal Joint Insurance Fund, (the "Fund"), existing pursuant to Chapter 372, Laws of 1983 (N.J.S.A. 40A:10-36, et. seq.); and

**WHEREAS**, the Fund recently advised the Township and other participating local municipal unit members that the Fund has operated at a deficit since approximately 2001, and the Fund now seeks to rehabilitate its financial status by levying upon its members a special supplemental assessment, which in the case of the Township totals \$1,298,593.68; and

**WHEREAS**, the Township has reviewed the special supplemental assessment attributed and levied by the Fund upon the Township and informed the Fund that the special supplemental assessments, as applicable to Monroe, are not valid; and

**WHEREAS**, the Fund has, nonetheless, demanded payment of the Township's supplemental assessment, and the Township, after consultation with its professionals, has determined that it is in the best interests of the Township at this time to make a partial payment to the Fund in the amount of \$129,859.37 under protest as part of a repayment plan.

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. C-2300035 a copy of which are attached hereto as Exhibit "A"; 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 be and are hereby authorized to make a payment in the amount of \$129,859.37 under protest to the Middlesex County Municipal Joint Insurance Fund representing a portion of the supplemental assessment levied upon the Township of Monroe as part of a repayment plan.

**SO RESOLVED**, as aforesaid.

**R-2-2023-081                      RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES POSTED FOR JSM AT MONROE CELEBRATIONS, SECTION 2, PHASE 2 TEMPORARY STOCKPILE – PB-1229-20. (Mount's Mills Road)**

**WHEREAS**, JSM at Monroe LLC. has posted Performance Guarantees for the JSM at Monroe Celebrations, Section 2, Phase 2, Temporary Stockpile, Block 53, Lot 24 project PB-1229-20; 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 by JSM at Monroe LLC. for the JSM at Monroe Celebrations, Section 2, Phase 2, Temporary Stockpile, Block 53, Lot 24 project PB-1229-20be released as reflected in the Township Engineer's letter dated January 25, 2023, attached hereto.

**BE IT FURTHER RESOLVED**, no maintenance bond is required for the stockpile as the area is now bonded under a performance guarantee for the site.

**SO RESOLVED**, as aforesaid.

**R-2-2023-082                      RESOLUTION AUTHORIZING THE AWARD OF BID TO  
BRENNAN BROTHERS CONTRACTING LLC. FOR THE  
BUILDING DEMOLITION – VARIOUS LOCATIONS PROJECT.  
(\$113,451)**

**WHEREAS**, on January 10, 2023 seven (7) sealed bids were received by Monroe Township regarding the **Building Demolition Various Locations Project**; and

**WHEREAS**, the Township Engineer, by copy of letter dated January 24, 2023, has recommended **Brennan Brothers Contracting, LLC, 28 Maple Street Old Bridge, N.J. 08857** to be awarded the contract based upon their bid submission in the amount of **\$113,451.00**; 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-2300036, 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 **Brennan Brothers Contracting, LLC.** for the **Building Demolition Various Locations Project**, at a total contract price of **\$113,451.00**; and

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with **Brennan Brothers Contracting, LLC.**; and

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

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

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

**SO RESOLVED**, as aforesaid.

**R-2-2023-083                    RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH GREENLEAF LANDSCAPE SYSTEMS AND SERVICES, INC. FOR MONROE TOWNSHIP LANDSCAPING SERVICES FOR DETENTION BASINS, ISLAND AND OPEN SPACE PROPERTIES. (4/1/23 – 3/31/24)**

**WHEREAS**, on March 2, 2022 per Resolution No. R-3-2022-105, **Greenleaf Landscape Systems and Services, Inc.**, was awarded the 2022 Monroe Township Landscaping Services contract for detention basins, islands and open space properties; and

**WHEREAS**, the current contract renewal expires on March 31, 2023 and the Township has an option to extend for two additional one-year periods; and

**WHEREAS**, the Director of Public Works inquired as to the willingness of Greenleaf Landscape Systems and Services, Inc. to extend their current contract; and

**WHEREAS**, the attached letter received January 30, 2023 indicates the willingness of Greenleaf Landscape Systems and Services, Inc. to extend the current contract from April 1, 2023 thru March 31, 2024, under the same terms, conditions and pricing contained within their original bid specification and contract; and

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available as set forth in Certificate No C-2200028, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the contract for Monroe Township Landscaping Services is being extended one year to March 31, 2024 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 **Greenleaf Landscape Systems and Services, Inc** under the same terms, conditions and pricing within their original bid specification submitted for Monroe Township Landscaping Services; and

**BE IT FURTHER RESOLVED** that the Finance Department is hereby authorized and directed to pay Invoices for the above referenced vendor in accordance with the original terms, conditions and pricing contained within their original 2022 contract entered into between the parties.

**SO RESOLVED**, as aforesaid.

**R-2-2023-084                    RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH GREENLEAF LANDSCAPE SYSTEMS AND SERVICES, INC. FOR LANDSCAPING SERVICES FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (4/1/23 – 3/31/24)**

**WHEREAS**, on March 2, 2022 per Resolution No. R-3-2022-103, **Greenleaf Landscape Systems and Services, Inc.**, was awarded the 2022 Landscaping Services contract for the Monroe Township Utility Department (“M.T.U.D.”); and

**WHEREAS**, the current contract renewal expires on March 31, 2023 and the Township has an option to extend for two additional one-year periods; and

**WHEREAS**, the M.T.U.D. Purchasing Agent inquired as to the willingness of Greenleaf Landscape Systems and Services, Inc. to extend their current contract; and

**WHEREAS**, the attached letter received January 23, 2023 indicates the willingness of Greenleaf Landscape Systems and Services, Inc. to extend the current contract from April 1, 2023 thru March 31, 2024, under the same terms, conditions and pricing contained within their original bid specification and contract; and

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available as set forth in Certificate No M-2200028, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the contract for Monroe Township Landscaping Services is being extended one year to March 31, 2024 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 **Greenleaf Landscape Systems and Services, Inc** under the same

terms, conditions and pricing within their original bid specification submitted for Monroe Township Landscaping Services; and

**BE IT FURTHER RESOLVED** that the Finance Department is hereby authorized and directed to pay Invoices for the above referenced vendor in accordance with the original terms, conditions and pricing contained within their original 2022 contract entered into between the parties.

**SO RESOLVED**, as aforesaid.

**R-2-2023-086                    RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH PABCO INDUSTRIES, LLC. FOR THE PURCHASE OF GRASS BAGS FOR THE MONROE TOWNSHIP DEPARTMENT OF PUBLIC WORKS. (4/1/23 – 3/31/24)**

**WHEREAS**, on April 4, 2022 per Resolution No. R-4-2022-129, **Pabco Industries, LLC.** was awarded the purchase of grass bags contract for Monroe Township; and

**WHEREAS**, the current contract renewal expires on March 31, 2023 and the Township has an option to extend for one additional one-year period; and

**WHEREAS**, the Director of Public Works inquired as to the willingness of Pabco Industries, LLC. to extend their current contract; and

**WHEREAS**, the attached letter received January 5, 2023 indicates the willingness of Pabco Industries, LLC. to extend the current contract from April 1, 2023 thru March 31, 2024, under the same terms, conditions and pricing contained within their original bid specification and contract; and

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available as set forth in Certificate No C-2200035, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the contract for Monroe Township Landscaping Services is being extended one year to March 31, 2024 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 a one-year extension of contract with **Pabco Industries, LLC.**, under the same terms, conditions and pricing within their original bid specification submitted for the purchase of grass bags for Monroe Township; 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 2022 contract entered into between the parties.

**SO RESOLVED**, as aforesaid.

**R-2-2023-087                    RESOLUTION AUTHORIZING AWARD OF CONTRACT TO WASTEQUIP FOR THE PURCHASE OF A CARDBOARD COMPACTOR FOR THE MONROE TOWNSHIP PUBLIC WORKS DEPARTMENT. (\$34,566.80)**

**WHEREAS**, in January 2023, the Monroe Township Public Works Department solicited proposals for a cardboard compactor, along with two (2) storage/delivery containers to compact the occ residents bring to the recycling center; and

**WHEREAS**, the two (2) competitive quotes received are as herein below set forth:

**Wastequip – Erial, NJ**

**Rudco Products, Inc. – Vineland, NJ**

**WHEREAS**, the Township CMFO has reviewed the two (2) proposals received and, by copy of letter received January 30, 2023, recommends the award of contract to **Wastequip, 1031 Hickstown Road, Erial, NJ 08081**, in an amount not to exceed **\$34,566.80**; and

**WHEREAS**, the award of contract is subject to the compliance with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq.; any contractor, subcontractor of business firm agree and guarantee to comply with Affirmative Action Regulations and to afford equal opportunity in the performance of the contract in accordance with the affirmative action plan approved under the terms established in the above-cited regulations;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex that it has rendered its advice and hereby consents to the award of contract, to **Wastequip** for a cardboard compactor in an amount not to exceed **\$34,566.80**; and

**WHEREAS**, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available, as evidenced by Certificate No. C-2300037 a copy of which is attached hereto; and

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

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

**SO RESOLVED**, as aforesaid.

**R-2-2023-088                      RESOLUTION AUTHORIZING AWARD OF CONTRACT TO  
MASIMO FOR THE PUCHASE OF SIX (6) RAD-57 HANDHELD  
PULSE OXIMETER DEVICES FOR THE MONROE TOWNSHIP  
EMS DEPARTMENT. (\$25,782)**

**WHEREAS**, in January 2023, the Monroe Township EMS Department solicited proposals for six (6) RAD-57 pulse oximeter devices; and

**WHEREAS**, the three (3) competitive quotes received are as herein below set forth:

**Concord Health Supply – Skokie, IL**

**EMS Superstore – Marietta, GA**

**Masimo – Irvine, CA**

**WHEREAS**, the Township CMFO has reviewed the three (3) proposals received and, by copy of letter received January 17, 2023, recommends the award of contract to **Masimo, 52 Discovery, Irvine, CA 92618**, in an amount not to exceed **\$25,782.00** which includes a 1-year extended warranty; and

**WHEREAS**, the award of contract is subject to the compliance with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq.; any contractor, subcontractor of business firm agree and guarantee to comply with Affirmative Action Regulations and to afford equal opportunity in the performance of the contract in accordance with the affirmative action plan approved under the terms established in the above-cited regulations;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex that it has rendered its advice and hereby consents to the award of contract, to **Masimo** for six (6) RAD-57 handheld pulse oximeter devices in an amount not to exceed **\$25,782.00**; and

**WHEREAS**, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available, as evidenced by Certificate No. C-2300038, a copy of which is attached hereto; and

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

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

**SO RESOLVED**, as aforesaid.

**R-2-2023-090                      RESOLUTION AUTHORIZING EMERGENCY 2023 TEMPORARY BUDGET APPROPRIATIONS.**

**WHEREAS**, an emergent condition has arisen with respect to payment of normal operating expenses and no adequate provision has been made in the 2023 temporary appropriations for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purposes above mentioned; and

**WHEREAS**, the total emergency temporary Resolutions adopted in Year 2023, pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20), including this Resolution, is **\$20,519,629.92;**

**NOW, THEREFORE, BE IT RESOLVED** (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

- Emergency temporary appropriations be and the same are hereby made for payment of the following entitled operating expenses:

<u>ACCOUNT NAME</u>	<u>TEMPORARY APPROPRIATION AMOUNT</u>
<u>Solid Waste (O/S Cap)</u>	
Other Expenses	\$ 50,000.00
<u>Elections</u>	
Other Expenses	\$ 54,000.00
<u>Finance</u>	
Other Expenses	\$ 34,500.00
<u>Engineer</u>	
Other Expenses	\$ 187,000.00
<u>Data Processing</u>	
Other Expenses	\$ 50,000.00
<u>Division of Planning</u>	
Other Expenses	\$ 27,500.00
<u>Senior Services</u>	
Other Expenses	\$ 10,000.00
<u>Capital Improvement Fund</u>	<u>\$ 100,000.00</u>
<u>Subtotal</u>	\$ 513,000.00
<b>TOTAL BUDGET</b>	<b>\$ 513,000.00</b>

- That said emergency temporary appropriations will be provided for in the 2023 Calendar Year Budget; and
- That one (1) certified copy of this resolution be filed with the Director of the Division of Government Services.

**SO RESOLVED** as aforesaid.

**R-2-2023-091                      RESOLUTION AUTHORIZING BUDGET APPROPRIATION RESERVE TRANSFERS.**

**WHEREAS**, there are certain 2022 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 2022 accounts:



<b>CURRENT FUND TRANSFER FROM</b>	<b>TRANSFER AMOUNT</b>
STREETS AND ROADS Salaries and Wages	\$80,000.00
TAX ASSESSOR Salaries and Wages	\$25,132.00
<b>TOTAL CURRENT FUND:</b>	<b>\$105,132.00</b>

<b>TRANSFER TO:</b>	<b>AMOUNT</b>
UTILITIES Other Expenses	\$40,000.00
RECYCLING PROJECT	\$15,000.00
BUILDING AND GROUNDS Other Expenses	\$50,000.00
DCRP	\$ 32.00
<b>TOTAL CURRENT FUND:</b>	<b>\$105,132.00</b>

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

Copy of Resolutions Duly Filed.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, the following Resolutions were removed from the **CONSENT AGENDA** and considered separately: (R-2-2023-067, R-2-2023-078, R-2-2023-080, R-2-2023-085 and R-2-2023-089)

**R-2-2023-067 RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER’S AGREEMENT BY AND BETWEEN KANA RETAIL INVESTMENTS, LLC. AND THE TOWNSHIP OF MONROE FOR WATER AND SEWER SERVICES FROM THE MONROE TOWNSHIP UTILITY DEPARTMENT. (Docks Corner Rd/Cranbury Rd)**

**WHEREAS**, KANA RETAIL INVESTMENTS, LLC (the “Developer”) is the developer of certain real property generally located on Docks Corner Road known as Block 81.08, Lot 1 in the Township of Monroe, County of Middlesex and State of New Jersey (hereinafter referred to as the “Property”); and

**WHEREAS**, the Developer, sought and received from the Monroe Township Planning Board (the “Board”) Final Major Site Plan approval with use and bulk variances under Application No. BA-5201-20 subject to certain conditions further set forth herein for the construction of a 9,656 square-foot commercial building with related improvements and installations (the “Project”), which was adopted June 29, 2021; and

**WHEREAS**, Developer is the successor in title to Next Generation TS FBO Robert H. Goodman IRA 2661, which had previously applied for and received use and certain bulk variances under Application No. BA-5132-16, and Preliminary Site Plan Approval with a use variance under Application No. BA-5165-18; and

**WHEREAS**, the Developer has requested water and sewer service for the Project from the Monroe Township Utility Department (“M.T.U.D.”), and has agreed to comply with all conditions and requirements of all prior adopted approving Resolutions; and

**WHEREAS**, after analysis and review, M.T.U.D. has determined it is in its best interest to enter into a Developer's Agreement in a form substantially similar to the form attached hereto in order to provide the Project with water and sewer service; and

**WHEREAS**, the Township Attorney has reviewed the attached agreement; and

**WHEREAS**, execution of the attached agreement in a form substantially similar to the form attached hereto, subject to the approval of the Township Attorney, is in the best interests of the Township of Monroe; 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 be and are hereby authorized to execute the Developer's Agreement with KANA RETAIL INVESTMENTS, LLC for the purpose of providing water and sewer services to the Project, attached hereto and made a part hereof.

**SO RESOLVED**, as aforesaid.

**R-2-2023-078                      RESOLUTION REVISING RESOLUTION NO. R-10-2022-254**  
**“AUTHORIZING THE RELEASE OF PERFORMANCE**  
**GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE**  
**GUARANTEE POSTED FOR DANLEY PROPERTIES, LLC. BA-5191-**  
**20.                      (Revising amount of maintenance guaranty)**

**WHEREAS**, Danley Properties has posted Performance Guarantees for the Block 24, Lot 2.01 project (BA-5191-20); and

**WHEREAS**, a request was made for the release of the Performance Guarantees posted for this project; and

**WHEREAS**, the Monroe Township Council adopted Resolution No. R-10-2022-254 at the October 3, 2022 council meeting authorizing release of the Performance Guarantees upon the posting of a maintenance guarantee for 15% of the project total (\$39,210.41), or \$5,881.56; and

**WHEREAS**, the Township Engineer, by copy of letter dated January 25, 2023, has recommended that the original resolution be revised to reflect the corrected maintenance guaranty amount; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that Resolution No. R-10-2022-254 be revised to reflect that release of the project performance guarantees shall be conditioned upon resolution of all outstanding escrow balances associated with the administration of this project by Township officials, as well as the posting of maintenance guarantees for 15% of the project total (\$7,000), or \$1,050.00. Such maintenance guarantee shall run for a period of not less than two years from the date of memorialization of such action by the Council.

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

**SO RESOLVED**, as aforesaid.

**R-2-2023-080                      RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE**  
**GUARANTEES POSTED FOR M&R WAREHOUSING, INC. – PB-810-02.**  
**(242 Possom Hollow Road)**

**WHEREAS**, M&R Warehousing, Inc. has posted Performance Guarantees for Block 79, Lots 1, 2 and 19, project PB-810-02; 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 by M&R Warehousing, Inc. for Block 79, Lots 1, 2 and 19, project PB-810-02 be released as reflected in the Township Engineer's letter dated January 25, 2023, attached hereto.

**BE IT FURTHER RESOLVED**, no maintenance bond is required for the project as this project is now bonded under the maintenance guarantee for the site M &R Warehousing, Inc. PB-1088-10.

**SO RESOLVED**, as aforesaid.

**R-2-2023-085                    RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH GAL'S LANDSCAPING, INC. FOR LANDSCAPING SERVICES FOR MONROE TOWNSHIP'S GROUND MAINTENANCE, SIGNS AND SNOW REMOVAL. (4/1/23 – 3/31/24)**

**WHEREAS**, on March 2, 2022 per Resolution No. R-3-2022-107, **Gal's Landscaping, Inc.**, was awarded the 2022 Landscaping Services and Snow Removal contract for Monroe Township; and

**WHEREAS**, the current contract renewal expires on March 31, 2023 and the Township has an option to extend for two additional one-year periods; and

**WHEREAS**, the Director of Public Works inquired as to the willingness of Gal's Landscaping, Inc. to extend their current contract; and

**WHEREAS**, the attached letter received February 1, 2023 indicates the willingness of Gal's Landscaping, Inc. to extend the current contract from April 1, 2023 thru March 31, 2024, under the same terms, conditions and pricing contained within their original bid specification and contract, including the amendment for snow removal dated 12/1/22; and

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available as set forth in Certificate No C-2200027, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the contract for Monroe Township Landscaping Services is being extended one year to March 31, 2024 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 **Gal's Landscaping, Inc.**, under the same terms, conditions and pricing within their original bid specification submitted including the amendment for snow removal dated 12/1/22 for Monroe Township Landscaping Services; and

**BE IT FURTHER RESOLVED** that the Finance Department is hereby authorized and directed to pay Invoices for the above referenced vendor in accordance with the original terms, conditions and pricing contained within their original 2022 contract entered into between the parties.

**SO RESOLVED**, as aforesaid.

**R-2-2023-089                    RESOLUTION AUTHORIZING AWARD OF CONTRACT TO LUNAR STEEL CONSTRUCTION LLC. FOR EMERGENCY REPAIRS OF ELEVEN (11) STRUCTURAL STEEL SUPPORTS WITHIN THE PUBLIC WORKS GARAGE FACILITY. (\$28,500)**

**WHEREAS**, the Director of Public Works advised of the urgent need of emergency repairs to eleven (11) structural steel supports within the public works garage facility; and

**WHEREAS**, these repairs are necessary to ensure the structural integrity of the building, as well as a safe workplace for all township employees; and

**WHEREAS**, Lunar Steel Construction LLC is a certified vendor for this specific application and will provide proper engineered stamped drawings, materials, tools and labor necessary to these major repairs; and

**WHEREAS**, the Township QPA has reviewed the proposal received and, by copy of letter dated January 31, 2023, recommends the award of contract to **Lunar Steel Construction, LLC** in the amount of **\$28,500.00**; and

**WHEREAS**, the award of contract is subject to the compliance with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq.; any contractor, subcontractor of business firm agree and guarantee to comply with Affirmative Action Regulations and to afford equal opportunity in the performance of the contract in accordance with the affirmative action plan approved under the terms established in the above-cited regulations;

**WHEREAS**, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. C-2300039, a copy of which is attached hereto; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex that it has rendered its advice and hereby consents to the award of contract, to **Lunar Steel Construction, LLC** for emergency repairs to eleven structural steel supports in the Public Works garage for a total contract price of **\$28,500.00**.

**SO RESOLVED**, as aforesaid.

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

Copy of Resolutions Duly Filed.

**Administrator's Report** – Administrator Weinberg thanked our employees who work outside in the Winter months, commenting that he hopes the weather continues to stay mild.

Reported that we have an excellent tax collection rate and thanked the residents for that, as well as stating that the Township's AA bond rating is beneficial in helping us to refinance our debt.

Reiterated that our health care costs stayed at 0% whereas other municipalities went up to 22%.

Reported that our Recreation Department is in need of Summer Camp help, we would love to hire Monroe residents so if interested please stop by the Recreation Center for more information.

Maker's Fest will be held on March 25<sup>th</sup> at the Library.

Lastly, stated that our budget presentation will be done in the Spring.

**Engineer's Report** – Engineer Rasimowicz thanked the Council for their award of contract for various demolition projects throughout the Township, including an empty house on Mounts Mills Road and an empty house on Docks Corner Road. He added that once the contracts are in place these projects will move forward.

Reported that the Veteran Park ADA Restroom & Park Maintenance Facility Project is moving forward with completion anticipated on June 1<sup>st</sup>.

**Council's Reports –**

**Councilman Dipierro –**

- On Docks Corner Road there is old fencing and debris that he would like to see cleaned up, along with signage stating that building is vacant.
- Asked for a status on the reflectors for the guardrails as he knows they were purchased but not sure if they were installed as Federal and Perrineville Road need them since those roadways are very dark.
- Stated that he has sent letters to the Post Office regarding how dark it is at night time and the parking lot being a tripping hazard, as well as, the dead trees that need to be addressed but nothing gets done and asked if there is something that the Township could do.
- In the past month he along with Councilwoman Siegel, Mayor Dalina and Senator Linda Greenstein attended an Eagle Scout Court of Honor event at the Senior Center. He added that it was a wonderful event with many in attendance and a very important program to be involved in.

- Attended the League of Women Voter's presentation about fair funding held at the Library. The next event will be held on February 27<sup>th</sup> at 1pm regarding the referendum with the Board of Education being present to answer questions.
- February 18<sup>th</sup> are the fire elections which are held from 2pm – 9pm. He reminded everyone to come out to support their local fire districts.
- March 14<sup>th</sup> there will be a special school election regarding the referendum. He reminded everyone to get out and vote and noted that there will be no early voting for this election.
- Wished everyone a Happy Valentine's Day.

**Councilwoman Schneider** –

- Attended the Commission on Aging meeting and thanked Karen Theer for her hard work and the phenomenal job she has done in running our Senior Center as she is retiring.
- The Human Relations Commission will be having a program in April regarding the Holocaust as there will be a Monroe Township resident who is also a Holocaust survivor attending.
- Sad to have missed the Eagle Scout event at the Senior Center but shared her pride in the great accomplishments of those involved in such a wonderful program.
- Wished everyone a Happy Valentine's Day.
- Extended condolences to Mayor Dalina and his family for the loss of his father-in-law.

**Councilwoman Siegel** –

- Attended a program regarding Rare Disease Day which the Township did a proclamation for tonight; she listened to stories of those affected by various diseases and how they live day to day and hope and dream for a cure or medication to let them live a better day to day.
- Very excited for the new Parks and Recreation plan that has been presented in the Master Plan and invited everyone to take a look at it via the Monroe News as there is a lot of information about what is to come with this plan, which includes pickleball and volleyball courts, just to name a few.
- Pleased with the purchase of the cardboard compactor and foam recycling machine, as this helps us lessen the impact on our whole recycling system, as well as, helps us help the environment.
- There will be a program regarding Climate Change in New Jersey, being presented by the Environmental Commission, being held at the Library on February 18<sup>th</sup>.
- Attended the Eagle Scout Court of Honor ceremony held at the Senior Center and extended congratulations to both the scouts and their families for all of the hard work that is involved.
- The Police Department will be holding an informational presentation regarding "Scams" on February 9<sup>th</sup> at the Recreation Center.
- Welcomed "Tacos el Tio" located in Gables Plaza on Applegarth Road. The food is delicious, and the atmosphere is great and it is important to support all of our local businesses.

**Council Vice-President Van Dzura** –

- February is "Black History Month"; he invited everyone to the Library who will be hosting many events throughout the month both in person and hybrid and has an exhibit in the lobby for all to see.
- Reported that there have been 3 mass shootings, 3 days in a row and as of February 1<sup>st</sup> we have already had 49 mass shootings occur in our country. He stated that he finds this shameful and repulsive and feels defenseless in stopping this from occurring. He spoke about the State legislators support of the right to open carry and finds it tremendously offensive. Watched members of the House of Representatives wearing pins of AR-15 rifles which he finds disgusting.
- Heart goes out to the family of Tyre Nichols who was beaten to death by 5 police officers. He stated that we are fortunate to live in Monroe Township, Middlesex County, New Jersey, where we have one of the best police forces and are noted as one of the safest Townships. Thanked Chief Biennas for his leadership and for keeping all of us safe.
- Reminded everyone that there is still a War in Ukraine happening. Shared that Pete Reid, a Burlington County, New Jersey resident who died trying to help the people of Ukraine escape their war-torn land when his vehicle was struck by a bomb on February 3<sup>rd</sup>.

**Council President Cohen** –

- Shared that she met a family who just returned to the United States after living in Sweden for the last 3 years who is upset and concerned with the number of guns seen in returning to the U.S.
- Reminded everyone that the Mayor's Wellness Campaign will be hosting yoga at the Senior Center on February 13<sup>th</sup> and 5:00pm. There will be future events such as Zumba, Tai-Chi and another community bike ride coming this Spring.
- Our annual free rabies clinic will be held on March 4<sup>th</sup> from 9:00am – 2:00pm at the Recreation Center.

**Mayor's Report** – No Report, absent.

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

**Public Comments –**

**Michelle Arminio, 9 Nathaniel St.** – Mrs. Arminio extended her condolences to the family and community of Sayreville councilwoman, Eunice Dwumfour.

Mrs. Arminio asked for clarification on R-2-2023-063, as Piazza & Associates is a 3<sup>rd</sup> party Administrative Agent for Affordable Housing and asked if we know how many units are occupied since the settlement; Attorney Rainone stated that the number of units are on the website, and we also just completed a mid-point review. Mrs. Arminio commented that she understands they have a lottery system in place and feels that it is not very transparent; Attorney Rainone replied that it is very stringent and very transparent to which Mrs. Arminio asked how people are chosen and if the public can be present during these lotteries; Attorney Rainone answered that he would get the details for her, but the State law is being followed. Mrs. Arminio commented that it could still be a flawed system and if someone has been on the list for 5 years and someone new is added to that lottery, they could possibly be picked first which is unfair. Attorney Rainone stated that the lottery is project specific, and a lot of towns are having problems finding people that qualify. Mrs. Arminio stated that the Master Plan says we can do up to 30% affordable housing and she is not opposed to affordable housing for people in need; Attorney Rainone stated that COAH regulations allow for 10%, 15% or 20% market rate and the builders remedy comes from the Mount Laurel decision made in 1980 and in his humble opinion, it is not 1980 anymore and agrees with Mrs. Arminio in that it should be 30% as sometimes it feels that Fair Share Housing is in support of the builders instead.

**Mike DiPasquale, 103 Erica Cir. Robbinsville, NJ** – Mr. DiPasquale stated that he requested a zone change, with his planner submitting a letter back to Planning and Council on January 10<sup>th</sup> and is looking for a response; Attorney Rainone stated that there is no timeline for a response but at this time it is not being considered. Administrator Weinberg followed by saying that in the Master Plan it said it would be evaluated if necessary and that would have to take place first and then shared with the Council for them to do as they see fit. Attorney Rainone followed stated that Council is under no obligation to re-zone and there is no desire to consider it at this time; he added that the Zoning Board is the only place that could grant a variance. He added that Mr. DiPasquale could develop the land as it is currently zoned or go before the Zoning Board for a variance.

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

**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Schneider, the Regular Meeting was Adjourned at 7:44pm.

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

*Patricia Reid*  
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PATRICIA REID, Township Clerk

*Miriam Cohen*  
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MIRIAM COHEN, Council President

Minutes were adopted on March 6, 2023.