

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

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

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

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

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

MAY 3, 2021

AGENDA

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

2. Salute to the Flag.

3. **ROLL CALL:**

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

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

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

1. Posted on the Bulletin Boards within the Municipal Building on December 29, 2020 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and noticed to the **CRANBURY PRESS** on January 1, 2021;
3. Posted on the Monroe Township website; and
4. Sent to those individuals who have requested personal notice.

The Township of Monroe will be holding all public meetings **electronically only** via zoom until the State of Emergency has been lifted and further action has been taken by the Township Council authorizing the resumption of meetings in the Monroe Township Municipal Building.

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

5. **PRESENTATION:**

- Honoring Retiree Robert Drako – EMS – 30+ years of service

6. **ORDINANCE(S)** for **SECOND READING** at the May 3, 2021 Regular Meeting:

DUE TO A PUBLICATION ERROR BY THE HOME NEWS TRIBUNE ORDINANCES O-3-2021-004, 005 and 006 NEED TO BE RE-ADOPTED.

O-3-2021-004 **ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO RE-AUTHORIZE A GOVERNMENT ENERGY AGGREGATION PROGRAM FOR ELECTRICITY PURSUANT TO P.L. 2003, c. 24 AND N.J.A.C. 14:4-6.**
(December 1, 2021 – December 1, 2023)

- O-3-2021-005** **BOND ORDINANCE PROVIDING FOR WATER-SEWER IMPROVEMENTS TO WELL #25 FOR THE WATER-SEWER UTILITY IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,825,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,825,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.**
(Spotswood Englishtown Rd. – Matchaponix Ave.)
- O-3-2021-006** **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,535,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,853,750 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
(2021 Twp. wide paving & North State Home Rd/Lower Matchaponix DOT grant project)
- O-4-2021-007** **ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “FEES”.**
(Adding cost of Blue Ray Discs - \$4.25)
- O-4-2021-008** **ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO ACQUIRE NON-EXCLUSIVE EASEMENTS OVER PROPERTY (BLOCK 83, LOTS 8 and 44; and BLOCK 83.1, LOT 1).**
(Woodcrest Circle for sewer service)
- O-4-2021-009** **ORDINANCE ACCEPTING DEED OF DEDICATION FOR BLOCK 1, LOTS 3.42 & 3.43.**
(Rocky Brook Estates – Disbrow Hill Rd.)
- O-4-2021-010** **ORDINANCE AMENDING CHAPTER 52 OF THE CODE OF THE TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, ENTITLED “GARBAGE, RUBBISH AND REFUSE”.**
(Recycling yard regulations)
7. **ORDINANCE(S) for INTRODUCTION at the May 3, 2021 Regular Meeting:**
- O-5-2021-011** **ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MONROE AND ESTABLISHING NEW CODE SECTION 3-85 TO CREATE AN “ECONOMIC DEVELOPMENT ADVISORY BOARD”.**
- O-5-2021-012** **ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MONROE SECTION 108-5.27 ENTITLED “STORMWATER MANAGEMENT”.** (Minor amendment to Section II. entitled Definitions and Section X. entitled Maintenance & Repair per Middlesex County)
- O-5-2021-013** **ORDINANCE OF THE MONROE TOWNSHIP COUNCIL TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK.**
8. **RESOLUTIONS for CONSIDERATION under CONSENT AGENDA at the May 3, 2021 Regular Meeting: (R-5-2021-112 – R-5-2021-130)**
- R-5-2021-112** **RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO GABEL ASSOCIATES, INC. TO ADMINISTER THE MUNICIPAL ENERGY AGGREGATION PROGRAM IN THE TOWNSHIP OF MONROE.**
- R-5-2021-113** **RESOLUTION APPOINTING MEMBERS TO THE ADVISORY BOARD OF HEALTH.**
- R-5-2021-114** **RESOLUTION AUTHORIZING THE RELEASE OF THE REHABILITATED AFFORDABLE HOUSING AGREEMENT AND LIEN ON BLOCK 27.01, LOT 25.1, QUALIFIER C-006B.**
- R-5-2021-115** **RESOLUTION AUTHORIZING AND APPROVING A PERSON-TO-PERSON TRANSFER OF A LIQUOR LICENSE CURRENTLY ISSUED TO BARRY SHARER, CHAPTER 7 BANKRUPTCY TRUSTEE OF TAVERNA OUZO GROUP, INC. (Transferring to Monster Buck Beverage, LLC)**

- R-5-2021-116 RESOLUTION AUTHORIZING REFUND OF THIRD PARTY TAX LIEN PREMIUM PAYMENTS.**
- R-5-2021-117 RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR COSTCO – COLD DEPOT & SHIPPING OFFICE ADDITION – PB-1197-17.**
- R-5-2021-118 RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.**
- R-5-2021-119 RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO COPPOLA SERVICES, INC. FOR CONTRACT 499 “WELL NO. 25 WATER TREATMENT PLANT” FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (\$8,328,890.00, Spotswood Englishtown Rd. – Matchaponix Ave.)**
- R-5-2021-120 RESOLUTION AUTHORIZING THE FINAL (2) TWO YEAR EXTENSION OF CONTRACT TITLED “WATER AND SANITARY SEWER SERVICE REPAIR PLANS FOR MONROE TOWNSHIP RESIDENTIAL PROPERTY OWNERS” WITH AMERICAN WATER RESOURCES, LLC. (AWR) FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (Water Line Year 4/Year 5 - \$2.99/year, Sewer Line Year 4/ Year 5 - \$3.99/year, Combined Water/Sewer Year 4/Year 5 - \$4.98/year)**
- R-5-2021-121 RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) 2020 FORD EXPLORER FROM BEYER FORD USING THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP EMS DEPARTMENT. (\$30,652.27)**
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- R-5-2021-124 RESOLUTION AMENDING RESOLUTION NO. R-4-2021-101 “AUTHORIZING REFUND OF TAX OVERPAYMENTS”. (Decrease of \$7,801.82)**
- R-5-2021-125 RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF MIDDLESEX AND THE TOWNSHIP OF MONROE FOR THE LITTER PICK UP PROGRAM. (Middlesex County Div. of Env. Health/Solid Waste Management maximum reimbursement of up to \$5,000 to Twp.)**
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- R-5-2021-127 RESOLUTION AUTHORIZING AWARD OF BID TO S & G PAVING, INC. FOR THE CAMELOT NEIGHBORHOOD PEDESTRIAN & ROADWAY IMPROVEMENT PROJECT. (\$609,007.20)**
- R-5-2021-128 RESOLUTION PROVIDING FOR THE COMBINATION OF \$12,830,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS, CONSISTING OF \$9,700,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL IMPROVEMENT BONDS AND \$3,130,000 AGGREGATE PRINCIPAL AMOUNT OF WATER-SEWER UTILITY BONDS OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, INTO SINGLE ISSUES OF GENERAL IMPROVEMENT BONDS AND WATER-SEWER UTILITY BONDS, RESPECTIVELY. (Converting existing Bond Anticipation Notes into permanent financing)**

R-5-2021-129 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$12,830,000 GENERAL OBLIGATION BONDS, CONSISTING OF \$9,700,000 GENERAL IMPROVEMENT BONDS AND \$3,130,000 WATER-SEWER UTILITY BONDS OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, AND PROVIDING FOR THEIR SALE. (Converting existing Bond Anticipation Notes into permanent financing)

R-5-2021-130 RESOLUTION INTRODUCING THE 2021 MUNICIPAL BUDGET.

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 _____

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**REGULAR MEETING
OF THE MONROE TOWNSHIP COUNCIL**

MAY 3, 2021

AGENDA

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

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

2. **PROCLAMATIONS:**

Military Appreciation Month - May 2021

Apraxia Awareness Day - May 14, 2021

3. **MOTION** to approve the payment of **CLAIMS** per run date **April 27, 2021**.

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

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

DUE TO A PUBLICATION ERROR BY THE HOME NEWS TRIBUNE ORDINANCES O-3-2021-004, 005 and 006 NEED TO BE RE-ADOPTED.

O-3-2021-004 **ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO RE-AUTHORIZE A GOVERNMENT ENERGY AGGREGATION PROGRAM FOR ELECTRICITY PURSUANT TO P.L. 2003, c. 24 AND N.J.A.C. 14:4-6.**
(December 1, 2021 – December 1, 2023)

PUBLIC HEARING OPEN: MOTION: _____ SECOND: _____

PUBLIC HEARING CLOSE: MOTION: _____ SECOND: _____

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

O-3-2021-005 **BOND ORDINANCE PROVIDING FOR WATER-SEWER IMPROVEMENTS TO WELL #25 FOR THE WATER-SEWER UTILITY IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,825,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,825,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.**
(Spotswood Englishtown Rd. – Matchaponix Ave.)

PUBLIC HEARING OPEN: MOTION: _____ SECOND: _____

PUBLIC HEARING CLOSE: MOTION: _____ SECOND: _____

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

O-3-2021-006 **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,535,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,853,750 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
(2021 Twp. wide paving & North State Home Rd/Lower Matchaponix DOT grant project)

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

O-4-2021-007 **ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “FEES”**
(Adding cost of Blue Ray Discs \$4.25)

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

O-4-2021-008 **ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO ACQUIRE NON-EXCLUSIVE EASEMENTS OVER PROPERTY (BLOCK 83, LOTS 8 and 44; and BLOCK 83.1, LOT 1).**
(Woodcrest Circle for sewer service)

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

O-4-2021-009 **ORDINANCE ACCEPTING DEED OF DEDICATION FOR BLOCK 1, LOTS 3.42 & 3.43.**
(Rocky Brook Estates – Disbrow Hill Rd.)

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

O-4-2021-010 **ORDINANCE AMENDING CHAPTER 52 OF THE CODE OF THE TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, ENTITLED “GARBAGE, RUBBISH AND REFUSE”.**
(Recycling yard regulations)

PUBLIC HEARING OPEN: MOTION: _____ SECOND: _____
PUBLIC HEARING CLOSE: MOTION: _____ SECOND: _____
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5. **ORDINANCE(S) for INTRODUCTION:**

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

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

O-5-2021-013 **ORDINANCE OF THE MONROE TOWNSHIP COUNCIL TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK.**

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

6. **RESOLUTIONS for CONSIDERATION under the CONSENT AGENDA:** (R-5-2021-112 – R-5-2021-130)

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- R-5-2021-130** **RESOLUTION INTRODUCING THE 2021 MUNICIPAL BUDGET.**

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: _____

TOWNSHIP OF MONROE
COUNCIL MEETING MINUTES
MEETING OF THE MONROE TOWNSHIP COUNCIL – MAY 3, 2021

The Council of the Township of Monroe met remotely via Zoom for a Combined Agenda/Regular Meeting.

The Combined Agenda/Regular Meeting was Called to Order at 6:30 p.m. by Council President Miriam Cohen with a Salute to the Flag.

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

ALSO, PRESENT: Mayor Stephen Dalina, Business Administrator Alan M. Weinberg, Township Attorney Lou Rainone, Engineer Mark Rasimowicz, Chief Michael Biennas and Utility Director Joseph Stroin.

There were approximately fifty-seven (57) members of the Public who joined remotely.

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

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

1. Posted on the Bulletin Boards within the Municipal Building on December 29, 2020 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and **CRANBURY PRESS** on January 1, 2021;
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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.

Mayor Dalina read aloud a plaque honoring retiree Robert Drako for his 30 years of service to the Township's EMS. He extended his congratulations and well wishes to him and noted that he will be sorely missed.

Judy Olbrys, Chief Biennas and Council all extended their congratulations to Mr. Drako in his new chapter, noting that he will be missed and thanking him for his dedication to the Township.

Mr. Drako shared his appreciation for his fellow colleagues and his time with the Township and is proud to have accomplished a lot in his 30 years of service. He added that he will miss everyone but will still be involved in EMS in Spotswood.

Deputy Township Clerk Christine Robbins read the following entitled **ORDINANCES** for **SECOND READING** at the **MONDAY, MAY 3, 2021** Regular Council Meeting:

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- O-5-2021-013** **ORDINANCE OF THE MONROE TOWNSHIP COUNCIL TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK.**

Council President Cohen read the following entitled **RESOLUTIONS** for **CONSIDERATION** at the **MONDAY, MAY 3, 2021** Regular Council Meeting (R-5-2021-112 – R-5-2021-130):

- R-5-2021-112** **RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO GABEL ASSOCIATES, INC. TO ADMINISTER THE MUNICIPAL ENERGY AGGREGATION PROGRAM IN THE TOWNSHIP OF MONROE.**
- R-5-2021-113** **RESOLUTION APPOINTING MEMBERS TO THE ADVISORY BOARD OF HEALTH.**
- R-5-2021-114** **RESOLUTION AUTHORIZING THE RELEASE OF THE REHABILITATED AFFORDABLE HOUSING AGREEMENT AND LIEN ON BLOCK 27.01, LOT 25.1, QUALIFIER C-006B.**
- R-5-2021-115** **RESOLUTION AUTHORIZING AND APPROVING A PERSON-TO-PERSON TRANSFER OF A LIQUOR LICENSE CURRENTLY ISSUED TO BARRY SHARER, CHAPTER 7 BANKRUPTCY TRUSTEE OF TAVERNA OUZO GROUP, INC. (Transferring to Monster Buck Beverage, LLC)**
- R-5-2021-116** **RESOLUTION AUTHORIZING REFUND OF THIRD PARTY TAX LIEN PREMIUM PAYMENTS.**
- R-5-2021-117** **RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR COSTCO – COLD DEPOT & SHIPPING OFFICE ADDITION – PB-1197-17.**

- R-5-2021-118 RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.**
- R-5-2021-119 RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO COPPOLA SERVICES, INC. FOR CONTRACT 499 “WELL NO. 25 WATER TREATMENT PLANT” FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (\$8,328,890.00, Spotswood Englishtown Rd. – Matchaponix Ave.)**
- R-5-2021-120 RESOLUTION AUTHORIZING THE FINAL (2) TWO YEAR EXTENSION OF CONTRACT TITLED “WATER AND SANITARY SEWER SERVICE REPAIR PLANS FOR MONROE TOWNSHIP RESIDENTIAL PROPERTY OWNERS” WITH AMERICAN WATER RESOURCES, LLC. (AWR) FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (Water Line Year 4/Year 5 - \$2.99/year, Sewer Line Year 4/ Year 5 - \$3.99/year, Combined Water/Sewer Year 4/Year 5 - \$4.98/year)**
- R-5-2021-121 RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) 2020 FORD EXPLORER FROM BEYER FORD USING THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP EMS DEPARTMENT. (\$30,652.27)**
- R-5-2021-122 RESOLUTION AUTHORIZING AWARD OF CONTRACT TO REDMONT SIGN dba STEWART SIGNS FOR THE PURCHASE OF AN ELECTRONIC OUTDOOR SCROLLING SIGN FOR THE MONROE TOWNSHIP COMMUNITY CENTER. (\$19,661.00)**
- R-5-2021-123 RESOLUTION AUTHORIZING THE REPAIR AND REPLACEMENT OF THE VETERAN’S PARK SPRAY PARK PAD BY MAURITANO RECREATION CO., INC. (MRC) USING THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP RECREATION DEPARTMENT. (\$121,500.00)**
- R-5-2021-124 RESOLUTION AMENDING RESOLUTION NO. R-4-2021-101 “AUTHORIZING REFUND OF TAX OVERPAYMENTS”. (Decrease of \$7,801.82)**
- R-5-2021-125 RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF MIDDLESEX AND THE TOWNSHIP OF MONROE FOR THE LITTER PICK UP PROGRAM. (Middlesex County Div. of Env. Health/Solid Waste Management maximum reimbursement of up to \$5,000 to Twp.)**
- R-5-2021-126 RESOLUTION AUTHORIZING EMERGENCY 2021 TEMPORARY BUDGET APPROPRIATIONS.**
- R-5-2021-127 RESOLUTION AUTHORIZING AWARD OF BID TO S & G PAVING, INC. FOR THE CAMELOT NEIGHBORHOOD PEDESTRIAN & ROADWAY IMPROVEMENT PROJECT. (\$609,007.20)**
- R-5-2021-128 RESOLUTION PROVIDING FOR THE COMBINATION OF \$12,830,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS, CONSISTING OF \$9,700,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL IMPROVEMENT BONDS AND \$3,130,000 AGGREGATE PRINCIPAL AMOUNT OF WATER-SEWER UTILITY BONDS OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, INTO SINGLE ISSUES OF GENERAL IMPROVEMENT BONDS AND WATER-SEWER UTILITY BONDS, RESPECTIVELY. (Converting existing Bond Anticipation Notes into permanent financing)**
- R-5-2021-129 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$12,830,000 GENERAL OBLIGATION BONDS, CONSISTING OF \$9,700,000 GENERAL IMPROVEMENT BONDS AND \$3,130,000 WATER-SEWER UTILITY BONDS OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, AND PROVIDING FOR THEIR SALE. (Converting existing Bond Anticipation Notes into permanent financing)**
- R-5-2021-130 RESOLUTION INTRODUCING THE 2021 MUNICIPAL BUDGET.**

Councilman Dipierro asked that resolutions R-5-2021-115, R-5-2021-116, R-5-2021-118 and R-5-2021-127 be removed from the agenda and considered separately.

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

PUBLIC COMMENTS:

Tim Eosso, 2 Allison Ct. – Mr. Eosso questioned Ordinance O-5-2021-013 regarding the Board of Health Advisory Board, asking for the names and qualifications of those appointed and asked if background checks were done. Administrator Weinberg answered that 6 members were chosen by our Mayor and the other 3 being chosen by Council. He noted that the resolution also has the Council appointees listed in full which can also be found on the Township website. Mr. Eosso requested the names to be read aloud which Administrator Weinberg did. Mr. Eosso asked how the board members were being appointed to which Administrator Weinberg answered that the Township solicited applications and the Mayor encouraged resumes to be submitted along with the applications. All application and resumes were directed to be sent to the Township Clerk and then they were reviewed by the Mayor and Council. Mr. Eosso asked if background checks were done on the members to which Attorney Rainone responded that a background check was not necessary but all resumes provided were put on the website to review.

Prakash Parab, 33 Dayna Dr. – Mr. Parab questioned R-5-2021-113 asking if this resolution did indeed appoint the members listed to the Board of Health Advisory Board. He stated that he requested an application and submitted it back along with his resume but unfortunately never heard back regarding the status. Mr. Parab then went on to give an overview of his extensive experience and why he would be a good fit for this board.

Gary Busman, 7 Monarch Rd. – Mr. Busman questioned R-5-2021-126 asking what the Temporary Budget means, why it is necessary and how much money is encompassed; Administrator Weinberg answered that in the beginning of the year we do a temporary budget through May for 26.2% of our actual budget, explaining that it is temporary until our budget is adopted in June. CFO George Lang added that it is the State’s terminology calling it “temporary” not ours.

Chrissy Skurbe, 21 Preakness Dr. – Mrs. Skurbe commented on R-5-2021-113 stating that she echoed what Mr. Parab said earlier, adding that she hopes he will be strongly considered for the Board as he would be an asset. She added that she hopes that these are not political appointees being placed on the Board. Mrs. Skurbe also added that Mr. Parab has held countless fundraisers, food drives, attends the Board of Education meetings and has been a huge advocate for our fair share of school funding.

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

UPON MOTION made by Councilman Dipierro and seconded by Councilman Van Dzura, the Agenda Meeting was Adjourned at 7:06pm.

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

UPON MOTION made by Councilman Dipierro and seconded by Council Vice-President Schneider, the Regular Meeting was Called to Order at 7:06pm.

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

Deputy Township Clerk Christine Robbins read aloud the following Proclamation titles for the month of April:

Military Appreciation Month - May 2021

Apraxia Awareness Day - May 14, 2021

UPON MOTION made by Council Vice-President Schneider and seconded by Councilman Van Dzura, the **CLAIMS** per run date of **4/27/2021** were approved for payment as written and presented.

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

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

**O-3-2021-004 ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE
TO RE-AUTHORIZE A GOVERNMENT ENERGY
AGGREGATION PROGRAM FOR ELECTRICITY PURSUANT
TO P.L. 2003, c. 24 AND N.J.A.C. 14:4-6.
(December 1, 2021 – December 1, 2023)**

WHEREAS, the State of New Jersey has been engaged in a process to establish a competitive marketplace through deregulation and restructuring of the electricity supply market;

WHEREAS, the Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 et seq., governs the establishment of a government energy aggregation program, which is a government-operated purchasing cooperative through which multiple energy consumers purchase energy together under the auspices of a government aggregator; and

WHEREAS, the New Jersey Board of Public Utilities ("BPU") has adopted regulations governing the Implementation of government energy aggregation programs codified at N.J.A.C. 14:4-6.1 et seq.; and

WHEREAS, the Township has, through the passage of several ordinances, most recently Ordinance No. O-3-2019-011, authorized the formation of and re-authorized a Government Energy Aggregation Program ("Program"), referred to as the Monroe Community Energy Aggregation ("MCEA"), pursuant to the Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 et seq., for the provision of electricity within the Township, for the purpose of obtaining power supply cost savings for residential participants and, through several rounds of the MCEA program the program has resulted in significant electricity cost savings for participating residents; and

WHEREAS, pursuant to the Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 et seq., the Township of Monroe ("Township") seeks to re-authorize a Government Energy Aggregation Program ("Program") for the provision of electricity within the Township, for the purpose of obtaining power supply cost savings for residential participants; and

WHEREAS, the Township Council intends to serve as the Lead Agency conducting a Government Energy Aggregation Program in the Township and, in that capacity and consistent with applicable rules, to solicit proposals and enter into a contract for the provision of electric generation services on behalf of residential customers within the boundaries of the Township, to the extent that such a contract will produce power supply cost savings to residents properties; and

WHEREAS, the Township Council will from time to time during the effective period as defined below solicit proposals from electric power suppliers for electric generation services through the Program in which the Township Council will act as Lead Agency of the MCEA; and

WHEREAS, the Township Council will from time to time during the effective period as defined below issue one or more Request for Proposals for electric generation services and energy aggregation services on behalf of the MCEA pursuant to the Local Public Contract Law Regulations, the Government Energy Aggregation Act, and the Electric Discount and Energy Competition Act; and

WHEREAS, the Township Council will only award contracts for electric generation services and energy aggregation services to electric power suppliers that are deemed qualified and who submit price bids lower than the prevailing price for utility-provided basic generation service; and

WHEREAS, residential customers will be permitted the opportunity to opt-out of the Program; and

WHEREAS, pursuant to applicable BPU regulations, the Township has previously entered into an Electric Distribution Company Aggregation Agreement with the local electric distribution company, Jersey Central Power and Light Company ("JCP&L"); and

WHEREAS, N.J.S.A. 48:3-93.1 et seq. requires the Program to be established by ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Township Council as follows:

1. There is hereby re-authorized a Government Energy Aggregation Program, in accordance with the provisions of the Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 et seq.
2. The Township Council will act as Lead Agency of the MCEA and, in that capacity, and consistent with applicable rules, will solicit proposals for electric generation service and energy aggregation services on behalf of Township residents, and enter into a contract for such services provided that the lowest qualified bid price is below the prevailing price for utility-provided basic generation service.
3. As Lead Agency, the Mayor is authorized to execute and the Township Clerk is authorized to attest to the execution of a master performance agreement that obligates the participants in the MCEA to purchase electricity at terms and conditions stated therein with a third party supplier who has been awarded the contract by the Lead Agency on behalf of participating members of the MCEA, and provided that such contract shall be at prices reasonably estimated by the Township Council to provide savings to participants relative to the price charged for basic generation service by JCP&L.
4. The authorization provided to the lead agent shall be valid until May 31, 2023 (the "Effective Period"), at which time the MCEA will be subject to renewal for an additional 2-year period at the discretion of the Township Council.
5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.
6. If any portion of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, the remainder shall survive in full force and effect.
7. This ordinance shall take effect upon adoption and twenty days after publication as required by law.

UPON MOTION made by Council Vice-President Schneider and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-3-2021-004** was **opened**. All were in favor, none opposed

PUBLIC HEARING:

No Public Comment.

UPON MOTION made by Councilman Van Dzura and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-3-2021-004** was **closed**. All were in favor, none opposed.

UPON MOTION made by Councilman 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-3-2021-004 ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE
TO RE-AUTHORIZE A GOVERNMENT ENERGY
AGGREGATION PROGRAM FOR ELECTRICITY PURSUANT
TO P.L. 2003, c. 24 AND N.J.A.C. 14:4-6.
(December 1, 2021 – December 1, 2023)**

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

Copy of Ordinance Duly Filed.
O-3-2021-004

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

**O-3-2021-005 BOND ORDINANCE PROVIDING FOR WATER-SEWER
IMPROVEMENTS TO WELL #25 FOR THE WATER-SEWER
UTILITY IN AND BY THE TOWNSHIP OF MONROE, IN THE
COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING
\$2,825,000 THEREFOR AND AUTHORIZING THE ISSUANCE
OF \$2,825,000 BONDS OR NOTES OF THE TOWNSHIP TO
FINANCE THE COST THEREOF.
(Spotswood Englishtown Rd. – Matchaponix Ave.)**

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Monroe, in the County of Middlesex, New Jersey (the "Township"). For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$2,825,000. No down payment is required as the purpose authorized herein is deemed self-liquidating and the bonds and bond anticipation notes authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,825,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3.

(a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is water-sewer improvements to Well #25 for the water-sewer utility, including all work and materials necessary therefor and incidental thereto.

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

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

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

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

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

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$2,825,000, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$30,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) This bond ordinance authorizes obligations of the Township solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from the gross debt of the Township pursuant to N.J.S.A. 40A:2-44(c).

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

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

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

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

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

UPON MOTION made by Council Vice-President Schneider and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-3-2021-005** was **opened**. All were in favor, none opposed

PUBLIC HEARING:

No Public Comment.

UPON MOTION made by Councilman Van Dzura and seconded by Council Vice-President Schneider, the **PUBLIC HEARING for Ordinance O-3-2021-005** was **closed**. All were in favor, none opposed.

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

O-3-2021-005 BOND ORDINANCE PROVIDING FOR WATER-SEWER IMPROVEMENTS TO WELL #25 FOR THE WATER-SEWER UTILITY IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,825,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,825,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.
(Spotswood Englishtown Rd. – Matchaponix Ave.)

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

Copy of Ordinance Duly Filed.
O-3-2021-005

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

O-3-2021-006 **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,535,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,853,750 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
(2021 Twp. wide paving & North State Home Rd/Lower Matchaponix DOT grant project)

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Monroe, in the County of Middlesex, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$2,535,000, including a grant in the amount of \$609,250 expected to be received from the State of New Jersey Department of Transportation Fiscal Year 2021 Municipal Aid Program (the "State Grant") for roadway and pedestrian improvements (Lower) and improvements to Matchaponix and Spotswood Gravel Hill Roads, as more specifically described in Section 3(a) hereof (the "Grant Projects"), and further including the sum of \$72,000 as the down payment for the improvement or purpose not covered by application of the State Grant as required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the costs of the Grant Projects since they are being partially funded by the State Grant.

Section 2. In order to finance the cost of the improvement not covered by the down payment and the State Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,853,750 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3.

(a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is improvements to paving, sidewalks, curbs and guiderails throughout the Township, as more fully described on lists on file in the Office of the Clerk, which lists are hereby incorporated by reference as if set forth at length, roadway and pedestrian improvements (Lower) and Matchaponix and Spotswood Gravel Hill Roads, including all work and materials necessary therefor and incidental thereto.

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

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

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

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

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

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,853,750, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$375,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

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

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

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

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

UPON MOTION made by Councilman Dipierro and seconded by Councilman Van Dzura, the **PUBLIC HEARING for Ordinance O-3-2021-006** was **opened**. All were in favor, none opposed

PUBLIC HEARING:

No Public Comment.

UPON MOTION made by Councilman Dipierro and seconded by Councilman Van Dzura, the **PUBLIC HEARING for Ordinance O-3-2021-006** was **closed**. All were in favor, none opposed.

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

O-3-2021-006 **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,535,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,853,750 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
(2021 Twp. wide paving & North State Home Rd/Lower Matchaponix DOT grant project)

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

Copy of Ordinance Duly Filed.
O-3-2021-006

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

O-4-2021-007 ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "FEES"
(Adding cost of Blue Ray Discs \$4.25)

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

**Chapter 39
FEES**

SECTION 1.

39-3. Fees Enumerated

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

A. General fees.

[Amended 5-7-07 by Ord. No. O-5-2007-018; 12-3-07 by Ord. No. O-12-2007-043; 11-30-09 by Ord. No. O-11-2009-036; 8-30-10 by Ord. No. O-08-2010-019; 3-7-11 by Ord. No. O-3-2011-005; 3-5-12 by Ord. No. O-3-2012-006; 3-4-13 by Ord. No. O-3-2013-002; 11-5-14 by Ord. No. O-11-2014-025; 12-29-14 by Ord. No. O-12-2014-034; 6-2-15 by Ord. No. O-6-2015-009; 7-6-16 by Ord. No. O-6-2016-017; 11-9-16 by Ord. No. O-10-2016-033; 12-5-16 by Ord. No. O-11-2016-038; 7-2-2018 by Ord. No. O-6-2018-019; 10-1-18 by Ord. No. O-09-2018-032; **5-3-21 by Ord. No. O-4-2021-007**]

(1) Fees for copies of public records.

(g) Digital video disc (DVD's) and/or Compact Disc/CD: \$0.85 per copy; **Blue Ray discs: \$4.25 per copy.**

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

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

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

SO ORDAINED, as aforesaid.

UPON MOTION made by Councilman Dipierro and seconded by Council Vice-President Schneider, the **PUBLIC HEARING for Ordinance O-4-2021-007** was **opened**. All were in favor, none opposed

PUBLIC HEARING:

No Public Comment.

UPON MOTION made by Council Vice-President Schneider and seconded by Councilman Van Dzura, the **PUBLIC HEARING for Ordinance O-4-2021-007** was **closed**. All were in favor, none opposed.

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

**O-4-2021-007 ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE
TOWNSHIP OF MONROE ENTITLED “FEES”
(Adding cost of Blue Ray Discs \$4.25)**

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

Copy of Ordinance Duly Filed.
O-4-2021-007

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

**O-4-2021-008 ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO
ACQUIRE NON-EXCLUSIVE EASEMENTS OVER PROPERTY
(BLOCK 83, LOTS 8 and 44; and BLOCK 83.1, LOT 1).
(Woodcrest Circle for sewer service)**

WHEREAS, Shawn Chorbak and Danielle Chorbak (the “Chorbaks”) are owners of property identified on the Township of Monroe (the “Township”) Official Tax Map as Block 83.1, Lot 1 and Josephine Herig (“Ms. Herig”) is the owner of property identified on the Township Official Tax Map as Block 83, Lots 8 and 44 (hereinafter referred to as the “Property”); and

WHEREAS, the Township seeks to acquire non-exclusive easements in perpetuity for the operation, maintenance, monitoring, repair, renewal and/or replacement of certain sanitary sewer and appurtenant facilities that are located and/or to be constructed upon a portion of said Property (the “Easements”); and

WHEREAS, pursuant to N.J.S.A. 40A:12-13(b)(1) of the Local Lands and Buildings Law, the Township is authorized to acquire any real property, or interests therein, by ordinance, to any political subdivision, board or body corporate and politic of the State of New Jersey; and

WHEREAS, Declarations of Easement from the Chorbaks and Ms. Herig have been prepared and executed by the property owners which provide the Township with non-exclusive easements in the Property as described in the agreements appended hereto as Attachment A and Attachment B; and

WHEREAS, after analysis and review, the Monroe Township Utility Department (“MTUD”) has determined it is in its best interest to enter into the aforementioned Declarations of Easement in a form substantially similar to the forms attached hereto as Attachment A and Attachment B; and

WHEREAS, the Township Attorney has reviewed the aforementioned Declarations of Easement and agreed that it is in the best interests of the Township to acquire the easements; and

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

1. The Mayor and Clerk are hereby authorized to execute all documents necessary for the acceptance of the Declarations of Easement as described in substantially the forms appended hereto as Attachment A and Attachment B, which set forth the terms and conditions pertaining to the easements.
2. If any section or provision of this Ordinance shall be held to be invalid by any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance.
3. All ordinances or part of ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.
4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

SO ORDAINED, as aforesaid.

UPON MOTION made by Councilman Dipierro and seconded by Councilman Van Dzura, the **PUBLIC HEARING for Ordinance O-4-2021-008** was **opened**. All were in favor, none opposed.

PUBLIC HEARING:

Michele Arminio, 9 Nathaniel St. – Mrs. Arminio stated that she was not recognized during the previous public comment portion of the meeting, therefore she was requesting additional time to speak.

Mrs. Arminio asked what non-exclusive means; Attorney Rainone answered. She also asked how big the easements were to which Director Stroin responded that they were 20 feet wide.

Mrs. Arminio again asked for additional speaking time prior to Council voting on the resolutions as she was not recognized; Deputy Township Clerk Christine Robbins reminded everyone that we were currently in the public comment portion for Ordinance O-4-2021-008 only.

UPON MOTION made by Councilman Baskin and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-4-2021-008** was **closed**. All were in favor, none opposed.

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

O-4-2021-008 ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO ACQUIRE NON-EXCLUSIVE EASEMENTS OVER PROPERTY (BLOCK 83, LOTS 8 and 44; and BLOCK 83.1, LOT 1).
(Woodcrest Circle for sewer service)

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

Copy of Ordinance Duly Filed.
O-4-2021-008

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

O-4-2021-009 ORDINANCE ACCEPTING DEED OF DEDICATION FOR BLOCK 1, LOTS 3.42 & 3.43.
(Rocky Brook Estates – Disbrow Hill Rd.)

WHEREAS, Pulte Homes of NJ, Limited Partnership (“Pulte”) is the owner of property identified on the Township of Monroe (the “Township”) Official Tax Map as Block 1, Lots 3.42 and 3.43 (hereinafter referred to as the “Property”); and

WHEREAS, the Township seeks to acquire fee simple ownership of the Property for municipal use; and

WHEREAS, pursuant to N.J.S.A. 40A:12-13(b)(1) of the Local Lands and Buildings Law, the Township is authorized to acquire any real property, or interests therein, by ordinance, to any political subdivision, board or body corporate and politic of the State of New Jersey; and

WHEREAS, a Deed of Dedication from Pulte has been prepared and executed by the property owner which grants the Township with fee simple ownership of the Property as described in the Deed of Dedication appended hereto as Attachment A; and

WHEREAS, after analysis and review, the Township Engineer has determined it is in its best interest to accept the aforementioned Deed of Dedication in a form substantially similar to the forms attached hereto as Attachment A; and

WHEREAS, the Township Attorney has reviewed the aforementioned Deed of Dedication and agreed that it is in the best interests of the Township to accept the Deed of Dedication and acquire the Property; and

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

1. The Mayor and Clerk are hereby authorized to execute all documents necessary for the acceptance of the Property as described in substantially the forms appended hereto as Attachment A, which set forth the terms and conditions pertaining to the acquisition of the Property.

2. If any section or provision of this Ordinance shall be held to be invalid by any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance.
3. All ordinances or part of ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.
4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

SO ORDAINED, as aforesaid.

UPON MOTION made by Councilman Dipierro and seconded by Councilman Baskin, the **PUBLIC HEARING for Ordinance O-4-2021-009** was **opened**. All were in favor, none opposed.

PUBLIC HEARING:

No Public Comment.

UPON MOTION made by Councilman Dipierro and seconded by Councilman Van Dzura, the **PUBLIC HEARING for Ordinance O-4-2021-009** was **closed**. All were in favor, none opposed.

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

O-4-2021-009 ORDINANCE ACCEPTING DEED OF DEDICATION FOR BLOCK 1, LOTS 3.42 & 3.43.
(Rocky Brook Estates – Disbrow Hill Rd.)

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

Copy of Ordinance Duly Filed.
O-4-2021-009

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

O-4-2021-010 ORDINANCE AMENDING CHAPTER 52 OF THE CODE OF THE TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, ENTITLED “GARBAGE, RUBBISH AND REFUSE”.
(Recycling yard regulations)

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

SECTION 1. Chapter 52 entitled “Garbage, Rubbish and Refuse” of the Code of the Township of Monroe, shall be amended as follows: (new text is in **red and underlined**, text to be deleted is **struck**)

§52-1.2 Definitions

BULKY WASTE: Large items of non-food related and non-rotting waste material, such as appliances and furniture, and small project debris, generated by a Resident at a residential dwelling in the Municipality.

DROP OFF CENTER — The site owned and/or operated by the municipality and located where designated recyclables **and Bulky Waste** are delivered by the municipality or residents of the municipality for collection and/or preparation for market.

~~RESIDENTS — Private, commercial and institutional residents of the municipality that are required to recycle designated recyclables pursuant to this Recycling Chapter.~~ **Individual owners, lessees, tenants, and occupants that permanently reside at a residential dwelling in the Municipality.**

§52-2.4 Residential, business, commercial and industrial recycling

D. All residents, owners, lessors, lessees, tenants, occupants and users of any real property, living accommodations, commercial enterprises or other facilities located within the Municipality may deposit designated recyclables listed in §52-2.3 at the Drop Off Center, which shall be bundled and cleaned in accordance with §52-2.3. Residents shall use their personal automobiles to deposit the recyclable materials designated in this section at the Drop Off Center. Businesses or other organizations located within the Municipality may use small commercial vehicles to deposit the recyclable materials designated in this section at the Drop Off Center. No tractor trailers or large commercial vehicles, including but not limited to dump trucks, will be permitted to deposit recyclables at the Drop Off Center. Anyone depositing recyclables at the Drop Off Center shall submit proof that they are a Resident of the Municipality, or own, operate, or are employed by a business, association, or organization located within the Municipality.

§ 52-2.6. Ownership of recyclable items.

From time of placement of a recyclable item in a designated drop-off receptacle or at the curb by any resident, **business, association, and/or organization** for collection by the township or the township's designated recycling contractor, such materials shall become the property of the township and it shall be a violation of this section for any person, firm, organization, association, business or corporation, other than the township, or any of its agents, servants, employees, or duly authorized recycling contractors to tamper with or to take or remove or convert to its own use in any way, such material. Each such tampering, removal and/or conversion in violation hereof from one (1) or more receptacles and/or residents during the period shall constitute a separate and distinct offense.

§52-3 Collection and Deposit of Bulky Waste

§52-3.1 Purpose

The purpose of this section to provide rules for the collection of Bulky Waste from residents of the Municipality, and for the depositing of Bulky Waste by residents of the Municipality at the Municipality's Drop Off Center.

§52-3.2 Curbside Collection of Bulky Waste

The Department of Public Works shall offer to pick up Bulky Waste directly from residential dwellings in the Municipality between April and October. Each residential dwelling in the Municipality shall receive only one curbside collection of Bulky Waste each calendar year. Residents must make an appointment with the Department of Public Works to schedule the collection of Bulky Waste. All curbside collections of Bulky Waste are limited to the carrying capacity of one standard 8-foot bed pick-up truck.

§52-3.3 Permission to Deposit Bulky Waste at Drop Off Center

- A. All deposits of Bulky Waste at the Drop Off Center are limited only to Bulky Waste generated by Residents at their own residential dwellings in the Municipality, and subject to all restrictions and limitations provided in this chapter.**
- B. Any user of the Drop Off Center, when depositing Bulky Waste, must submit proof that they are a current Resident of the Municipality. Acceptable forms of proof include, driver's license, voter registration card, or other government issued photo identification card that clearly identifies that the individual currently resides at a residential dwelling in the Municipality. The Municipality's participation in any County-wide drop-off program will require proof of residency in Middlesex County for anyone depositing such materials.**
- C. No Bulky Waste generated by commercial activities or business operations of any sort, including but not limited to, retail stores, eateries, professional offices, real estate agencies, landlords, contractors, landscapers and agricultural business enterprises, shall be permitted to be deposited at the Drop Off Center.**

§52-3.4 Limitations on Deposit of Bulky Waste at Drop Off Center

- A. Residents may deposit Bulky Waste at the Drop Off Center using only their personal automobile bearing general registration plates. Commercial vehicles of any kind are not permitted to deposit Bulky Waste at the Drop Off Center.**
- B. The Department of Public Works shall limit the number of trips that each Resident shall make to deposit Bulky Waste at the Drop Off Center as follows:**
- i. Resident's personal automobile with up to 4' x 8' storage capacity: there shall be no limit to the number of trips such vehicles can make to the Drop Off Center.**
 - ii. Resident's personal non-commercial pick-up truck with more than 4' x 8' storage capacity, or a Resident's non-commercial trailer: the Resident's dwelling shall be limited to two (2) such trips per quarter to the Drop Off Center.**
- C. Under extenuating circumstances within reason, the Director of Public Works or his/her designee has the authority to allow reasonable deviations from the limitations in this section.**

~~§ 52-2.9~~ **§ 52-4 Enforcement.**

A.

The Recycling Coordinator of the Township of Monroe is hereby appointed the Enforcement Officer of this Code. The Recycling Coordinator shall have the authority to issue "Notice of Warnings" and "Notice of Violations and Order to Pay Penalties," pursuant to this section.

B.

Any firm, entity, organization, association, business, corporation or company found to have violated any of the ~~Township recycling, yard waste collection and containerized yard waste~~ provisions **in this Chapter** shall be fined not less than \$50 nor more than \$500.

C.

Any residential property owner found to have violated any of the ~~Township recycling, yard waste collection and containerized yard waste~~ provisions **in this Chapter** shall be fined not more than \$25.

~~§ 52-3~~ **§ 52-5 Validity of chapter and severability.**

~~§ 52-3.1~~ **§ 52-5.1 Severability.**

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

~~§ 52-3.2~~ **§ 52-5.2 Repealer.**

All sections of the Township Code which contain provisions contrary to the provisions of this chapter shall be and are hereby repealed. This chapter shall be a substitute for and be included as Chapter 52 of the Code of the Township of Monroe.

~~§ 52-3.3~~ **§ 52-5.3 Chapter amendments.**

This chapter may be amended from time to time by the governing body after the appropriate referrals, notices, hearings and other requirements of law.

~~§ 52-3.4~~ **§ 52-5.4 Effective date.**

This chapter shall take effective immediately upon adoption and publication according to law.

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

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

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

SO ORDAINED, as aforesaid.

UPON MOTION made by Councilman Dipierro and seconded by Council Vice-President Schneider, the **PUBLIC HEARING for Ordinance O-4-2021-010** was **opened**. All were in favor, none opposed.

PUBLIC HEARING:

No Public Comment.

UPON MOTION made by Councilman Dipierro and seconded by Councilman Van Dzura, the **PUBLIC HEARING for Ordinance O-4-2021-010** was **closed**. All were in favor, none opposed.

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

O-4-2021-010 **ORDINANCE AMENDING CHAPTER 52 OF THE CODE OF THE TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, ENTITLED “GARBAGE, RUBBISH AND REFUSE”.**
(Recycling yard regulations)

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

Copy of Ordinance Duly Filed.
O-4-2021-010

UPON MOTION made by Councilman Baskin and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was Introduced on First Reading for Final Passage:

O-5-2021-011 **ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MONROE AND ESTABLISHING NEW CODE SECTION 3-85 TO CREATE AN “ECONOMIC DEVELOPMENT ADVISORY BOARD”.**

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

Copy of Ordinance Duly Filed.
O-5-2021-011

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

O-5-2021-012 **ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MONROE SECTION 108-5.27 ENTITLED “STORMWATER MANAGEMENT”.** (Minor amendment to Section II. entitled Definitions and Section X. entitled Maintenance & Repair per Middlesex County)

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

Copy of Ordinance Duly Filed.
O-5-2021-012

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

**O-5-2021-013 ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK.**

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

Copy of Ordinance Duly Filed.
O-5-2021-013

Councilman Dipierro asked if there was an estimate of the CAP Bank; Administrator Weinberg answered.

Council President Cohen stated that Mrs. Arminio could voice her comments at this time since she was not recognized earlier due to technical difficulties on her end during the Public Comment portion of the meeting.

Michelle Arminio, 9 Nathaniel St. – Mrs. Arminio commented on Resolution R-5-2021-113 stating that Mr. Parab is an asset to the Township and a qualified healthcare professional to serve on the Board of Health Advisory Board. She commented that Resolution R-5-2021-113 should be tabled and Mr. Parab should be added to the Board of Health Advisory Board.

UPON MOTION made by Councilman Baskin and seconded by Councilman Dipierro the following Resolutions were moved for Adoption under the **CONSENT AGENDA:** (R-5-2021-112 – R-5-2021-130 with the exception of Resolutions R-5-2021-115, R-5-2021-116, R-5-2021-118 and R-5-2021-127 which will be voted on separately)

**R-5-2021-112 RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL
SERVICE CONTRACT TO GABEL ASSOCIATES, INC. TO
ADMINISTER THE MUNICIPAL ENERGY AGGREGATION
PROGRAM IN THE TOWNSHIP OF MONROE.**

WHEREAS, by virtue of Resolution R-8-2013-181 the Township Council awarded a professional service contract to Gabel Associates, Inc., as the result of a Request for Proposals process, to provide energy consultant services for the administration of the Township’s municipal energy aggregation program referred to as the Monroe Township Community Energy Aggregation (“MTCEA”); and

WHEREAS, Gabel Associates, Inc. is a duly registered energy agent and energy consultant in good standing with the New Jersey Board of Public Utilities, has provided high quality services and has successfully administered several rounds of the MTCEA program, resulting in millions of dollars in electricity cost savings for participating Township residents; and

WHEREAS, the Township desires to continue to utilize Gabel Associates, Inc. to administer the remaining term of the MTCEA – Round IV program and to administer the procurement process for a replacement contract for electric power supply for Round V of the MTCEA in order to continue this successful program; and

WHEREAS, Gabel Associates, Inc. has submitted a letter to the Township indicating its agreement to provide such energy consult services under the same terms and conditions, including fee, as its initial contract with the Township; and

WHEREAS, the fee structure proposed by Gabel Associates results in an energy agent fee paid by the winning supplier, with no out-of-pocket consulting services payments made or owed by the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex, that the Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with **Gabel Associates, Inc. 417 Denison Street, Highland Park, NJ 08904**, under the same terms and conditions as its original for a term ending December 31, 2021 with the option to extend for an additional two (2) years upon mutual consent of Monroe Township and Gabel Associates Inc.

BE IT FURTHER RESOLVED that a Notice of this actin shall be printed once in the Home News Tribune.

SO RESOLVED, as aforesaid.

R-5-2021-113 RESOLUTION APPOINTING MEMBERS TO THE ADVISORY BOARD OF HEALTH.

WHEREAS, the Township Council, at a meeting held on March 1, 2021, adopted Ordinance No. O-2-2021-002 establishing an Advisory Board of Health; and

WHEREAS, the Advisory Board of Health shall consist of seven (7) members and two alternates and such representation shall be filled by appointments of the Mayor and Township Council; and

WHEREAS, the Council appointments to the Advisory Board of Health shall be as follows:

<u>Appointed</u>		<u>Term</u>	<u>Expiration</u>
Miriam Cohen, Council Representative	05/03/2021	1 yr.	12/31/2021
Fatima Abdi	05/03/2021	3 yrs.	12/31/2023
Harold Herskowitz	05/03/2021	3 yrs.	12/31/2023
Brian Fletcher - Alternate	05/03/2021	2 yrs.	12/31/2022

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the above membership of the Advisory Board of Health has been duly moved, seconded, and approved by the Monroe Township Council at its meeting held on May 3, 2021.

SO RESOLVED, as aforesaid.

R-5-2021-114 RESOLUTION AUTHORIZING THE RELEASE OF THE REHABILITATED AFFORDABLE HOUSING AGREEMENT AND LIEN ON BLOCK 27.01, LOT 25.1, QUALIFIER C-006B.

WHEREAS, on July 27, 2009, Leonard & Janice Karwatt (“Karwatt’s”) entered into a Rehabilitated Affordable Housing Agreement with the Township of Monroe restricting the Karwatt’s from selling or conveying title to the property for a period of ten years pursuant to Monroe Ordinance 131-8 and N.J.S.A. 52:27D-301 et seq, said Agreement having been recorded with the Middlesex County Clerk on July 28, 2010, in Mortgage Book 13924 on Page 0851; and

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

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

NOW, THEREFORE, BE IT RESOLVED that the Affordable Housing Lien held by Leonard & Janice Karwatt are hereby satisfied and the Mayor and Township Clerk are hereby authorized and directed to execute the Release of Rehabilitated Affordable Housing Agreement, annexed hereto as Exhibit “A”.

SO RESOLVED, as aforesaid.

R-5-2021-117 RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR COSTCO – COLD DEPOT & SHIPPING OFFICE ADDITION – PB-1197-17.

WHEREAS, **Southeast Industrial LLC** has posted Performance Guarantees for the Costco – Cold Depot & Shipping Office Addition (PB-1197-17); 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 recommendations of the Township Engineer.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the Performance Guarantees posted for the Costco – Cold Depot & Shipping Office Addition (PB-1197-17), be released as reflected in the Township Engineer’s letter dated April 13, 2021, attached hereto. This approval for release of the Performance Guarantee is conditioned upon the posting of a maintenance guarantee in the amount of **\$7,935.54**. Such maintenance guarantee shall run for a period of not less than two years from the date of memorialization of such action by the Council.

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

SO RESOLVED, as aforesaid.

R-5-2021-119 RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO COPPOLA SERVICES, INC. FOR CONTRACT 499 “WELL NO. 25 WATER TREATMENT PLANT” FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (\$8,328,890.00, Spotswood Englishtown Rd. – Matchaponix Ave.)

WHEREAS, on April 21, 2021 at 10:00 AM, seven (7) sealed bids were received, publicly opened and read aloud, by the Monroe Township Utility Department Purchasing Agent for Contract 499, “Well No. 25 Water Treatment Plant”, as required by the M.T.U.D; and

WHEREAS, the M.T.U.D. Consulting Engineer H2M Associates, Inc. has reviewed the bids and recommended the award of a contract to the low bidder Coppola Services, Inc. based on their bid of \$8,328,890.00, a copy of which is attached hereto as Exhibit “B”; and

WHEREAS, based upon said reviews and recommendations, the M.T.U.D. Purchasing agent, after consultation with the M.T.U.D. Director has recommended in a letter dated April 21, 2021, that Coppola Services, Inc. of 28 Executive Parkway, Ringwood, NJ 07456 be awarded a contract based on their low bid of \$8,328,890.00, pricing contained within their bid documents subject to them providing proper required bond and certificates of insurance, a copy of which is attached hereto as Exhibit “C”; and

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Financial Officer has certified availability of funds in Certificate No. M-210015, a copy of which is attached hereto as Exhibit “A”; and

WHEREAS, the township Chief Municipal Finance Officer has deemed a certification as not necessary due to the credit;

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

- (1) The Mayor and Township Clerk are hereby authorized to enter into a contract with Coppola Services, Inc. in accordance with their submitted bid;
- (2) The Township Chief Financial Officer is hereby authorized and directed to pay invoices for services provided by Coppola Services, Inc. in accordance with their bid;
- (3) The contract is awarded through the competitive bid process in accordance with the Local Public Contracts Law;
- (4) This contract is awarded with the stipulation that Coppola Services, Inc. shall provide the required bonds and properly executed certificate of insurance as required by the specifications, and a positive review by the Township Attorney.

SO RESOLVED, as aforesaid.

R-5-2021-120 RESOLUTION AUTHORIZING THE FINAL (2) TWO YEAR EXTENSION OF CONTRACT TITLED “WATER AND SANITARY SEWER SERVICE REPAIR PLANS FOR MONROE TOWNSHIP RESIDENTIAL PROPERTY OWNERS” WITH AMERICAN WATER RESOURCES, LLC. (AWR) FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (Water Line Year 4/Year 5 - \$2.99/year, Sewer Line Year 4/ Year 5 - \$3.99/year, Combined Water/Sewer Year 4/Year 5 - \$4.98/year)

WHEREAS, the Monroe Township Utility Department (“M.T.U.D.”) is currently under contract with American Water Resources, LLC (AWR) for the provision of water and sewer service plans to qualifying Monroe Township residents; and

WHEREAS, in the Information to Bidders, Section V. “METHOD OF AWARD” allows for the extension of the contract, with the agreement of the vendor; and

WHEREAS, the M.T.U.D. Director and Purchasing Agent both feel that AWR has continued to perform satisfactorily during the initial contract (3) three-year term, and feel it is in the best interest of the Monroe Township Utility Department and its customers to extend the current contract for the final (2) two (12) twelve-month extension terms, and has notified AWR of the M.T.U.D.’s intention to extend said contract via a letter dated April 13, 2021; and

WHEREAS, AWR has indicated their acceptance of the extension by signing and returning the above referenced letter, a copy of which is attached hereto as Exhibit “B”; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, that it hereby authorizes and approves the M.T.U.D. extending its contract for the providing of Water and Sewer Service Plans to qualifying Monroe Township residents, based on the plan pricing attached in Exhibit A, for the final (2) two (12) twelve-month extension terms (for years (4) four and (5). The new expiration date shall be May 7, 2023.

SO RESOLVED, as aforesaid.

R-5-2021-121 RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) 2020 FORD EXPLORER FROM BEYER FORD USING THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP EMS DEPARTMENT. (\$30,652.27)

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

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

One (1) 2020 4WD Ford Explorer (code K8B-Base 4WD) \$30,652.27; and

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Financial Officer has certified availability of funds in Certificate No. C-21001100 copy of which is attached hereto as Exhibit "A"; and

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

(1) Authorizes the EMS Department to purchase said vehicle from Beyer Ford using the Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program contract 20/21-09; and

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

(3) The contracts are awarded through the Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program (Cooperative 65MCESCCPS) are considered fair and open contract in accordance with the Local Public Contracts Law, as well as being exempt from public bidding by the Township.

SO RESOLVED, as aforesaid.

R-5-2021-122 RESOLUTION AUTHORIZING AWARD OF CONTRACT TO REDMONT SIGN dba STEWART SIGNS FOR THE PURCHASE OF AN ELECTRONIC OUTDOOR SCROLLING SIGN FOR THE MONROE TOWNSHIP COMMUNITY CENTER. (\$19,661.00)

WHEREAS, the Monroe Township Recreation Department solicited proposals for an outdoor electronic scrolling sign to replace the existing sign outside the Community Center which is broken and irreparable; and

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

Redmont Signs dba Stewart Signs – Sarasota, FL - \$19,661.00

Daktronics – Brookings, South Dakota - \$37,027.00

WHEREAS, the Township QPA has reviewed the two (2) proposals received and by copy of letter dated April 19, 2021, recommends the award of contract to **Redmont Signs dba Stewart Signs, 2201 Canto Court, Suite 215, Sarasota, Florida 34232**, in the amount of **\$19,661.00**; 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;

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 **Redmont Signs dba Stewart Signs** for an outdoor electronic scrolling sign for a total contract price of **\$19,661.00**; and

WHEREAS, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available, as evidenced by Certificate No. C-2100028, 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 **Redmont Signs dba Stewart Signs** in accordance with the contract entered into between the parties; and

BE IT FURTHER RESOLVED that the contract is awarded with the stipulation that **Redmont Signs dba Stewart Signs** 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-5-2021-123 RESOLUTION AUTHORIZING THE REPAIR AND REPLACEMENT OF THE VETERAN'S PARK SPRAY PARK PAD BY MAURITANO RECREATION CO., INC. (MRC) USING THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP RECREATION DEPARTMENT. (\$121,500.00)

WHEREAS, a request was made by the Superintendent of Recreation to repair the Veteran's Park Spray Park located on Avenue K so it can be operational for the 2021 season; and

WHEREAS, the State Approved Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program has awarded a contract for the necessary Spray Park improvements under contract number ESCNJ 20/21-06 to Mauritano Recreation Co., Inc. (MRC); and

WHEREAS, a quote has been received from MRC to demo the current pad, prepare the concrete to receive the new flooring and install the new spray park flooring at a total cost of **\$121,500.00**; and

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Financial Officer has certified availability of funds in Certificate No. C-2100029 copy of which is attached hereto as Exhibit "A"; and

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

(1) Authorizes the above work at the Veteran's Park Spray Park by MRC using the Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program contract 20/21-06; and

(2) The Township Chief Financial Officer is hereby authorized and directed to pay invoices for said Spray Park Improvements performed by MRC, respectively; and

(3) The contracts are awarded through the Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program and are considered fair and open contracts in accordance with the Local Public Contracts Law, as well as being exempt from public bidding by the Township.

SO RESOLVED, as aforesaid.

**R-5-2021-124 RESOLUTION AMENDING RESOLUTION NO. R-4-2021-101
“AUTHORIZING REFUND OF TAX OVERPAYMENTS”.
(Decrease of \$7,801.82)**

WHEREAS, Resolution No. R-4-2021-101 adopted by the Monroe Township Council at the April 5, 2021 regular meeting authorized the Tax Collector for the Township of Monroe to make refunds for tax overpayments in the amount of One Hundred and Thirteen Thousand Five Hundred and Seventy Three dollars and Fifty-Four cents (\$113,573.54) for the amounts described on Schedule A and attached hereto;

WHEREAS, the Tax Collector advised that one of the amounts was miscalculated and the authorized refund amount listed above must be decreased by seven thousand eight hundred and one dollars and eighty-two cents (\$7,801.82); and

WHEREAS, the Tax Collector also advised that the payee information was incorrect on several refund payments and needed to be amended as described on Schedule A and attached hereto;

WHEREAS, Resolution No. R-4-2021-101 must be amended to authorize the Tax Collector of the Township of Monroe to make refunds for tax overpayments in the amount of One Hundred and Five Thousand Seven Hundred Seventy One dollars and Seventy-Two cents (**\$105,771.72**) and to change the payee information as described on Schedule A and attached hereto;

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 Resolution No. R-4-2021-101 is hereby amended to authorize the Tax Collector of the Township of Monroe to make refunds for tax overpayments in the amount of One Hundred and Five Thousand Seven Hundred Seventy One dollars and Seventy-Two cents (**\$105,771.72**) and to change the payee information as reflected in the attached Schedule A.

SO RESOLVED, as aforesaid.

**R-5-2021-125 RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED
SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF
MIDDLESEX AND THE TOWNSHIP OF MONROE FOR THE LITTER
PICK UP PROGRAM. (Middlesex County Div. of Env. Health/Solid Waste
Management maximum reimbursement of up to \$5,000 to Twp.)**

WHEREAS, Middlesex County has undertaken a Clean Communities program for the residents of Middlesex County; and

WHEREAS, the Program will be implemented by the County Division of Environmental Health/Solid Waste Management (DSWM) in certain municipalities in the County; and

WHEREAS, in order to implement the Program, Middlesex County will provide funding to municipalities to pick up litter on County maintained roads; and

WHEREAS, Middlesex County and Monroe Township are authorized to enter into this Agreement, pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq; and

WHEREAS, the Township of Monroe, in the County of Middlesex, State of New Jersey, is desirous of contracting with Middlesex County, as more fully set forth in the attached “Litter Pick Up Program Agreement”.

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 above referenced and attached Agreement with Middlesex County be executed by the Mayor and Township Clerk, effective May 1, 2021 and shall continue until December 31, 2023, or for such shorter period as may be dictated by the exhaustion of available funds or unless earlier terminated as provided within attached Agreement.

SO RESOLVED, as aforesaid.

**R-5-2021-126 RESOLUTION AUTHORIZING EMERGENCY 2021 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 2021 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 2021, pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20), including this Resolution, is **\$21,956,526.00**;

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:

1. 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 & Recycling (O/S Cap)</u> Other Expenses	\$ 35,000.00
<u>Distracted Driving Grant</u>	<u>\$ 9,000.00</u>
<u>Subtotal</u>	\$ 44,000.00
<u>Water-Sewer Operations</u> Other Expenses	<u>\$1,125,000.00</u>
Subtotal	\$1,125,000.00
TOTAL BUDGET	\$1,169,000.00

2. That said emergency temporary appropriations will be provided for in the 2021 Calendar Year Budget; and
3. That one (1) certified copy of this resolution be filed with the Director of the Division of Government Services.

SO RESOLVED as aforesaid.

R-5-2021-128 RESOLUTION PROVIDING FOR THE COMBINATION OF \$12,830,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS, CONSISTING OF \$9,700,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL IMPROVEMENT BONDS AND \$3,130,000 AGGREGATE PRINCIPAL AMOUNT OF WATER-SEWER UTILITY BONDS OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, INTO SINGLE ISSUES OF GENERAL IMPROVEMENT BONDS AND WATER-SEWER UTILITY BONDS, RESPECTIVELY. (Converting existing Bond Anticipation Notes into permanent financing)

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, AS FOLLOWS:

Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the General Improvement Bonds (as hereinafter defined) of the Township of Monroe, in the County of Middlesex, New Jersey (the "*Township*"), authorized pursuant to the bond ordinances of the Township heretofore finally adopted and described in Section 2 hereof shall be combined into a single and combined issue of General Improvement Bonds in the aggregate principal amount of \$9,700,000 (the "*General Improvement Bonds*").

The principal amount of General Improvement Bonds authorized by each bond ordinance to be combined into a single issue as provided in Section 1 hereof, the bond ordinances authorizing the General Improvement Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances are respectively as follows:

Principal Amount of Bonds	Bond Ordinance Number	Description of Improvement and Date of Adoption of Bond Ordinance	Useful Life
\$33,032	6-2007-025	Various 2007 capital improvements, finally adopted June 6, 2007.	11.46 years
\$35,000	6-2011-017	Various 2011 capital improvements, finally adopted. June 27, 2011.	11.27 years
\$571,000	11-2015-21, as supplemented by 3-2016-011	Various improvements to the Soccer Complex and the tennis courts, finally adopted November 14, 2015, as supplemented April 14, 2016.	15 years
\$119,000	6-2016-015	Various intersection improvements, finally adopted June 8, 2016.	20 years
\$900,000	6-2016-022	Various 2016 capital improvements, finally adopted July 6, 2016.	11.78 years
\$860,300	6-2017-014	Various 2017 capital improvements, finally adopted July 5, 2017.	12.24 years
\$542,800	7-2017-020, as supplemented by 1-2019-007	Acquisition of Block 25, Lots 14.1 and 16, finally adopted September 6, 2017 as supplemented March 4, 2019.	40 years
\$2,624,200	6-2018-024	Various 2018 capital improvements, finally adopted July 2, 2018.	12.82 years
\$1,333,000	2-2019-008	Various roadway and curb improvements, finally adopted March 4, 2019.	15 years
\$990,000	6-2019-022	Various 2019 capital improvements, finally adopted June 24, 2019.	9.06 years
\$1,691,668	2-2020-004	Various 2017 capital improvements, finally adopted March 2, 2020.	15 years

The following matters are hereby determined with respect to the combined issue of General Improvement Bonds:

The average period of usefulness, computed on the basis of the respective amounts of General Improvement Bonds presently authorized to be issued pursuant to each of the bond ordinances set forth in Section 2 hereof and the respective periods or average period of usefulness therein determined, is not less than 14.69 years.

The General Improvement Bonds of the combined issue shall mature within the average period of usefulness set forth in Section 3(a) hereof.

The General Improvement Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law applicable to the sale and issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

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

None of the General Improvement Bonds described in Section 2 hereof have been sold or issued heretofore, and the several bond ordinances described in Section 2 hereof have not been rescinded and now remain in full force and effect as authorizations for the respective amounts of General Improvement Bonds set opposite the descriptions of the bond ordinances set forth in Section 2 hereof.

The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and are all purposes for which no deduction may be taken in any annual or supplemental debt statement.

Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the Water/Sewer Utility Bonds (as hereinafter defined) of the Township authorized pursuant to the bond ordinances of the Township heretofore finally adopted and described in Section 6 hereof shall be combined into a single and combined issue of Water-Sewer Utility Bonds in the aggregate principal amount of \$650,000 (the "*Water-Sewer Utility Bonds*").

The principal amount of Water/Sewer Utility Bonds authorized by each bond ordinance to be combined into a single issue as provided in Section 5 hereof, the bond ordinances authorizing the Water-Sewer Utility Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances are respectively as follows:

Principal Amount of Bonds	Bond Ordinance Number	Description of Improvement and Date of Adoption of Bond Ordinance	Useful Life
\$2,000,000	6-2017-015	Various 2017 water and sewer utility improvements, finally adopted June 5, 2017.	13.87 years
\$1,130,000	6-2019-021	Various 2017 water and sewer utility improvements, finally adopted June 24, 2019.	17.65 years

The following matters are hereby determined with respect to the combined issue of Water-Sewer Utility Bonds:

The average period of usefulness, computed on the basis of the respective amounts of Water-Sewer Utility Bonds presently authorized to be issued pursuant to each of the bond ordinances set forth in Section 6 hereof and the respective periods or average period of usefulness therein determined, is not less than 15.23 years.

The Water-Sewer Utility Bonds of the combined issue shall mature within the average period of usefulness set forth in Section 7(a) hereof.

The Water-Sewer Utility Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law applicable to the sale and issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

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

None of the Water-Sewer Utility Bonds described in Section 6 hereof have been sold or issued heretofore, and the several bond ordinances described in Section 6 hereof have not been rescinded and now remain in full force and effect as authorizations for the respective amounts of Water/Sewer Utility Bonds set opposite the descriptions of the bond ordinances set forth in Section 6 hereof.

The several purposes or improvements authorized by the respective bond ordinances described in Section 6 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and are all purposes for which no deduction may be taken in any annual or supplemental debt statement.

This resolution shall take effect immediately.

R-5-2021-129 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$12,830,000 GENERAL OBLIGATION BONDS, CONSISTING OF \$9,700,000 GENERAL IMPROVEMENT BONDS AND \$3,130,000 WATER-SEWER UTILITY BONDS OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, AND PROVIDING FOR THEIR SALE. (Converting existing Bond Anticipation Notes into permanent financing)

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, AS FOLLOWS:

Section 1. (a) The \$12,830,000 General Obligation Bonds, consisting of \$9,700,000 General Improvement Bonds (the "*General Improvement Bonds*") and \$3,130,000 Water-Sewer Utility Bonds (the "*Water-Sewer Utility Bonds*" and, together with the General Improvement Bonds, the "*Bonds*"), of the Township of Monroe, in the County of Middlesex, New Jersey (the "*Township*"), referred to and described in a resolution of the Township duly adopted on May 3, 2021, and entitled, "Resolution Providing for the Combination of \$12,830,000 Aggregate Principal Amount of Bonds, Consisting of \$9,700,000 Aggregate Principal Amount of General Improvement Bonds and \$3,130,000 Aggregate Principal Amount of Water-Sewer Utility Bonds of the Township of Monroe, in the County of Middlesex, New Jersey, into Single Issues of General Improvement Bonds and Water-Sewer Utility Bonds, Respectively" and in the bond ordinances referred to therein, each in all respects duly approved and published as required by law, shall be issued as "General Improvement Bonds" and "Water-Sewer Utility Bonds", respectively.

Section 2. The General Improvement Bonds shall mature in the principal amounts on June 1 in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2022	\$475,000	2029	\$925,000
2023	\$475,000	2030	\$925,000
2024	\$475,000	2031	\$925,000
2025	\$525,000	2032	\$925,000
2026	\$575,000	2033	\$925,000
2027	\$700,000	2034	\$925,000
2028	\$925,000		

Section 3. The Water-Sewer Utility Bonds shall mature in the principal amounts on June 1 in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2022	\$125,000	2030	\$250,000
2023	\$125,000	2031	\$250,000
2024	\$125,000	2032	\$250,000
2025	\$125,000	2033	\$250,000
2026	\$130,000	2034	\$250,000
2027	\$250,000	2035	\$250,000
2028	\$250,000	2036	\$250,000
2029	\$250,000		

Section 4. Pursuant to N.J.S.A. 40A:2-26(g), the Township hereby designates the Chief Financial Officer to adjust the actual principal amounts of the Bonds. Any such adjustment shall not exceed 10% of the principal amount of any maturity of the Bonds with the aggregate adjustment to maturity not to exceed 10% of the principal for the overall issue.

Section 5. The Bonds shall be subject to redemption prior to their stated maturity in accordance with the full Notice of Sale attached hereto as Exhibit A (the "*Notice of Sale*").

Section 6. The General Improvement Bonds shall be 13 in number, with one certificate being issued for each year of maturity, and shall be numbered GIB-1 to GIB-13, inclusive. The Water-Sewer Utility Bonds shall be 15 in number, with one certificate being issued for each year of maturity, and shall be numbered WSUB-101 to WSUB-115, inclusive.

Section 7. The Bonds shall be dated their date of issuance and shall bear interest payable semiannually on the first day of June and December in each year until maturity, commencing on June 1, 2022, at the rate or rates per annum expressed in a multiple of 1/8 or 1/20 of 1% and proposed by the successful bidder in accordance with the Notices of Sale.

Section 8. The Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Clerk.

Section 9. (a) The Bonds will be issued in fully-registered form. One certificate shall be issued for the aggregate principal amount of each Bond of each series maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee for The Depository Trust Company, New York, New York, which will act as securities depository (the "*Securities Depository*"). The certificates will be on deposit with the Securities Depository. The Securities Depository will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases of the Bonds may be made in the principal amount of \$5,000 or any integral multiple of \$5,000 except that those Bonds in excess of the largest principal amount not equaling a multiple of \$5,000 may be purchased in amounts of \$1,000 or any multiple thereof through book-entries made on the books and records of The Depository Trust Company and its participants.

(b) The principal of and interest on the Bonds will be paid to the Securities Depository by the Township on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of the Securities Depository as listed on the records of the Securities Depository as of each next preceding May 15 and November 15 (the "*Record Dates*" for the Bonds).

Section 10. The Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the Township to market the Bonds, including in accordance with the requirements of the Securities Depository:

REGISTERED
NUMBER A. _____

REGISTERED
\$ _____

UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF MIDDLESEX

TOWNSHIP OF MONROE

B. _____

REGISTERED OWNER:

PRINCIPAL AMOUNT:

DATED DATE:

MATURITY DATE:

RATE OF INTEREST PER ANNUM:

INTEREST PAYMENT DATES:

INITIAL INTEREST PAYMENT DATE:

RECORD DATES:

CUSIP NUMBER:

TOWNSHIP OF MONROE, a municipal corporation of the State of New Jersey (the "*Township*"), hereby acknowledges itself indebted and for value received promises to pay to the REGISTERED OWNER, or its registered assigns, on the MATURITY DATE, upon presentation and surrender of this bond, the PRINCIPAL AMOUNT and to pay interest on such sum from the DATED DATE until it matures at the RATE OF INTEREST PER ANNUM specified above semiannually on the INTEREST PAYMENT DATES in each year until maturity, commencing on the INITIAL INTEREST PAYMENT DATE. Principal of and interest due on this bond will be paid to the REGISTERED OWNER by the Township or its designated paying agent and will be credited to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the RECORD DATES next preceding the respective INTEREST PAYMENT DATES. The principal of and interest on this bond are payable in lawful money of the United States of America.

This bond is not transferable as to principal or interest except to an authorized nominee of The Depository Trust Company. The Depository Trust Company shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the bonds on behalf of individual purchasers.

The bonds of this issue maturing prior to June 1, 2029 are not subject to redemption prior to their stated maturities. The bonds of this issue maturing on or after June 1, 2029 are redeemable at the option of the Township, in whole or in part, on any date on or after June 1, 2028 at 100% of the principal amount outstanding (the "*Redemption Price*") plus interest accrued to the date of redemption upon notice as required herein.

Notice of redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of the bonds not less than 30 days, nor more than 60 days, prior to the date fixed for redemption. Such mailing shall be to the owners of such bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Township or a duly appointed bond registrar. Any failure of the depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any notice of redemption shall not affect the validity of the redemption proceedings. If the Township determines to redeem a portion of the bonds prior to maturity, the bonds to be redeemed shall be selected by the Township; the bonds to be redeemed having the same maturity shall be selected by the Securities Depository in accordance with its regulations.

So long as Cede & Co., as nominee of The Depository Trust Company, is the registered owner of the Bonds, the Township shall send redemption notices only to Cede & Co.

If notice of redemption has been given as provided herein, the bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the bonds after the date fixed for redemption and no further interest shall accrue beyond the redemption date. Payment shall be made upon surrender of the bonds redeemed.

additions, deletions and omissions as may be necessary, beneficial or desirable in the opinion and judgment of the Chief Financial Officer to market and sell the Bonds, including in accordance with the Securities Depository and MuniAuction.

Section 16. The Bonds shall have printed thereon a copy of the written opinion with respect to the Bonds that is to be rendered by the law firm of McManimon, Scotland & Baumann, LLC complete except for the omission of its date.

Section 17. McManimon, Scotland & Baumann, LLC is hereby authorized to arrange for the preparation of the Official Statement and the printing thereof. The Mayor and the Chief Financial Officer are hereby authorized to execute any certificates necessary in connection with the distribution of the Official Statement. Such Official Statement may be distributed in preliminary form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission on behalf of the Township by the Chief Financial Officer or by the Mayor. Final Official Statements shall be delivered to the purchaser of the Bonds within the earlier of seven business days following the sale of the Bonds or to accompany the purchaser's confirmations that request payment for the Bonds.

Section 18. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended, in order to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds, if necessary.

Section 19. (a) The Chief Financial Officer is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with the Securities Depository as may be necessary in order to provide that the Bonds will be eligible for deposit with the Securities Depository and to satisfy any obligation undertaken in connection therewith.

(b) In the event that the Securities Depository may determine to discontinue providing its service with respect to the Bonds or is removed by the Township and if no successor Securities Depository is appointed, the Bonds that were previously issued in book-entry form shall be converted to registered bonds in denominations of \$5,000. The beneficial owner under the book-entry system, upon registration of the Bonds held in the beneficial owner's name, will become the registered owner of the registered bonds. The Township shall be obligated to provide for the execution and delivery of the registered bonds in certificated form.

Section 20. Solely for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission, as amended and interpreted from time to time (the "Rule"), and provided that the Bonds are not exempt from the Rule and provided that the Bonds are not exempt from the following requirements in accordance with paragraph (d) of the Rule, for so long as the Bonds remain outstanding (unless the Bonds have been wholly defeased), the Township shall provide for the benefit of the holders of the Bonds and the beneficial owners thereof:

(a) On or prior to September 30 of each year, beginning September 30, 2021, electronically to the Municipal Securities Rulemaking Board's Electronic Municipal Market Access ("EMMA") system or such other repository designated by the Securities and Exchange Commission to be an authorized repository for filing secondary market disclosure information, if any, annual financial information with respect to the Township consisting of the audited financial statements (or unaudited financial statements if audited financial statements are not then available, which audited financial statements will be delivered when and if available) of the Township and certain financial information and operating data consisting of (i) the Township indebtedness, (ii) property valuation information and (iii) tax rate, levy and collection data. The audited financial information will be prepared in accordance with generally accepted accounting principles as modified by governmental accounting standards as may be required by New Jersey law.

(b) If any of the following events occur regarding the Bonds, a timely notice not in excess of ten business days after the occurrence of such event sent to EMMA:

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults, if material;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the Bonds, or other material events affecting the tax status of the Bonds;
- (7) Modifications to the rights of holders of the Bonds, if material;
- (8) Bond calls, if material, and tender offers;
- (9) Defeasances;
- (10) Release, substitution or sale of property securing repayment of the Bonds, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership or similar event of the Township;
- (13) The consummation of a merger, consolidation or acquisition involving the Township or the sale of all or substantially all of the assets of the Township, other than in the ordinary course of business, the entry into a definitive agreement to undertake such

- an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material;
- (14) Appointment of a successor or additional trustee or the change of name of a trustee, if material;
 - (15) Incurrence of a Financial Obligation of the Township, if material, or agreement to covenants, events of default, remedies, priority rights or other similar terms of a Financial Obligation, any of which affect holders of the Bonds, if material; and
 - (16) Default, event of acceleration, termination event, modification of terms or other similar events under a Financial Obligation of the Township, if any such event reflects financial difficulties.

The term "Financial Obligation" as used in subparagraphs (b)(15) and (b)(16) above means a (i) debt obligation, (ii) derivative instrument entered into in connection with, or pledged as security or a source of payment for, an existing or planned debt obligation or (iii) guarantee of (i) or (ii); *provided, however*, that the term "Financial Obligation" shall not include municipal securities as to which a final official statement has been provided to the Municipal Securities Rulemaking Board consistent with the Rule.

(c) In a timely manner to the MSRB, notice of failure of the Township to provide required annual financial information on or before the date specified in this Resolution.

(d) If all or any part of the Rule ceases to be in effect for any reason, then the information required to be provided under this Resolution, insofar as the provisions of the Rule no longer in effect required the provision of such information, shall no longer be required to be provided.

(e) The Chief Financial Officer shall determine, in consultation with Bond Counsel, the application of the Rule or the exemption from the Rule for each issue of obligations of the Township prior to their offering. Such officer is hereby authorized to enter into additional written contracts or undertakings to implement the Rule and is further authorized to amend such contracts or undertakings or the undertakings set forth in this Resolution; *provided*, such amendment is, in the opinion of nationally recognized bond counsel, in compliance with the Rule.

(f) In the event that the Township fails to comply with the Rule requirements or the written contracts or undertakings specified in this Resolution, the Township shall not be liable for monetary damages. The sole remedy is hereby specifically limited to specific performance of the Rule requirements or the written contracts or undertakings therefor.

Section 21. This Resolution shall take effect immediately.

R-5-2021-130 RESOLUTION INTRODUCING THE 2021 MUNICIPAL BUDGET.

Section 1.

Municipal Budget of the TOWNSHIP of MONROE, County of MIDDLESEX for Fiscal Year 2021.

BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2021;

BE IT FURTHER RESOLVED that said Budget be published in the HOME NEWS TRIBUNE in the issue of MAY 20, 2021.

The Governing Body of the TOWNSHIP of MONROE does hereby approve the following as the Budget for the Year 2021;

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

Copy of Resolutions Duly Filed.

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

**R-5-2021-115 RESOLUTION AUTHORIZING AND APPROVING A PERSON-TO-
PERSON TRANSFER OF A LIQUOR LICENSE CURRENTLY ISSUED
TO BARRY SHARER, CHAPTER 7 BANKRUPTCY TRUSTEE OF
TAVERNA OUZO GROUP, INC. (Transferring to Monster Buck Beverage,
LLC)**

WHEREAS, an application has been filed with the Monroe Township Council for a Person-to-Person Transfer of Plenary Retail Consumption License No. 1213-33-013-016 heretofore held by Barry Sharer, Chapter 7 Bankruptcy Trustee of Taverna Ouzo Group, Inc., having no sited place of business as it is a pocket license; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees having been paid and the license having been properly renewed for the 2020-2021 licensing term; and

WHEREAS, the applicants are qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicants have disclosed and the issuing authority has reviewed the source of all funds used in the purchase of the said license and all additional financing obtained in connection with the licensed business;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey does hereby authorize and approve the transfer of the aforesaid Plenary Retail Consumption License No. 1213-33-013-016 to Monster Buck Beverage, LLC; and

BE IT FURTHER RESOLVED that the Township Clerk is hereby directed to endorse the license certificate as follows:

“This license, subject to all of its terms and conditions, is hereby transferred to Monster Buck Beverage, LLC., effective May 3, 2021.”

SO RESOLVED, as aforesaid.

**R-5-2021-116 RESOLUTION AUTHORIZING REFUND OF THIRD PARTY TAX LIEN
PREMIUM PAYMENTS.**

WHEREAS, Premiums have been paid for various properties for the purchase of Tax Lien Certificates for properties listed on the Tax Map of the Township of Monroe, in the amount of Seventy-One Thousand Nine-Hundred dollars and no cents (\$71,900.00),

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-5-2021-118 RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.

WHEREAS, the Tax Collector for the Township of Monroe has recommended this Council’s approval to make refunds for tax overpayments in the amount of Two Hundred and Ten Thousand Seven Hundred and Thirty Five dollars and Eighty Nine cents (\$210,735.89) for the amounts described on Schedule A and attached hereto

WHEREAS, good cause has been shown.

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

SO RESOLVED, as aforesaid.

R-5-2021-127 RESOLUTION AUTHORIZING AWARD OF BID TO S & G PAVING, INC. FOR THE CAMELOT NEIGHBORHOOD PEDESTRIAN & ROADWAY IMPROVEMENT PROJECT. (\$609,007.20)

WHEREAS, on April 27, 2021 ten (10) sealed bids were received by Monroe Township regarding the **Camelot Neighborhood Pedestrian & Roadway Improvement Project**; and

WHEREAS, the Township Engineer, by copy of letter dated April 27, 2021, has recommended **S&G Paving, Inc. 224C Forsgate Drive, Jamesburg, N.J. 08831**, to be awarded the base bid based upon their bid submission in the amount of **\$609,007.20**; 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-2100030**, 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 **S&G Paving, Inc.** for the **Camelot Neighborhood Pedestrian & Roadway Improvement Project**, at a total contract price of **\$609,007.20**; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with **S&G Paving, Inc.**; and

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

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

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

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

Copy of Resolutions Duly Filed.

Administrator's Report – Reported that the Covid19 vaccination rates are increasing while the cases are declining which is great news.

Reported that last year the Township had waited to introduce the budget because of the pandemic which ended up helping us. He noted that we had a hiring freeze and furloughs, and our tax rate has gone down from .493 to .490, as well as our debt service.

Noted that there will be a ZOOM later this month updating all on the Affordable Housing Round 3 requirements.

Shared that the Township has seen over \$15 million in savings due to the Energy Aggregation Program.

The Camelot neighborhood roadway improvement project has been approved which is great news.

Lastly, the township received a \$113,000 Recycling Tonnage Grant.

Engineer's Report – Reported that the utility pole on Matchaponix Avenue has been removed and milling and paving will take place next week.

North State Home Road improvements will be sent to the State with bidding in June and the award at the June 28th meeting.

The 2021 Roadway Improvements Project will go out to bid next week, with it being awarded at the June 2nd meeting.

Camelot neighborhood roadway improvements has been awarded and we are looking to start that as soon as possible.

Councilman Dipierro commented regarding the 2021 Roadway Improvement Project, stating that he hopes it will get done during the summer months so it does not interfere with the start of school in September. He also asked if Monmouth Road would be milled and repaved to which Engineer Rasimowicz answered that the intersection will be repaved to Edward Avenue. Councilman Dipierro then asked if and when the continuation of Monmouth Road with the issues of seams opening up, settled areas, etc. would be done as well, to which Engineer Rasimowicz answered that it will indeed be addressed.

Administrator Weinberg asked that Director Stroin give an update on the BFI landfill; Director Stroin stated that the Mayor and Council continues to hold BFI and the regulatory agencies accountable for the issues at the Inwood States development. BFI has submitted a leachate reintroduction plan to the NJDEP and EPA and the Township was notified that the NJDEP has contracted with WSP to conduct an independent review of this plan. The Township and the NJDEP has committed to have a public hearing with the residents to go over the plan which will happen via Zoom.

Councilman Dipierro stated that he has sent emails to BFI and noted that he wants to keep the line of communication going in the right direction. A webinar meeting was held, and it was brought to BFI's attention that no truck traffic was allowed on Sundays which they agreed to cease. The noise ordinance was also discussed, which allows for a 7:00am start and 7:00pm cease, which they advised they would begin at 7:30am. Councilman Dipierro also stated that he has spoken with the residents to update them with the discussions had and noted this is a move in the right direction. He commented that a truck was parked in a local strip mall and it was found that the driver had a flat tire and did not know what else to do but to park in the strip mall until it could be repaired. Lastly, he added that the meeting was extremely productive, and he wants to see it continue going in the right direction.

Councilman Van Dzura concurred with Councilman Dipierro and stated that he was also on the webinar meeting. He added that he tried pushing them for dates as his concern with the hiring of independent consultants is the project will be pushed back; they reassured that there would be no significant delays. On the call, it was stated that timeframe should be in place this week as to when they can do their presentation which will hopefully be within a week or two. He added that it would be great if this could be completed by the summer so residents can enjoy the outdoors.

Councilman Baskin asked Director Stroin if the recent issue of an odor being reported has been resolved; Director Stroin answered that the odor was called into the hotline, he spoke with the resident and BFI has given some tentative answers and has resolved some of the issues but they have not given a satisfactory response to date.

Council President thanked everyone for their updates on this issue and commended all for their hard work in getting this resolved expeditiously.

Council's Reports –

Councilman Van Dzura –

- Attended the Community Cleanup this past Saturday along with Mayor Dalina, Councilman Dipierro and Council Vice-President Schneider. There was a nice crowd of volunteers and pointed out that the Monroe Thunder Girls' Softball team attended and helped with the cleanup as well which was great to see.
- Very Proud to see that we had the #1 vaccination rate in the County at some point during the month. A lot of hard work was involved and extended thanks to everyone in reaching this milestone. The lowest totals have been reported and we are headed in the right direction but urged all to continue to be vigilant.
- Chairman of the Master Plan Review Committee and have met with the subcommittees and have held a few meetings so far but we have a long way to go. Noted that H2M was hired to help guide us and he is very excited to see what the future of Monroe looks like.

Council Vice-President Schneider –

- Attended the Community Cleanup as well and was very proud to see a lot of the younger volunteers there to help.
- Attended a Zoom meeting with the State's Commission on Aging as they are canvassing towns to see if there are any issues, as well as, what they offer to their seniors. Noted that there is a huge issue with the cost of medication and implored for something to be done with that as many seniors have to choose between eating and getting their medication.
- Our transportation services continue to be of service to the residents which is great.
- The food pantry continues to receive necessary donations.
- New members are joining the Senior Center which is great as they are looking to expand the programs being offered currently.
- Very proud of the Eagle Scout who built permanent containers for food collection that are dispersed throughout the various municipal buildings.
- Excited to be a part of the Master Plan Review Committee and for the plans for the future of the Township.

Councilman Dipierro –

- Commented that the display screen should have the Zoom login information for those who are having trouble logging in and need to call in instead and asked for that to be put up as soon as possible.
- Seedlings were dispersed to residents by the Shade Tree Commission with a huge shoutout going to Pam Broskie for all of her work in coordinating this successful event.
- Very proud of all of the volunteers who participated in the Community Cleanup and extended thanks to all for their hard work, notably Steve Martin, Tim Eosso, Melody Henry, Pete Tufano and Lucille Panos. Added that there was only one police officer in attendance but feels that at least two officers should be present as these are busy roads being cleaned up.
- Wished Gary Busman a Happy Birthday; thanked everyone for their hard work and dedication to the Community Garden. Thanked Councilman Baskin for his dedication as well and stated that the greenhouse is beautiful and the tireless work in putting that together is appreciated.
- Thanked the Board of Education with their hard work and dedication on their budget and getting that approved at their last meeting.
- The work on the District 3 firehouse is coming along and looks forward to the work being completed on that.
- Concerned about the manholes on Matchaponix Avenue as they have not been paved.
- Chief Biennas commented that Councilman Dipierro is open to call him if there are any issues during the Community Cleanup with traffic control; in this case he explained that his traffic officer was present and did not feel there was a need for additional back up and he did not receive a call from Councilman Dipierro stating there were any issues but advised him to call him during future events if there are any.

Councilman Baskin –

- Thanked Councilman Dipierro on being instrumental in getting the electricity to the greenhouse, adding this was a team effort and he is very proud of it.
- Announced that the Green Fair will be virtual in September with dates to come.
- Extended congratulations to the MTHS Environmental Action Club as they held their second annual virtual conference which was called "Virtual Echo Night". It was very informative and also very exciting to see what the future will be like with these children in charge.
- The Historical Association is pursuing an application that certifies Monroe Township as a NJ Certified Local Government regarding Historic Preservation.

Council President Cohen –

- As Cultural Arts Liaison mentioned that resident Nancy Gunkleman's artwork is on display in Lincroft.

Mayor's Report – Mayor Dalina thanked Council President Cohen and Council for their reports and shared that it was the end of the semester for him so he is feeling a bit drained so he will try to be clear and concise in his report.

Noted that we have dropped to #2 in having the highest vaccination rate, with 72% of people having their first dose and 56% being fully vaccinated. He also shared that 85% of seniors have received at least one dose and overall, the cases are down.

Soft reopening's have been happening throughout the Township with the Recreation Center reopening plans being announced soon. They will be bringing back the outdoor movies which were a hit last summer. Noted that our recycling yard is now open 6 days a week.

Thanked Director Stroin and Council for their involvement in the BFI landfill issue.

Noted that the Covid cases in India have skyrocketed and in speaking with members of our South Asian community as to what can be done to help in their time of crisis a fundraising event will be held on May 6th outside of the Library collecting monetary donations.

Regarding the budget, Mayor Dalina reported that the baseline was to have a 0% increase and fortunately the door opened a bit to get it below that. Thanked CFO George Lang, Lori Ola and Council for their hard work.

Advised those who have allergies take some Zyrtec and Flonase and enjoy all the wonderful things Monroe has to offer.

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

PUBLIC COMMENTS:

Tim Eosso, 2 Allison Ct. – Mr. Eosso commented that he shares the same sentiments as the others in regard to Mr. Parab being appointed to the Board of Health Advisory Board, adding that this should not be political.

In the area of Spotswood-Gravel Hill Road they are starting to get this smell resulting from the landfill which is concerning and he believed that the landfill is capped at 25%; he added that he believes the smell is methane gas and asked what the process for containment is; Director Stroin answered.

In regard to the Community Cleanup, this was a wonderful volunteer opportunity and was happy to see that Monroe Thunder attended to help.

Lastly, regarding Covid19, Mr. Eosso stated that he has been taking residents for their shots and extended thanks to Mayor Dalina and Council and noted that it has been very imperative in working together as a community in order to get this done.

Lucille Panos, 1208C Lindera Plz. – Attended the Community Cleanup, commenting that it was a wonderful community event and she would love to see all of the elected officials out there participating next time.

Asked what the process is to pick out roads for repaving; Administrator Weinberg answered that this is a coordinated effort by the DPW, Administrator, Engineer and MTUD. Mrs. Panos suggested that each Ward councilmember take a ride and report what streets should be repaved.

Lastly, Mrs. Panos reiterated that she hopes to see everyone at the next cleanup.

Peter Tufano, 10 Catherine St. – Mr. Tufano commented that he has watched the town struggle to fund the school system year after year and we are now faced with 3,000 unhoused students; he asked if the Township would agree to post all correspondence sent to legislators regarding fair funding and school support. Administrator Weinberg stated that the Township has gone to Trenton to fight to support Bill S2 with other Council members and Board of Education members and the fight has to keep going. Councilman Baskin added that Mayor Tamburro sent letters to the League of Municipalities but in order to get anywhere a consortium of other communities facing the same challenge needs to be formed.

Thanked Councilman Baskin and Councilman Dipierro for attending the Board of Education meetings, as Mr. Tufano noted that they are the only councilmembers he has seen at the meetings.

Lastly, he commented that Council should vote to put Council Vice-President Schneider in charge of the donuts as she did a wonderful job with that at the Community Cleanup and extended thanks to Councilman Dipierro for coming up with the idea to start these cleanups.

Prakash Parab, 33 Dayna Dr. – Mr. Parab commented that the Monroe Townships Indians for Civic Action did a stream cleanup on April 24th and were provided with visibility jackets which should be used by the volunteers at the next Community Cleanup.

Commented that it is sad to see that people cannot afford to buy prescription drugs and our country needs to do better for that.

Gave testimony to Senator Greenstein and Assemblyman Benson about fair funding but they had no answer.

Michael Olesky, 15 Mayberry Ave. – Mr. Olesky asked what the remediation plan for BFI is; Administrator Weinberg gave a brief overview of the BFI issue.

Michael Coppola, Coppola Services, Inc. - Mr. Coppola asked if resolution R-5-2021-119 was approved for the MTUD treatment plant; Administrator Weinberg answered yes it was approved.

Diane Kioski, 69 Harrison Ave. – Mrs. Kioski asked what the protocol would be to silence fire sirens or if there is a way to switch to a quieter technology; Administrator Weinberg responded to Mrs. Kioski to have her contact him tomorrow and he will arrange a discussion with the firehouse.

Andy Paluri, 16 St. James St. – Mr. Paluri thanked Mayor Dalina for what he is doing for the Indian community at home and overseas regarding the Covid19 crisis in India.

Mr. Paluri stated he is more than happy to help cleanup basins that may be blocked constantly with debris to help prevent flooding.

Lastly, Mr. Paluri asked when the traffic signal will be switched on at the Matchaponix Avenue and Spotswood-Gravel Hill Road; Engineer Rasimowicz answered.

Chrissy Skurbe, 21 Preakness Dr. – Mrs. Skurbe asked if Council appointed WSP as a consultant in regard to the BFI landfill issue; Administrator Weinberg answered no, explaining that the State appointed this consultant for NJDEP who is working on the landfill.

Mrs. Skurbe asked if it would be considered to have some sort of in person live stream when we are back to normal in person meetings adding that it is beneficial for residents to be able to participate from home.

Brian Fabiano, 19 Patricia Pl. – Mr. Fabiano commented that he would like to see Council get more involved in how to help solve our educational issues.

Mr. Fabiano asked about the Community policing programs; Chief Biennas responded that last year we purchased body cameras and 2 years ago we did the Junior Police Academy, as well as the LEAD program and he hopes to get all these programs back together.

Michelle Arminio, 9 Nathaniel St. – Mrs. Arminio stated that she is relinquishing her time to instead thank everyone for the long meeting as it has been very informative.

Melody Henry, 264A Glenn Rd. – Mrs. Henry asked when the public hearing for the Township’s direction with the laws regarding marijuana and what is the Township’s position; Administrator Weinberg answered that a public hearing would be established once an ordinance is introduced. Council President Cohen added that we have not developed a position as of yet but once an ordinance is developed, there will be a public hearing for the residents to voice their concerns.

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

UPON MOTION made by Councilman Dipierro and seconded by Council Vice-President Schneider, the Regular Meeting was Adjourned at 9:01pm.

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

Christine Robbins

CHRISTINE ROBBINS, Township Deputy Clerk

Miriam Cohen

MIRIAM COHEN, Council President