

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

**REGULAR MEETING
OF THE MONROE TOWNSHIP COUNCIL**

MAY 6, 2019

AGENDA

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

2. Salute to the Flag.

3. **ROLL CALL:**

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

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

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

1. Posted on the Bulletin Boards within the Municipal Building on January 2, 2019 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and **CRANBURY PRESS** on January 4, 2019;
3. Posted on the Monroe Township website; and
4. Sent to those individuals who have requested personal notice.

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

5. **PRESENTATIONS AND PROCLAMATIONS:**

- Human Relations Commission Annual Ceremony honoring and presenting Awards to those students who exemplify the 6 pillars of Character: Caring, Responsibility, Respect, Fairness, Citizenship and Trustworthiness.

Barclay Brook:

Pre-K: Zahra Bawa
Kindergarten: Jacey Chao
1st Grade: Molly Losey
2nd Grade: William Hluchy

Oak Tree:

Pre-K: Nicolina Latilla
Kindergarten: Alexa Katransky
1st Grade: Leah Lago
2nd Grade: Sanjana Subramanian
3rd Grade: Veera Babaria

Mill Lake

Pre-K: Violet Shonk
Kindergarten: Lucia Jangols
1st Grade: Emma Donohue
2nd Grade: Emily Crincoli
3rd Grade: Alyssa Puglia

Brookside:

3rd Grade: Chandani Cunningham
4th Grade: Mia Marabuto
5th Grade: Luke Lonczak

Applegarth:

4th Grade: Timi Soremekun
5th Grade: Nitish Kellio Ramakrishanan

Woodland:

4th Grade: Molly Reinhart
5th Grade: Rachel Fedak

MT Middle School:

6th Grade: Sarayu Vejju
7th Grade: Julia Giaquinto
8th Grade: Jesi Goldstein

MT High School:

Freshman: John Rutsky
Sophomore: Vinisha Patel
Junior: Nikhil Parab
Senior: Julia Guerin

- Presentation of Appreciation to Monroe Township EMS Employees and Proclamation *Proclaiming May 22, 2019 “EMS Appreciation Day” and May 19 – 25th “EMS Appreciation Week”*

6. **MOTION** to approve the payment of **CLAIMS** per run date 4/29/2019.

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

7. **APPROVAL OF MINUTES:**

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

- **April 1, 2019** **Regular Meeting**
- **April 29, 2019** **Agenda Meeting**

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

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

O-4-2019-012 **ORDINANCE PROVIDING FOR THE ACQUISITION OF CERTAIN PARCELS OF LAND IDENTIFIED ON THE TAX MAP OF MONROE TOWNSHIP AS BLOCK 75, LOTS 11,13 AND 14.01; BLOCK 76, LOTS 8.03 AND 8.04; BLOCK 108, LOTS 5,6,7 AND 31; AND BLOCK 148, LOT 34.02 FOR INTERSECTION IMPROVEMENTS AND TRAFFIC SIGNALIZATION.**
(Matchaponix/Pergola/Spotswood-Gravel Hill Road)

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

O-4-2019-013 **ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK.**

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

O-4-2019-014 **ORDINANCE ACCEPTING A DEED OF DEDICATION FROM K. HOVNANIAN AT MONROE NJ, LLC. FOR BLOCK 41, LOT 14.**

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

9 **ORDINANCE(S) for INTRODUCTION:**

O-5-2019-015 BOND ORDINANCE PROVIDING FOR PEDESTRIAN AND ROADWAY IMPROVEMENTS TO SCHOOLHOUSE ROAD, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$820,000 THEREFOR (INCLUDING A GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$557,200) AND AUTHORIZING THE ISSUANCE OF \$262,800 IN BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

**O-5-2019-016 ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "FEES".
(MTUD annually required developer connection fee adjustment)**

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

10. **2019 MUNICIPAL BUDGET**

R-5-2019-111 RESOLUTION PROVIDING THAT THE 2019 MUNICIPAL BUDGET BE READ BY TITLE AT THE TIME OF THE PUBLIC HEARING.

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

R-5-2019-112 RESOLUTION AUTHORIZING THE SELF EXAMINATION OF THE 2019 MUNICIPAL BUDGET.

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

PUBLIC HEARING ON THE 2019 MUNICIPAL BUDGET INTRODUCED ON APRIL 1, 2019

OPEN: MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

CLOSE: MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

R-5-2019-113 RESOLUTION ADOPTING THE 2019 MUNICIPAL BUDGET.

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

11. **RESOLUTIONS for CONSIDERATION under the CONSENT AGENDA:**
(R-5-2019-114 – R-5-2019-147 with the exception of R-5-2019-117, R-5-2019-133, R-5-2019-134, and R-5-2019-144 which will be voted on separately)

- R-5-2019-114** **RESOLUTION AUTHORIZING CORRECTION TO RESOLUTION NO. R-4-2019-087, ENTITLED “RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF DOCKS CORNER ROAD FOR THE INSTALLATION OF A SANITARY FORCE MAIN WITHIN THE PUBLIC RIGHT OF WAY”, CORRECTING THE ERROR MADE IN THE LANGUAGE “SANITARY FORCE MAIN” TO READ SANITARY SEWER LINE.**
- R-5-2019-115** **RESOLUTION AUTHORIZING REFUND OF CONSTRUCTION PERMIT FEE. (Sunpower Corp. Systems \$236.00)**
- R-5-2019-116** **RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF MEMBER TO THE LIBRARY BOARD OF TRUSTEES.**
- R-5-2019-118** **RESOLUTION AUTHORIZING THE AWARD OF BID TO ROHRER ENTERPRISES INC. FOR THE PURCHASE OF A MEDIUM DUTY 32 AMBULATORY PASSENGER BUS. (\$121,300)**
- R-5-2019-119** **RESOLUTION AUTHORIZING THE AWARD OF BID TO ROHRER ENTERPRISES INC. FOR THE PURCHASE OF AN ADULT MINI BUS. (16 w/2 wheelchairs - \$62,740)**
- R-5-2019-120** **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES AND ESTABLISHING MAINTENANCE GUARANTEE FOR THE ORCHARDS AT MONROE – CENTER VILLAGE – PB-1089-15.**
- R-5-2019-121** **RESOLUTION AUTHORIZING CENTER STATE ENGINEERING TO PREPARE PLANS, SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF BIDS FOR THE SCHOOLHOUSE ROAD PEDESTRIAN & ROADWAY IMPROVEMENTS PROJECT.**
- R-5-2019-122** **RESOLUTION AUTHORIZING TAX OVERPAYMENTS.**
- R-5-2019-123** **RESOLUTION AUTHORIZING REFUND OF THIRD PARTY TAX LIEN PREMIUM PAYMENTS.**
- R-5-2019-124** **RESOLUTION AUTHORIZING THE EXECUTION OF A PARTICIPATION AGREEMENT & SCOPE OF WORK ATTACHMENT WITH TRI-STATE LIGHT & ENERGY, INC. UNDER THE 70/30 DIRECT INSTALL PROGRAM SPONSORED BY THE NEW JERSEY BOARD OF PUBLIC UTILITIES. (Dept. of Public Works, Construction Dept. and Parks Trailer – BPU portion \$28,914.70 Monroe Twp. portion \$12,392.01)**
- R-5-2019-125** **RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES POSTED BY SEACOAST CONSTRUCTION IN CONNECTION WITH THE SPOTSWOOD & ELLINGHAM AVENUE IMPROVEMENTS PROJECT UPON THE POSTING OF A MAINTENANCE GUARANTEE.**
- R-5-2019-126** **RESOLUTION AUTHORIZING THE PURCHASE OF A REPLACEMENT VEHICLE AND ACCESSORIES FOR THE MONROE TOWNSHIP POLICE DEPARTMENT. (\$34,765.73)**
- R-5-2019-127** **RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR MAJESTIC WOODS (PB-975-05).**
- R-5-2019-128** **RESOLUTION AUTHORIZING AWARD OF CONTRACT TO HALASZ ELECTRICAL CONTRACTORS, INC. FOR AN EMERGENCY ELECTRICAL SERVICE UPGRADE FOR THE MONROE TOWNSHIP POLICE DEPARTMENT. (\$37,500)**

- R-5-2019-129** RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH INTERNATIONAL FIREWORKS MANUFACTURING COMPANY. (\$17,200)
- R-5-2019-130** RESOLUTION AUTHORIZING SHAIN, SCHAFFER, P.C. TO HANDLE THE MATTER CARRINGTON MORTGAGE SERVICES LLC v. EDDUIL A. CAMACHO, ET. AL., AS EXTRAORDINARY LITIGATION.
(\$3,000 – Monroe Twp. Affordable Housing Rehabilitation Lien)
- R-5-2019-131** RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE POSTED FOR ROP #14-31, 8 RUES LANE.
- R-5-2019-132** RESOLUTION AUTHORIZING AWARD OF BID TO MECO, INC. FOR 2019 ROADWAY IMPROVEMENTS - PHASE 1. (\$549,323)
- R-5-2019-135** RESOLUTION AUTHORIZING AWARD OF CONTRACT TO JEN ELECTRIC, INC. FOR THE PURCHASE AND INSTALLATION OF SOLAR POWERED RADAR SPEED SIGNS ON AVENUE K. (\$16,435)
- R-5-2019-136** RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES POSTED FOR ARBORS AT MONROE – BOULEVARD K-HOV SECTION (BA-5108-15).
- R-5-2019-137** RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES POSTED FOR ARBORS AT MONROE – TOWNHOMES (BA-5108-15).
- R-5-2019-138** RESOLUTION AUTHORIZING THE EXTENSION OF CONTRACT NO. 477 “SYSTEMS REPAIR SERVICE” WITH B&W CONSTRUCTION CO. OF NJ, INC. FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).
(12 month extension – unit pricing)
- R-5-2019-139** RESOLUTION AUTHORIZING THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) TO PREPARE SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF BIDS FOR VARIOUS 2019 GOODS AND SERVICES.
- R-5-2019-140** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE POSTING AND ACCEPTANCE OF MAINTENANCE GUARANTEES FOR BLOCK 60, LOT 5.06 - W&S 1136 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).
(8 Rues Lane)
- R-5-2019-141** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEE UPON THE POSTING AND ACCEPTANCE OF MAINTENANCE GUARANTEES FOR BLOCK 87, LOTS 1.01 & 1.02 - W&S 1185 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).
(136 McKnight Ave)
- R-5-2019-142** RESOLUTION AUTHORIZING AMENDMENT #1 OF A CONTRACT TO WESTON & SAMPSON ENGINEERS, PC FOR PHASE C “CAPITAL IMPROVEMENT PLAN DEVELOPMENT” FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (Additional \$30,000)
- R-5-2019-143** RESOLUTION AUTHORIZING AMENDMENT #3 AND FINAL CLOSEOUT OF CONTRACT WITH WESTON & SAMPSON ENGINEERS, PC (WSE) FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO PUMP STATION #2 UPGRADES FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (Decrease of \$28,460)

- R-5-2019-145** RESOLUTION AUTHORIZING THE EXECUTION OF WATER AND SEWER DEVELOPER’S AGREEMENTS AND A PUMP STATION AGREEMENT BY AND BETWEEN COUNTRYSIDE DEVELOPERS, INC. AND THE TOWNSHIP OF MONROE FOR WATER AND SEWER SERVICES FROM THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).
- R-5-2019-146** RESOLUTION AUTHORIZING THE AWARD OF BID TO BAYHEAD INVESTMENTS INC. D/B/A VCI FOR THE PURCHASE OF AN AMBULANCE. (\$278,056)
- R-5-2019-147** RESOLUTION (A) PROVIDING FOR THE COMBINATION OF CERTAIN BOND ORDINANCES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF \$25,832,000 GENERAL OBLIGATION BONDS, SERIES 2019 CONSISTING OF \$17,904,000 GENERAL IMPROVEMENT BONDS, SERIES 2019 AND \$7,928,000 WATER-SEWER UTILITY BONDS, SERIES 2019 OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE “TOWNSHIP”) AND PROVIDING FOR THEIR SALE AND (B) AUTHORIZING THE SALE AND ISSUANCE OF \$6,000,000 BOND ANTICIPATION NOTES, SERIES 2019 CONSISTING OF \$5,000,000 GENERAL IMPROVEMENT BOND ANTICIPATION NOTES, SERIES 2019 AND \$1,000,000 WATER-SEWER UTILITY BOND ANTICIPATION NOTES, SERIES 2019 OF THE TOWNSHIP AND PROVIDING FOR OTHER MATTERS AND ACTIONS RELATED THERETO .

Consent Agenda Resolutions: MOTION: _____
SECOND: _____
ROLL CALL: Ayes _____ Nays _____

12. RESOLUTIONS removed from consent agenda for CONSIDERATION:

- R-5-2019-117** RESOLUTION AUTHORIZING THE PAYMENT OF ADDITIONAL FEES TO SHAIN SCHAFFER, P.C. RELATED TO THE CASE OF TOWNSHIP OF MONROE v. LOVE’S TREE REMOVAL, INC., ET AL. AS EXTRAORDINARY LITIGATION. (Additional \$10,000)
- R-5-2019-133** RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A LEASE AGREEMENT BETWEEN THE TOWNSHIP OF MONROE AND R. E. ETSCH, INC. FOR THE LEASE OF PROPERTY KNOWN AS BLOCK 52.01, LOT 1 AND 1-QFARM. (Buckelew Ave./Mounts Mills Rd.)
- R-5-2019-134** RESOLUTION AUTHORIZING SHAIN SCHAFFER PC TO HANDLE THE MATTER KINGS ROW PROPERTIES, LLC. v. THE TOWNSHIP OF MONROE ET AL. AS EXTRAORDINARY LITIGATION. (\$5000)
- R-5-2019-144** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEE UPON THE POSTING AND ACCEPTANCE OF MAINTENANCE GUARANTEES FOR BLOCK 53 LOT 28.10 - W&S 1150 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D."). (265 Mounts Mills Rd)

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

13. **PUBLIC PORTION – limited to Resolution No. R-5-2019-148 only**

RESOLUTION for CONSIDERATION:

R-5-2019-148 RESOLUTION APPROVING THE SETTLEMENT OF LITIGATION BETWEEN EL AT MONROE, LLC., JSM AT CELEBRATIONS MONROE SECTION 1, LLC. / B & A AT MONROE I, LLC. AND THE TOWNSHIP OF MONROE REGARDING THE OBLIGATION TO CONTRIBUTE TO CERTAIN OFF-TRACK IMPROVEMENTS.

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

14. Mayor's Report.

15. Administrator's Report.

16. Engineer's Report.

17. Council's Reports.

18. Public. (5 Minutes per Speaker)

19. Adjournment. Time: _____

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

TOWNSHIP OF MONROE
COUNCIL MEETING MINUTES
REGULAR MEETING – MAY 6, 2019

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

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

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

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

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

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

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

1. Posted on the Bulletin Boards within the Municipal Building on January 2, 2019 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and the **CRANBURY PRESS** on January 4, 2019;
3. Posted on the Monroe Township website; and
4. Sent to those individuals who have requested personal notice.

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

Council President Dalina opened the Annual Human Relations Commission Ceremony honoring and presenting Awards to those students who have been selected by their teachers as exemplifying the 6 Pillars of Character: Caring, Responsibility, Respect, Fairness, Citizenship and Trustworthiness.

Council President Dalina turned the Program over to Kam Kaila, Chair of the Human Relations Commission. Kam Kaila thanked everyone for coming out to support these outstanding students and thanked the Mayor and Council for their support, all the teachers, administrators and especially the parents for raising, guiding and empowering these amazing children.

Awards were presented to the following students:

Barclay Brook:

Pre-K: Zahra Bawa
Kindergarten: Jacey Chao
1st Grade: Molly Losey
2nd Grade: William Hluchy

Oak Tree:

Pre-K: Nicolina Latilla
Kindergarten: Alexa Katransky
1st Grade: Leah Lago
2nd Grade: Sanjana Subramanian
3rd Grade: Veera Babaria

Mill Lake

Pre-K: Violet Shonk
Kindergarten: Lucia Jangols
1st Grade: Emma Donohue
2nd Grade: Emily Crincoli
3rd Grade: Alyssa Puglia

Applegarth:

4th Grade: Timi Soremekun
5th Grade: Nitish Kellio Ramakrishanan

Woodland:

4th Grade: Molly Reinhart
5th Grade: Rachel Fedak

MT Middle School:

6th Grade: Sarayu Vejju
7th Grade: Julia Giaquinto
8th Grade: Jesi Goldstein

MT High School:

Freshman: John Rutsky
Sophomore: Vinisha Patel
Junior: Nikhil Parab
Senior: Julia Guerin

Brookside:

3rd Grade: Chandani Cunningham
4th Grade: Mia Marabuto
5th Grade: Luke Lonczak

Mayor Tamburro extended congratulations to all of the students and their parents for their hard work.

Council President Dalina congratulated all of the award recipients and invited them all to come forward for pictures. A ten-minute recess was taken and the meeting was recalled to order at 7:33pm.

Council President Dalina read aloud a proclamation which was presented to the Monroe Township EMS noting May 22, 2019 as “EMS Appreciation Day” and May 19 – 25th as “EMS Appreciation Week”. He thanked the EMS for their care, passion and devotion to the citizens of Monroe. He called upon Judy Olbrys who came forward and handed out awards and sweatshirts to the EMS employees in appreciation of their hard work and dedication.

Mayor Tamburro commented that our EMS does a wonderful job and are always professional and caring in the job they do.

A brief three minute recess was taken and the meeting was recalled to order at 7:44pm.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the **CLAIMS** per run date of **04/29/2019** were approved for payment as presented.

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

UPON MOTION made by Council Vice-President Schneider and seconded by Councilman Baskin, the **MINUTES** of the **April 1, 2019 Regular Meeting** and the **April 29, 2019 Agenda Meeting** were approved as written and presented.

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

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was moved on second reading for final passage:

O-4-2019-012 ORDINANCE PROVIDING FOR THE ACQUISITION OF CERTAIN PARCELS OF LAND IDENTIFIED ON THE TAX MAP OF MONROE TOWNSHIP AS BLOCK 75, LOTS 11,13 AND 14.01; BLOCK 76, LOTS 8.03 AND 8.04; BLOCK 108, LOTS 5,6,7 AND 31; AND BLOCK 148, LOT 34.02 FOR INTERSECTION IMPROVEMENTS AND TRAFFIC SIGNALIZATION. (Matchaponix/Pergola/Spotswood-Gravel Hill Road)

ORDINANCE as follows: (O-4-2019-012)

WHEREAS, the Township Council of the Township of Monroe (“Township”) has determined that it is in the public interest that the intersection of Pergola Avenue, Matchaponix Avenue (CR 612) and Spotswood Gravel Hill Road, be improved and traffic signalization be installed (the “Project”); and

WHEREAS, the County of Middlesex (“County”) has recognized the necessity and desirability of the Project and is desirous of partnering with the Township to accomplish it; and

WHEREAS, the County and the Township have entered into a cost sharing agreement to apportion the costs of the Project between them on mutually acceptable terms and conditions; and

WHEREAS, as part of the Project, the Township of Monroe must acquire portions of ten (10) parcels of land, as follows; said portions being more particularly described by metes and bounds as set forth in the description attached hereto as Exhibit “A”; and

Block and Lot	Record Owner
Block 75, Lot 11	Mike’s Plumbing and Heating
Block 75, Lot 13	Samuel and Carol Ralston
Block 75, Lot 14.01	Charles and Beth Dipierro

Block 76, Lot 8.03	Bruce Bastek and Lisa Poliquin
Block 76, Lot 8.04	Camille Beninda
Block 108, Lot 5	Estate of Clara Henry
Block 108, Lot 6	Michael and Barbara Ann Berry
Block 108, Lot 7	Joy Martoken
Block 108, Lot 31	Alfred and Teresa Vigliano
Block 148, Lot 34.02	Serena Gandy

WHEREAS, the Appraiser retained by the Township has estimated fair market value of the parcels of land to be acquired including compensation damages for the remainder;

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

Section 1. The Mayor, Township Clerk and Township Attorney are hereby authorized and directed to negotiate with the owners for the purchase of said lands, and, upon failure to arrive at a price satisfactory to the Township, to institute condemnation proceedings for the purpose of acquiring said lands, and all easements, rights-of-way or uses, privileges, licenses, hereditaments, appurtenances, interests and other rights belonging to or inuring to the benefit of the lands and all right, title and interest of the owners in said lands in the manner provided by law, and to execute all such documents as are reasonably necessary to acquire by purchase or condemnation said lands.

Section 2. The purchase price shall be as determined by the Appraiser retained by the Township or other such amount determined to be just compensation for the acquisition or in accordance with the New Jersey Eminent Domain Act, N.J.S.A. 20:3-1 et seq.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4. If any section, subdivision, sentence, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, subdivision, sentence, clause or provision so adjudged, and the remainder of the Ordinance shall be deemed valid and effective.

Section 5. This Ordinance shall take effect upon final passage and publication as provided by law.

SO ORDAINED, as aforesaid.

Michelle Arminio, 9 Nathaniel St. – Mrs. Arminio commented that this Ordinance provides for quite a few traffic signalizations and quite a bit of land and asked what fund this is coming from and have we gone through eminent domain for all of these parcels; Council President Dalina answered that this Ordinance is for 10 different parts of parcels of land for this traffic signalization. Engineer Rasimowicz answered that it is 10 parcels for Right-of-Way acquisition; a few of the improvements are 100 feet in each direction so it involves several different property owners. Eminent domain is not needed and we will be getting all of the appraisals once we agree on all of the prices. Council President Dalina noted that there is no total cost for this particular Ordinance. Administrator Weinberg added that the funds from a bond ordinance done 2 years ago that allowed us to put together monies from the hard and soft costs for this project. It is paid through the current fund also known as the operating budget. The interest does not start until we take the money and spend it. Mrs. Arminio stated she would object to this if any of the funds were coming out of the Open Space Fund and asked when the appraisals could be expected; Engineer Rasimowicz answered.

Andy Paluri, 16 St. James St. – Mr. Paluri applauded the Mayor and Council for taking action on this intersection as there have been several fatalities and a lot of accidents. He asked if the County is contributing to the construction of the traffic signal; Engineer Rasimowicz answered that two portions of the intersection are County roads and two are Township roads so the cost will be split 50/50.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:
O-4-2019-012 ORDINANCE PROVIDING FOR THE ACQUISITION OF CERTAIN PARCELS OF LAND IDENTIFIED ON THE TAX MAP OF MONROE TOWNSHIP AS BLOCK 75, LOTS 11,13 AND 14.01; BLOCK 76, LOTS 8.03 AND 8.04; BLOCK 108, LOTS 5,6,7 AND 31; AND BLOCK 148, LOT 34.02 FOR INTERSECTION IMPROVEMENTS AND TRAFFIC SIGNALIZATION. (Matchaponix/Pergola/Spotswood-Gravel Hill Road)

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

Copy of Ordinance Duly Filed.
O-4-2019-012

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was moved on second reading for final passage:

O-4-2019-013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK.

ORDINANCE as follows: (O-4-2019-013)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to **3.5%** over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Council of the Township of Monroe, in the County of Middlesex, finds its advisable and necessary to increase its **CY 2019** Budget by up to **3.5%** over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Council hereby determines that a **1.0%** increase in the budget for said year, amounting to **\$406,614.85** in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Township Council hereby determines that any amount authorized hereinbelow that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years;

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Monroe, in the County of Middlesex, a majority of the full authorized membership of this governing body affirmatively concurring, as follows:

SECTION 1. In the **CY 2019** budget year, the final appropriations of the Township of Monroe shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to **\$1,423,151.97**, and that the **CY 2019** municipal budget for the Township of Monroe be approved and adopted in accordance with this ordinance; and

SECTION 2. Any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

SECTION 3. A certified copy of this ordinance, as introduced, be filed with the Director of the Division of Local Government Services within five days of introduction; and

SECTION 4. A certified copy of this ordinance, upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

SECTION 5. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance shall be the same and are hereby repealed.

SECTION 6. 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 7. This Ordinance shall take effect upon final passage and publication as provided by law.

Michelle Arminio, 9 Nathaniel St. – Mrs. Arminio asked for an explanation on this Ordinance; Administrator Weinberg explained that this is associated with the 1977 Appropriations CAP which is the total amount of money you spend in your budget. He explained further that depending upon inflation, the State sets the amount that you get up to 3 ½%. We get 2 ½% and it allows us to bank it in case of an emergency. Mrs. Arminio asked if there was a set figure for that and CFO George Lang answered that it is an additional 1% which equates to \$406,000.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:
O-4-2019-013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK.

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

Copy of Ordinance Duly Filed.
O-4-2019-013

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was moved on second reading for final passage:
O-4-2019-014 ORDINANCE ACCEPTING A DEED OF DEDICATION FROM K. HOVNANIAN AT MONROE NJ, LLC. FOR BLOCK 41, LOT 14.

WHEREAS, K. Hovnanian at Monroe NJ, LLC, a/k/a Four Seasons at Monroe, received Revised Conversion Plan Approval for property identified as Block 25, Lots 1 and 25; Block 41, Lot 14; and Block 40, Lots 2.02, 3, 4.01 and 5.01, located on Prospect Plains Road and Cranbury-Half Acre Road (the "Property") in the Township of Monroe, from the Monroe Township Planning Board under application PB-1089-10 on June 23, 2011, memorialized on July 28, 2011; and

WHEREAS, pursuant to the Planning Board's approval, K. Hovnanian at Monroe NJ, LLC is required to dedicate to the Township of Monroe certain land, more particularly described as Block 41, Lot 14; and

WHEREAS, the Monroe Township Engineer has reviewed the metes and bounds description in the deed and has found it to be in conformity with the dedication requirement; and

WHEREAS, the Township Attorney has reviewed the deed and found it to be legally sufficient; and

WHEREAS, the Township Council has determined that accepting the deed is in the public interest;

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

SECTION 1. The Mayor, Township Clerk and Township Attorney are hereby authorized and directed to take all steps and execute all documents which are reasonably necessary to accept the deed from K. Hovnanian at Monroe NJ, LLC.

SECTION 2. The Tax Collector is hereby authorized to cancel any and all accumulated taxes due on land identified as Block 41 Lot 14 on the official tax map of Monroe Township, and to exempt said land from taxation effective January 1 of the following year, upon receipt by the Tax Assessor of fully executed deeds.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, paragraph, subsection, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged, and the remainder of the ordinance shall be deemed valid and effective.

SECTION 5. This ordinance shall take effect upon final passage and publication as provided by law.

SO ORDAINED as aforesaid.

No Public Comment.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:
O-4-2019-014 ORDINANCE ACCEPTING A DEED OF DEDICATION FROM K. HOVNANIAN AT MONROE NJ, LLC. FOR BLOCK 41, LOT 14.

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

Copy of Ordinance Duly Filed.
O-4-2019-014

UPON MOTION made by Councilwoman Cohen 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-5-2019-015 BOND ORDINANCE PROVIDING FOR PEDESTRIAN AND ROADWAY IMPROVEMENTS TO SCHOOLHOUSE ROAD, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$820,000 THEREFOR (INCLUDING A GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$557,200) AND AUTHORIZING THE ISSUANCE OF \$262,800 IN BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

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

Copy of Ordinance Duly Filed.
O-5-2019-015

UPON MOTION made by Council Vice-President Schneider and seconded by Council President Dalina, an Ordinance of which the following is the title was introduced on first reading for Final Passage:

O-5-2019-016 ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "FEES".

(MTUD annually required developer connection fee adjustment)

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

Copy of Ordinance Duly Filed.
O-5-2019-016

2019 MUNICIPAL BUDGET

UPON MOTION made by Councilwoman Cohen and seconded by Councilman Baskin, a Resolution providing that the 2019 Municipal Budget be read by title at the time of the public hearing was approved.

R-5-2019-111 RESOLUTION PROVIDING THAT THE 2019 MUNICIPAL BUDGET BE READ BY TITLE AT THE TIME OF THE PUBLIC HEARING.

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget be read by "Title Only" at the time of the Public Hearing if a Resolution is passed by not less than a majority of the full governing body, providing that at least one (1) week prior to the date of Hearing, a complete copy of the approved budget, as advertised, has been posted in the Municipal Building and copies have been made available by the Township Clerk to persons requesting them; and

WHEREAS, these two conditions have been met;

NOW, THEREFORE, BE IT RESOLVED that the 2019 Municipal Budget shall be read by "Title Only" at the Public Hearing scheduled for **May 6, 2019**.

SO RESOLVED, as aforesaid.

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

Copy of Resolution Duly Filed.

UPON MOTION made by Councilwoman Cohen and seconded by Councilman Baskin, a Resolution authorizing the self-examination of the 2019 municipal budget was approved.

R-5-2019-112 RESOLUTION AUTHORIZING THE SELF EXAMINATION OF THE 2019 MUNICIPAL BUDGET.

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of Monroe has been declared eligible to participate in the program by the Division of Local Government Services, and the Certified Municipal Finance Officer has determined that the local government meets the necessary conditions to participate in the program for the 2019 budget year;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Monroe that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Certified Municipal Finance Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:

- a. Payment of interest and debt redemption charges
- b. Deferred charges and statutory expenditures
- c. Cash deficit of preceding year
- d. Reserve for uncollected taxes
- e. Other reserves and non-disbursement items
- f. Any inclusions of amounts required for school purposes

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et. seq., are fully met (complies with CAP law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate and correctly stated.
- b. Items of appropriations are properly set forth.
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Director of the Division of Local Government Services upon adoption.

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

Copy of Resolution Duly Filed.

Mayor Tamburro stated that he gave his budget message a couple of months ago. The municipal budget is flat with no increase. Our CFO George Lang and Lori Olah have done a great job; Administrator Weinberg did a great job with negotiations. We have continued to maintain our services with no impact to our residents and we were able to achieve most of this with healthcare savings and gave our employees comparable healthcare at a reduced cost. In addition, Middlesex County also has no increase.

Councilwoman Cohen noted that there has been no tax increase this year and we are able to still provide residents services and swear in two new police officers totaling 65 officers. One of the greatest challenges of a municipality is to provide great services but in a conservative way of spending tax payer money.

Councilman Dipierro stated that the professionals did a very good job but he feels that we should have cut the budget and not be flat.

Council Vice-President Schneider stated that she disagrees with Councilman Dipierro and it is a good budget that should be left flat. We have many seniors and our Senior Center now offers evening programs and weekend programs, as well as, being able to purchase two new buses. These are just some of the reasons why it should not be decreased. Council Vice-President Schneider thanked everyone for their hard work.

Administrator Weinberg commented that a lot of hard work was involved. He thanked the Township employees, adding that this was a year of negotiations. We were able to save \$700,000 with the new healthcare. New employees will be enrolled in Omnia which is a more cost-effective solution. We have amazing employees that were part of the solution of the flat budget. We have a 99% tax collection rate which is great. Having flat debt service is critical with having a flat budget. Establishing a surplus is also very important. We have an AA+ bond rating which really helps us with our bonding. Also added that this will help us stay the 2nd lowest tax rate in Middlesex County. It was wonderful to not raise taxes yet still keep the amazing services to our residents.

Councilman Baskin commented that he was very happy with the budget and the Mayor has been very fiscally responsible.

Council President Dalina thanked the staff for all of their hard work and added that he is happy to see the flat tax rate which provides a nice balance and allows us to still provide the high quality of services we offer.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the Public Hearing was opened on the 2019 Municipal Budget.

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

Public:

Hy Grossman, 15 Doral Dr. – Mr. Grossman took some notes that he had made from looking at the budget last week and wanted to share. In focusing on the water and sewer utility, the revenues have been flat lately, which could be because of the wet weather and people using less water for their lawns and such and the surplus has gone up with the water utility. In terms of water and sewer connection fees, the revenue estimate is not broken out in the budget and the last time he has seen that was in the 2017 audit. The concern is because of the development going on with the Township. In terms of the general budget, those who say they want to cut have not elaborated as to what should be cut. In terms of the expense side of the budget, the police are the biggest number but as the Township grows you have to take care of that level of protection. The Zoning Board of Adjustment salaries and wages had a huge increase from \$91,000 to \$238,000; Administrator Weinberg responded that the increase was from hiring an additional person being a Deputy Zoning Officer. It is imperative because of being a town of 43 square miles a second Zoning Officer is needed. In terms of the overall budget and services to the community he feels we are in the right ballpark.

Michelle Arminio, 9 Nathaniel St. – Mrs. Arminio asked what page the total debt we have in the Township is posted on; CFO George Lang responded that sheet 27 explains the debt service that is paid in the current year. The state budget does not show the overall debt. Mrs. Arminio asked where she could find the total debt service to which CFO George Lang answered that it could be found on the Township website. Administrator Weinberg answered that we use 21% of our debt, we are entitled to have 3.5% of our ratables.

Mrs. Arminio asked when you talk about being the 2nd lowest in the County are we comparing taxes with communities that have County, Fire and garbage services that are included in the taxes and is the comparison equal; Administrator Weinberg clarified how that status determination is made.

Mrs. Arminio stated that she has always attended the Planning and Zoning Board meetings and the municipality has 100% control of the construction that goes on. The school budget has no control of the high-density construction budget going on. She stated that the school taxes are increasing because of the decisions that are being made on this level and the tax payers suffer. Administrator Weinberg answered that we all suffer from the affordable housing mandates that were put on towns.

Prakash Parab, 33 Dayna Dr. – Mr. Parab commented that it is nice to know that the budget is flat. There is a lot of construction going on and he is looking to hopefully get funding from the County or State for recreational facilities. Mr. Parab would like to see additional information on what we are spending on improving the Township; Council President Dalina stated that there will be a study done soon to see what recreational facilities are needed for the Township.

Laurie Winter, 308 Federal Rd. – Mrs. Winter asked what evening classes Council Vice-President Schneider was referring to; Council Vice-President Schneider responded that the classes she was talking to are held at the Senior Center. Mrs. Winter asked what happened with the adult education classes held in the evening; Administrator Weinberg answered that we are starting to have one or two evening classes a week. The adult education classes were given by the Board of Education and they are no longer funded.

Kevin Urbanowicz, 63 Ave G – Mr. Urbanowicz stated that the problem with keeping the budget flat is we have a need for bigger schools therefore he agrees with Councilman Dipierro in that we should start cutting back so we have money to put towards the schools. He added that the Township is sitting here and saying that we are not going to cut our pottery classes but there is a bigger problem that needs to be addressed. Mr. Urbanowicz added that the budget was worked hard on but not hard enough.

Gary Busman, 7 Monarch Rd. – Mr. Busman commented that he is a firm believer in reserves and to keep a flat budget is the proper thing to do. He added that if it was up to him, he would increase the taxes so we have more in reserves.

Mark Klein, 7 Crenshaw Ct. – Mr. Klein commented that in Edison they are suing the Planning and Zoning Board for the overdevelopment and added that you cannot afford to approve every application.

Mr. Klein stated that as far as affordable housing he feels it is the biggest bunch of garbage he has heard in his life. It only benefits the developers as only 20% has to be affordable with the other 80% being market rate.

Lastly, Mr. Klein commented that when it comes to the flat tax, the Council did a great job. He added that he would have liked to see cuts as the Board of Education tax is going through the roof. He questioned when will they be told to sell bonds to build a new school; he feels the Township should join in with the Board of Education and sue the State.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the Public Hearing on the 2019 Municipal Budget was closed.

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

Council President Dalina asked for a **Motion and Second** for Resolution **R-5-2019-113** to **Adopt** the **2019 Municipal Budget** as Introduced on April 1, 2019.

R-5-2019-113 RESOLUTION ADOPTING THE 2019 MUNICIPAL BUDGET.

SECTION 2 - UPON ADOPTION FOR YEAR 2019
 (Only to be Included in the Budget as Finally Adopted)

RESOLUTION R-5-2019-113

Be It Resolved by the TOWNSHIP of the MONROE, COUNTY OF MIDDLESEX, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 36,901,351.04 (Item 2 below) for municipal purposes, and
- (b) \$ - (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$ - (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ 1,164,000.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ 3,040,830.89 (Item 5 below) Minimum Library Tax

RECORDED VOTE (Insert last name)	(Baskin	(Dipierro	(
	(Cohen	(Abstained (
	Ayes (Dalina	Nays (
	(Schneider	(Absent (

SUMMARY OF REVENUES

1. General Revenues		
Surplus Anticipated	08-100	\$ 8,950,000.00
Miscellaneous Revenues Anticipated	13-099	\$ 10,237,163.53
Receipts from Delinquent Taxes	15-499	\$ 1,600,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	\$ 36,901,351.04
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:		
Item 6, Sheet 42	07-195	\$ -
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$ -
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only		\$ -
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$ -
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY		
	07-192	\$ 3,040,830.89
Total Revenues	13-299	\$ 60,729,345.46

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:		
Within "CAPS"	XXXXXXXX	XXXXXXXXXXXXXXXXXX
(a&b) Operations Including Contingent	34-201	\$ 36,761,218.00
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$ 5,356,519.93
(g) Cash Deficit	46-885	\$ -
Excluded from "CAPS"	XXXXXXXX	XXXXXXXXXXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 7,614,291.53
(c) Capital Improvements	44-999	\$ 75,000.00
(d) Municipal Debt Service	45-999	\$ 6,937,316.00
(e) Deferred Charges - Municipal	46-999	\$ 35,000.00
(f) Judgments	37-480	\$ -
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)	29-405	\$ -
(g) Cash Deficit	46-885	\$ -
(k) For Local District School Purposes	29-410	\$ -
(m) Reserve for Uncollected Taxes (Include Other Reserves If Any)	50-899	\$ 3,950,000.00
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	07-195	\$ -
Total Appropriations	34-499	\$ 60,729,345.46

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 6th day of May, 2019. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2019 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local

Certified by me this 6th day of May, 2019, _____, Clerk.
 PATRICIA REID

STEPHEN DALINA, COUNCIL PRESIDENT

Sheet 42

TOWNSHIP OF MONROE, MIDDLESEX COUNTY - 2019 BUDGET

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, a Resolution to **Adopt the 2019 Municipal Budget was approved.**

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

Councilwoman Cohen commented that she noticed that a resolution is on the agenda awarding a contract to Meco, Inc. to pave over on Centre Drive which is in dire need of paving.

Council Vice-President Schneider commented on R-6-2019-118 and R-6-2019-119 as she is very please to see we are purchasing an adult mini bus and ambulance because they are both very much needed.

UPON MOTION made by Councilwoman Cohen and seconded by Councilman Dipierro the following Resolutions were moved for Adoption under the **CONSENT AGENDA:** (R-5-2019-114 – R-5-2019-147 with the exception of R-5-2019-117, R-5-2019-133, R-5-2019-134, and R-5-2019-144 which will be voted on separately)

R-5-2019-114 RESOLUTION AUTHORIZING CORRECTION TO RESOLUTION NO. R-4-2019-087, ENTITLED “RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF DOCKS CORNER ROAD FOR THE INSTALLATION OF A SANITARY FORCE MAIN WITHIN THE PUBLIC RIGHT OF WAY”, CORRECTING THE ERROR MADE IN THE LANGUAGE “SANITARY FORCE MAIN” TO READ SANITARY SEWER LINE.

WHEREAS, Resolution No. R-4-2019-087 entitled “Authorizing the Temporary Closure of Docks Corner Road for the Installation of a Sanitary Force Main Within the Public Right of Way” was adopted at the April 1, 2019 council meeting; and

WHEREAS, following the meeting, it was brought to the attention of the Municipal Clerk that there was an error in the language of the resolution; a **sanitary sewer line** was being installed **not** a sanitary force main, and a correction should be made; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that a correction be made to Resolution No. R-4-2019-087 to change the language referenced in the resolution from Sanitary Force Main to Sanitary Sewer Line.

SO RESOLVED, as aforesaid.

R-5-2019-115 RESOLUTION AUTHORIZING REFUND OF CONSTRUCTION PERMIT FEE. (Sunpower Corp. Systems \$236.00)

WHEREAS, the Construction Official, by copy of a letter dated March 29, 2019, copy of which is attached hereto as Exhibit “A”, has recommended the Council approve the following construction permit refund:

Refund to:	Reason	Amount
Sunpower Corp. Systems 9 Corporate Drive Cranbury, N.J. 08512	Permit # 20183301 Request to void permit/ Work no longer being performed at 11 Grey Lynne Drive, Monroe	\$236.00

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the request is hereby authorized and that a refund be made to **Sunpower Corp. Systems in the amount of \$236.00.**

SO RESOLVED, as aforesaid.

R-5-2019-116 RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF MEMBER TO THE LIBRARY BOARD OF TRUSTEES.

WHEREAS, the Honorable Gerald W. Tamburo, Mayor of the Township of Monroe, by copy of letter dated April 2, 2019 has appointed Helaine Evans to the **LIBRARY BOARD OF TRUSTEES** to fill the unexpired five (5) year term of Karen Zurawiecki, commencing immediately and expiring on December 31, 2023; and

WHEREAS, the Administrative Code of the Township of Monroe requires the Advice and Consent of the Council for the above appointment.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the Township Council hereby provides its Advice and Consents to the appointment of Helaine Evans to the **LIBRARY BOARD OF TRUSTEES** to fill the unexpired five (5) year term of Karen Zurawiecki, commencing immediately and expiring on December 31, 2023.

SO RESOLVED, as aforesaid.

R-5-2019-118 RESOLUTION AUTHORIZING THE AWARD OF BID TO ROHRER ENTERPRISES INC. FOR THE PURCHASE OF A MEDIUM DUTY 32 AMBULATORY PASSENGER BUS. (\$121,300)

WHEREAS, on April 11, 2019 two (2) sealed bids were received by Monroe Township for a Medium Duty 32 Ambulatory Passenger Bus; and

WHEREAS, the Purchasing Agent, by copy of letter dated April 11, 2019, has recommended **Rohrer Enterprises Inc. d/b/a Rohrer Bus Sales – 314 Dickinson Street, Trenton, N.J. 08638** be awarded the contract based upon their bid submission in the amount of **\$121,300.00**; and

WHEREAS, the Township Council has reviewed the recommendations made by the Purchasing Agent 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-1900021**, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, no contract that is subject to the requirements of Article 3 of the Affirmative Action Regulations pursuant to Public Law 1975, Chapter 127 (N.J.A.C. 17:27-1, et seq.) shall be awarded by the Township of Monroe, nor shall any monies be paid 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 **Rohrer Enterprises Inc. d/b/a Rohrer Bus Sales** for a Medium Duty 32 Ambulatory Passenger Bus at a total contract price of **\$121,300.00**; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with **Rohrer Enterprises Inc. d/b/a Rohrer Bus Sales**; and

BE IT FURTHER RESOLVED that the Township's Certified Municipal Finance Officer is hereby authorized and directed to pay *Rohrer Enterprises Inc. d/b/a Rohrer Bus Sales* in accordance with the contract entered into between the parties; and

BE IT FURTHER RESOLVED that the contract is awarded with the stipulation that *Rohrer Enterprises Inc. d/b/a Rohrer Bus Sales* 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.

R-5-2019-119

RESOLUTION AUTHORIZING THE AWARD OF BID TO ROHRER ENTERPRISES INC. FOR THE PURCHASE OF AN ADULT MINI BUS. (16 w/2 wheelchairs - \$62,740)

WHEREAS, on April 11, 2019 two (2) sealed bids were received by Monroe Township for an Adult Mini Bus – 20 ambulatory or 16 ambulatory with 2 wheelchairs; and

WHEREAS, the Purchasing Agent, by copy of letter dated April 11, 2019, has recommended *Rohrer Enterprises Inc. d/b/a Rohrer Bus Sales – 314 Dickinson Street, Trenton, N.J. 08638* be awarded the contract based upon their bid submission in the amount of **\$62,740.00**; and

WHEREAS, the Township Council has reviewed the recommendations made by the Purchasing Agent 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-1900022**, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, no contract that is subject to the requirements of Article 3 of the Affirmative Action Regulations pursuant to Public Law 1975, Chapter 127 (N.J.A.C. 17:27-1, et seq.) shall be awarded by the Township of Monroe, nor shall any monies be paid 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 *Rohrer Enterprises Inc. d/b/a Rohrer Bus Sales* for an Adult Mini Bus – 20 ambulatory or 16 ambulatory with 2 wheelchairs at a total contract price of **\$62,740.00**; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with *Rohrer Enterprises Inc. d/b/a Rohrer Bus Sales*; and

BE IT FURTHER RESOLVED that the Township's Certified Municipal Finance Officer is hereby authorized and directed to pay *Rohrer Enterprises Inc. d/b/a Rohrer Bus Sales* in accordance with the contract entered into between the parties; and

BE IT FURTHER RESOLVED that the contract is awarded with the stipulation that *Rohrer Enterprises Inc. d/b/a Rohrer Bus Sales* 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.

R-5-2019-120

RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES AND ESTABLISHING MAINTENANCE GUARANTEE FOR THE ORCHARDS AT MONROE – CENTER VILLAGE – PB-1089-15.

WHEREAS, Section 108-13.1A(4) of the Code of the Township of Monroe requires the Developer to furnish a two (2) year maintenance guarantee in an amount equal to fifteen percent (15%) of the original performance guarantee upon release of the performance guarantees by the Township Council upon the Township Engineer's written recommendation; and

WHEREAS, **K. Hovnanian at Monroe NJ, LLC.** has posted Performance Guarantees in the amount of \$1,868,508.04 for The Orchards at Monroe – Center Village project PB-1089-15; and

WHEREAS, a request has been made to release the performance guarantees; and

WHEREAS, the Township Engineer's office, by copy of letter dated April 9, 2019, recommends release of the projects Performance Guarantees;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that release of the project performance guarantees shall be conditioned upon resolution of all outstanding escrow balances associated with the administration of this project by Township officials, as well as the posting of maintenance guarantees for 15% of the project total (\$1,596,027.53), or \$239,404.13. 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 are sufficient.

R-5-2019-121

RESOLUTION AUTHORIZING CENTER STATE ENGINEERING TO PREPARE PLANS, SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF BIDS FOR THE SCHOOLHOUSE ROAD PEDESTRIAN & ROADWAY IMPROVEMENTS PROJECT.

WHEREAS, in the Township of Monroe, County of Middlesex, the Township has a need for the Schoolhouse Road Pedestrian and Roadway Improvement Project; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, every contract or agreement for the performance of any work or the furnishing of any materials or supplies, the cost of the contract price wherefore is to be paid with or out of public funds, subject to certain exceptions, shall be made or awarded only by the governing body after public advertising for bids and bidding therefor;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, hereby authorize Center State Engineering to enter into the bidding process for the aforementioned project and may take any action necessary and consistent therewith.

SO RESOLVED, as aforesaid.

R-5-2019-122

RESOLUTION AUTHORIZING TAX OVERPAYMENTS.

WHEREAS, the Tax Collector for the Township of Monroe has recommended this Council’s approval to make refunds for tax overpayments in the amount of Twenty thousand seven hundred sixty-eight dollars and four cents (\$20,768.04) 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-5-2019-123

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 Thirty-six thousand eight hundred dollars and no cents (\$36,800.00),

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-5-2019-124

RESOLUTION AUTHORIZING THE EXECUTION OF A PARTICIPATION AGREEMENT & SCOPE OF WORK ATTACHMENT WITH TRI-STATE LIGHT & ENERGY, INC. UNDER THE 70/30 DIRECT INSTALL PROGRAM SPONSORED BY THE NEW JERSEY BOARD OF PUBLIC UTILITIES.
(Dept. of Public Works, Construction Dept. and Parks Trailer – BPU portion \$28,914.70 Monroe Twp. portion \$12,392.01)

WHEREAS, pursuant to Resolution R-11-2018-279 dated November 7, 2018, the Township of Monroe entered into an agreement with **Tri-State Light & Energy Inc.(TSLE), 855 Sussex Boulevard, Broomall, Pa 19008**, for an energy assessment of the Department of Public Works, Construction Department and Parks Trailer under the 70/30 Direct Install Program administered by the New Jersey Board of Public Utilities (BPU); and

WHEREAS, on March 15, 2019 TSLE submitted its recommendations for making lighting and heating systems in the Department of Public Works, Construction Department and Parks Trailer more energy efficient in a report attached hereto; and

WHEREAS, the total project cost is \$41,306.71 with the BPU providing \$28,914.70 and the Township providing \$12,392.01; and

WHEREAS, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available as set forth in Certificate No. C-1900023, a copy of which is attached hereto as Exhibit A;

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Monroe that the Mayor and Township Clerk are authorized to execute the attached Direct Install Program Participation Agreement and Scope of Work Attachment with the BPU approved vendor, **Tri-State Light & Energy, Inc., 855 Sussex Boulevard, Broomall, Pennsylvania 19008** to install energy efficient improvements in the Department of Public Works, Construction Department and Parks Trailer under the 70/30 Direct Install Program.

SO RESOLVED, as aforesaid.

R-5-2019-125

RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES POSTED BY SEACOAST CONSTRUCTION IN CONNECTION WITH THE SPOTSWOOD & ELLINGHAM AVENUE IMPROVEMENTS PROJECT UPON THE POSTING OF A MAINTENANCE GUARANTEE.

WHEREAS, **Seacoast Construction** has posted Performance Guarantees in connection with the Spotswood & Ellingham Avenue Intersection Improvements project; and

WHEREAS, **Seacoast Construction** has requested a release of the Performance Guarantees posted for this project; and

WHEREAS, pursuant to Section 108-13.1 F and G of the Code of the Township of Monroe, the Township Engineer, by copy of letter dated March 22, 2019, has recommended, release of the Performance Guarantees; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the Performance Guarantees posted for the Spotswood & Ellingham Avenue Intersection Improvements project, be released as reflected in the Township Engineer's letter dated March 22, 2019, attached hereto. This approval for release of the Performance Guarantees is conditioned upon the posting of a maintenance guarantee in the amount of **\$85,382.57**. Such maintenance guarantee shall run for a period of not less than two years from the date of memorialization of such action by the Council.

SO RESOLVED, as aforesaid.

R-5-2019-126

RESOLUTION AUTHORIZING THE PURCHASE OF A REPLACEMENT VEHICLE AND ACCESSORIES FOR THE MONROE TOWNSHIP POLICE DEPARTMENT. (\$34,765.73)

WHEREAS, the Township of Monroe, County of Middlesex, has the need to purchase one (1) police vehicle under the ESC Co-op No. 65MCESCCPS, Agreement No. ESCNJ 17/18-44 from **Beyer of Morristown**, an authorized vendor under the ESC Cooperative Program; and

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

WHEREAS, *Beyer of Morristown, 200 Ridgedale Avenue, Morristown, NJ 07960* has been appointed as an authorized dealer for Vehicles under the ESC Cooperative Pricing Program; and

WHEREAS, the details are as follows:

<u>Quantity</u>	<u>Vehicle</u>	<u>Price</u>
1	2019 Dodge Charger, AWD Sedan, Ghost	\$24,521.70
TOTAL COST:		<u>\$24,521.70;</u> and

WHEREAS, the Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in **Certificate No. C-1900024**, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Township of Monroe, in the County of Middlesex, wishes to purchase *emergency lights* to outfit the one (1) new vehicle from *East Coast Emergency Lighting* under NJ State Contract No. A81338, the equipment contract as an authorized Dealer/Distributor for Whelan under NJ State Contract No. A81336 and the Dealer/Distributor for Pro-Gard under NJ State Contract No. A81327 for the Monroe Township Police Department as hereinbelow set forth:

1	2019 Dodge Charger, AWD Sedan, Ghost	\$9,809.03
TOTAL COST:		<u>\$9,809.03;</u> and

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available, as set forth in **Certificate No. C-1900025** copies of which are attached hereto as Exhibit "B";

WHEREAS, the Township of Monroe, in the County of Middlesex, wishes to purchase and install *custom lettering* to outfit the one (1) new vehicle from *Cranbury Custom Lettering, Inc.* per attached quote for the Monroe Township Police Department as hereinbelow set forth:

1	2019 Dodge Charger, AWD Sedan, Ghost	\$435.00
TOTAL COST:		<u>\$435.00;</u> and

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available, as set forth in **Certificate No. C-1900026** copies of which are attached hereto as Exhibit "C";

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

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey, hereby authorizes a contract be entered into with *Beyer of Morristown, 200 Ridgedale Avenue, Morristown, NJ 07960* for the purchase of *one (1) 2019 Dodge Charger, AWD Sedan, Ghost* at a total contract price in the amount of **\$24,521.70;**

BE IT FURTHER RESOLVED, by the Township Council of the Township of Monroe that *East Coast Emergency Lighting, 200 Meco Drive, Millstone Township, NJ 08535* is hereby awarded a contract for the purchase of *emergency lights* to outfit the one (1) new Police vehicle at a total contract price of **\$9,809.03;**

BE IT FURTHER RESOLVED, by the Township Council of the Township of Monroe that *Cranbury Custom Lettering, Inc., 566 Route 33 West, Mercerville, NJ 08613* is hereby awarded a contract for the purchase of *custom lettering* to outfit the one (1) new Police vehicle at a total contract price of **\$435.00;**

SO RESOLVED, as aforesaid.

R-5-2019-127 RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR MAJESTIC WOODS (PB-975-05).

WHEREAS, **LAFAYETTE KNOLLS INC.**, has posted Performance Guarantees for the Majestic Woods project (PB-975-05); 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, by copy of letter dated April 10, 2019 has recommended, release of the Performance Guarantees; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the Performance Guarantees posted for the Majestic Woods project (PB-975-05), be released as reflected in the Township Engineer's letter dated April 10, 2019, attached hereto. This approval for release of the Performance Guarantee is conditioned upon the posting of a maintenance guarantee in the amount of **\$181,722.56**. Such maintenance guarantee shall run for a period of not less than two years from the date of memorialization of such action by the Council.

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

SO RESOLVED, as aforesaid.

R-5-2019-128

**RESOLUTION AUTHORIZING AWARD OF CONTRACT
TO HALASZ ELECTRICAL CONTRACTORS, INC.
FOR AN EMERGENCY ELECTRICAL SERVICE UPGRADE
FOR THE MONROE TOWNSHIP POLICE DEPARTMENT.
(\$37,500)**

WHEREAS, on February 10, 2019, the Monroe Township Department of Public Works solicited proposals for an emergency electrical service upgrade for the Monroe Township Police Department; and

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

Halasz Electrical Contractors, Inc. – Jamesburg, N.J. - \$37,500.00

W. Danley Electrical Contracting, LLC – Monroe Twp., N.J. - \$39,695.00

Precision Tech Home Services, Inc. – Manalapan, N.J. - \$42,085.00

WHEREAS, the Monroe Township Department of Public works Foreman has reviewed the three (3) proposals received and, by copy of letter dated April 25, 2019, recommends the award of contract to ***Halasz Electrical Contractors, Inc., 42 Dayton Road, Jamesburg, N.J. 08831***, in the amount of **\$37,500.00**; and

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

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 ***Halasz Electrical Contractors, Inc.*** for an emergency electrical service upgrade for a total contract price of **\$37,500.00**; and

WHEREAS, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available, as evidenced by Purchase Order No. 19001270, 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 ***Halasz Electrical Contractors, 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 ***Halasz Electrical Contractors, Inc.*** 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-5-2019-129

RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH INTERNATIONAL FIREWORKS MANUFACTURING COMPANY. (\$17,200)

WHEREAS, the Monroe Township Department of Recreation seeks professional services in connection with a public display of fireworks on July 4, 2019 at Thompson Park in Monroe Township; and

WHEREAS, **International Fireworks Manufacturing Company** possesses the professional expertise needed for such an activity; and

WHEREAS, the fees for such services will not exceed **\$17,200.00** for the July 4th display of fireworks; and

WHEREAS, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. **C-1900027**, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) authorizes the award of contracts for "professional services" without competitive bids and further provides that the contract itself must be available for public inspection; and

WHEREAS, no agreement that is subject to the requirements of Article III of the Affirmative Action Regulations pursuant to P.L. 1975, Chapter 127 (N.J.S.A. 17:27-1 et seq.) shall be awarded by the Township of Monroe, nor shall any monies be paid thereunder, to any contractor, subcontractor or 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 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, State of New Jersey as follows:

(1) The Mayor and Township Clerk be and are hereby authorized and directed to execute the attached contract with **International Fireworks Manufacturing Company**, P.O. Box 6, Sycamore Road, Douglassville, PA 19518;

(2) The Finance Department is hereby authorized and directed to pay invoices for services rendered by **International Fireworks Manufacturing Company** in an amount not to exceed **\$17,200.00** for the July 4th display of fireworks;

(3) This contract is awarded without competitive bidding as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by persons authorized by law to practice a recognized profession that is regulated by law;

(4) This contract is awarded with the stipulation that the International Fireworks Manufacturing Company contract shall include mandatory Affirmative Action language, and shall submit to the Township of Monroe a Business Registration Certificate and Certificate of Insurance within thirty days of contract execution; and

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

R-5-2019-130

RESOLUTION AUTHORIZING SHAIN, SCHAFFER, P.C. TO HANDLE THE MATTER CARRINGTON MORTGAGE SERVICES LLC v. EDDUIL A. CAMACHO, ET. AL., AS EXTRAORDINARY LITIGATION.

(\$3,000 – Monroe Twp. Affordable Housing Rehabilitation Lien)

WHEREAS Carrington Mortgage Services, LLC, has filed a foreclosure action titled. Carrington Mortgage Services, LLC v. Edduil A. Camacho, et al. under docket number F-005441-19 to foreclose property located at 20 Tenth Avenue, Monroe Township, in Block 160.5, Lot 6 of the Monroe Township Tax Map (the "Subject Property"); and

WHEREAS, Monroe Township holds a Rehabilitated Affordable Housing lien on the Subject Property as evidenced by the Rehabilitated Affordable Housing Agreement dated January 2013, and recorded with the Clerk of Middlesex County on September 16, 2013, in Book 15447, Page 431 to secure \$ 70,048.00; and

WHEREAS, the Mayor of the Township of Monroe has requested that Shain, Schaffer, P.C. handle the matter of Carrington Mortgage Services, LLC v. Edduil A. Camacho, et al., *nunc pro tunc* to the date of filing of the foreclosure complaint as extraordinary litigation; and

WHEREAS, the advice and consent of the Township Council is required to handle these matters as extraordinary litigation; and

R-5-2019-138

**RESOLUTION AUTHORIZING THE EXTENSION OF CONTRACT NO. 477 “SYSTEMS REPAIR SERVICE” WITH B&W CONSTRUCTION CO. OF NJ, INC. FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).
(12 month extension – unit pricing)**

WHEREAS, the Monroe Township Utility Department (“M.T.U.D.”) is currently under contract with B&W Construction Co. of NJ, Inc. (B&W Construction) for as needed System Repair Services; and

WHEREAS, Section 22.0 “Contract Period” of the current contract Specifications, allows for (2) two (12) twelve month extensions, with the agreement of the vendor; and

WHEREAS, the M.T.U.D. Purchasing Agent has determined that B&W Construction has performed satisfactorily, and feels it is in the best interest of the Monroe Township Utility Department to extend the current contract for the first extension term of (12) twelve months, and has notified B&W Construction of the M.T.U.D.’s intention to extend said contract via a letter dated April 9, 2019; and

WHEREAS, B&W Construction 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

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the M.T.U.D.’s Township Chief Financial Officer has certified availability of funds in Certificate No. M-180021 a copy of which is attached hereto as Exhibit "A"; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, that it hereby authorizes and approves the M.T.U.D. extending its open ended contract for System Repair Services with B&W Construction, based on the unit pricing and estimated quantities, for the (12) twelve month extension term. The new expiration date shall be May 6, 2020. The unit pricing, terms and conditions of the agreement shall remain unchanged.

SO RESOLVED, as aforesaid.

R-5-2019-139

RESOLUTION AUTHORIZING THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) TO PREPARE SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF BIDS FOR VARIOUS 2019 GOODS AND SERVICES.

WHEREAS, in the interests of the citizens of the Township of Monroe, County of Middlesex, the Monroe Township Utility Department (“M.T.U.D.”) has a need for the following goods and services:

1. Trailer Mounted Valve Maintenance Apparatus
2. Patch Paving & Concrete Installation

; and

WHEREAS, pursuant to N.J.S.A. 40a:11-4, every contract or agreement for the performance of any work or furnishing of any materials or supplies, the cost of the contract price wherefore is to be paid with or out of public funds, subject to certain exceptions, shall be made or awarded only by the governing body after public advertising for bids and bidding therefore;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the M.T.U.D. Purchasing Manager is hereby authorized to enter into the bidding process for the aforementioned goods and services and may take any action necessary and consistent therewith.

SO RESOLVED, as aforesaid.

R-5-2019-140

**RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE POSTING AND ACCEPTANCE OF MAINTENANCE GUARANTEES FOR BLOCK 60, LOT 5.06 - W&S 1136 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.").
(8 Rues Lane)**

WHEREAS, Satvinder Singh has posted a cash guarantee with the Monroe Township Utility Department (“MTUD”) for W&S 1136; and

WHEREAS, Satvinder Singh has requested the release of the Performance Guarantee upon posting and acceptance of a Maintenance Guarantee; and

WHEREAS, as defined in N.J.S.A. 40:55D-53 et seq., the M.T.U.D. has inspected the work performed and the work to be completed and has recommended the Monroe Township Council approve the request for release of the cash guarantee upon the establishment of a maintenance guarantee, as detailed in a letter dated April 15, 2019, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the proposed Amendment #1 to the contract brings the new contract total amount for Phase C to \$75,800.00 and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Finance Officer has certified availability of funds in Certificate No. M-170018 a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, after consultation with the M.T.U.D. Director, the M.T.U.D. Purchasing agent, by copy of a letter dated April 20, 2019 recommends the Council approve and award this contract modification to Weston & Sampson Engineers, PC, a copy of which is attached hereto as Exhibit "C"; and

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

(1) The Mayor and Township Clerk are hereby authorizing Modification #1 to the Phase C "Capital Improvement Plan Development" contract with Weston & Sampson Engineers, PC, as described, in accordance with their proposal;

(2) The Township Chief Finance Officer is hereby authorized and directed to pay invoices for services rendered by Weston & Sampson Engineers, PC in accordance with the attached proposal;

(3) The contract modification is awarded without competitive bidding through a fair and open RFQ process as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by persons authorized by law to practice a recognized profession that is regulated by law;

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

SO RESOLVED, as aforesaid.

R-5-2019-143

RESOLUTION AUTHORIZING AMENDMENT #3 AND FINAL CLOSEOUT OF CONTRACT WITH WESTON & SAMPSON ENGINEERS, PC (WSE) FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO PUMP STATION #2 UPGRADES FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D."). (Decrease of \$28,460)

WHEREAS, the Monroe Township Utility Department "M.T.U.D." has heretofore entered into with Weston & Sampson Engineers, PC for professional engineering services related to Pump Station #2 Upgrades; and

WHEREAS, after consultation with the M.T.U.D. Director and Weston & Sampson, the M.T.U.D. Purchasing agent, by copy of a letter dated April 20, 2019 recommends the Council approve this contract modification and close-out to Weston & Sampson Engineers, PC, a copy of which is attached hereto as Exhibit "C"; and

WHEREAS, the M.T.U.D.'S Director has consulted with WSE and has recommended, due to the work under said contract is complete the execution of Amendment #3 to said contract at a net reduction in contract price of \$28,460.00 making the new total contract value \$125,800 from its original \$154,260.00 amount; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Finance Officer has certified availability of funds in Certificate No. M-160012 a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Township Attorney has reviewed it and found it to be legally sufficient;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that Change Order No. 3 with a final closeout to the contract with Weston & Sampson Engineers, PC is hereby approved.

R-5-2019-145

RESOLUTION AUTHORIZING THE EXECUTION OF WATER AND SEWER DEVELOPER'S AGREEMENTS AND A PUMP STATION AGREEMENT BY AND BETWEEN COUNTRYSIDE DEVELOPERS, INC. AND THE TOWNSHIP OF MONROE FOR WATER AND SEWER SERVICES FROM THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.").

WHEREAS, Countryside Developers, Inc. (the "Developer") is the owner, contract purchaser and/or lessee of certain real property known as Block 36, Lots 1.09, 3, 6, 9.01, 9.02 and 11.01 in the Township of Monroe, County of Middlesex and State of New Jersey (hereinafter referred to as the "Property"); and

R-5-2019-147

RESOLUTION (A) PROVIDING FOR THE COMBINATION OF CERTAIN BOND ORDINANCES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF \$25,832,000 GENERAL OBLIGATION BONDS, SERIES 2019 CONSISTING OF \$17,904,000 GENERAL IMPROVEMENT BONDS, SERIES 2019 AND \$7,928,000 WATER-SEWER UTILITY BONDS, SERIES 2019 OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "TOWNSHIP") AND PROVIDING FOR THEIR SALE AND (B) AUTHORIZING THE SALE AND ISSUANCE OF \$6,000,000 BOND ANTICIPATION NOTES, SERIES 2019 CONSISTING OF \$5,000,000 GENERAL IMPROVEMENT BOND ANTICIPATION NOTES, SERIES 2019 AND \$1,000,000 WATER-SEWER UTILITY BOND ANTICIPATION NOTES, SERIES 2019 OF THE TOWNSHIP AND PROVIDING FOR OTHER MATTERS AND ACTIONS RELATED THERETO .

Section 1. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the bonds of the Township of Monroe, in the County of Middlesex, State of New Jersey (the "Township"), authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 2 hereof, shall be combined into a single issue of General Improvement Bonds, Series 2019 in the aggregate principal amount of \$17,904,000 (the "General Improvement Bonds").

Section 2. The principal amount of bonds authorized by each bond ordinance to be combined into a single issue of General Improvement Bonds as provided above, and the bond ordinances authorizing the General Improvement Bonds described by reference to the ordinance number, description and date of final adoption, amount of issue and period of usefulness determined in each of the bond ordinances are, respectively, as follows:

<u>Ordinance Number</u>	<u>Description and Date of Final Adoption</u>	<u>Amount of Issue</u>	<u>Useful Life</u>
O-5-2002-017, as amended by O-5-2003-015, as amended by O-5-2004-022, as amended by O-7-2008-013, as amended by O-7-2014-013	Various 2002 capital improvements in and for the Township, finally adopted 5/6/02 (O-5-2002-017), 5/5/03 (O-5-2003-015), 5/24/04 (O-5-2004-022), 7/7/08 (O-7-2008-013), and 7/7/14 (O-7-2014-013)	\$ 73,000	10.45
O-6-2007-029	Various 2007 capital improvements in and for the Township, finally adopted 6/25/07	\$ 66,200	20.29
O-6-2011-017	Various 2011 capital improvements in and for the Township, finally adopted 6/27/11	\$1,682,400	11.27
O-8-2012-029	Various 2012 capital improvements in and for the Township, finally adopted 8/27/12	\$1,260,200	13.24
O-7-2013-011, as amended by O-3-2015-005	Various 2013 capital improvements in and for the Township, finally adopted 7/1/13 (O-7-2013-011) and 3/2/15 (O-3-2015-005)	\$1,565,200	14.11
O-7-2014-012	Various 2014 capital improvements in and for the Township, finally adopted 7/7/14	\$1,854,000	17.73
O-7-2015-010	Various 2015 capital improvements in and for the Township, finally adopted 7/6/15	\$4,612,500	8.75
O-11-2015-021, as amended by O-3-2016-011	Various improvements to the soccer complex and tennis courts within the Township, finally adopted 11/4/15 (O-11-2015-021) and 4/4/16 (O-3-2016-011)	\$1,427,700	15.00
O-6-2016-022	Various 2016 capital improvements in and for the Township, finally adopted 7/6/16	\$2,100,800	11.78
O-6-2017-014	Various 2017 capital improvements in and for the Township, finally adopted 7/5/17	\$ 887,000	12.24

<u>Ordinance Number</u>	<u>Description and Date of Final Adoption</u>	<u>Amount of Issue</u>	<u>Useful Life</u>
O-7-2017-020, as amended by O-1-2019-007	Acquisition of real property being designated as Block 25, Lots 14.1 and 16 in and for the Township, finally adopted 9/6/17 (O-7-2017-020) and 3/4/19 (O-1-2019-007)	\$2,375,000	40.00
TOTALS		<u>\$17,904,000</u>	

Section 3. The following matters are hereby determined with respect to the combined issue of General Improvement Bonds:

(a) The average period of usefulness, computed on the basis of the respective principal amounts of General Improvement Bonds presently authorized to be issued pursuant to each of the bond ordinances described in Section 2 and the respective period or average periods of usefulness therein determined, is not more than 15.92 years.

(b) The General Improvement Bonds of the combined issue shall be designated “General Improvement Bonds, Series 2019” and shall mature within the average period of usefulness determined in Section 3(a) above.

(c) The General Improvement Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.*, as amended and supplemented (the “Local Bond Law”), specifically N.J.S.A. 40A:2-26(f), that are applicable to the sale and issuance of bonds authorized by a single bond ordinance and, accordingly, may be sold with other issues of bonds.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) 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 have not been rescinded heretofore and now remain in full force and effect as authorizations for the respective amounts of bonds set opposite the descriptions of the bond ordinances set forth in Section 2 hereof.

(b) 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.

Section 5. 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>
2020	\$ 704,000	2028	\$1,275,000
2021	950,000	2029	1,300,000
2022	1,000,000	2030	1,350,000
2023	1,075,000	2031	1,375,000
2024	1,100,000	2032	1,400,000
2025	1,150,000	2033	1,400,000
2026	1,200,000	2034	1,400,000
2027	1,225,000		

The General Improvement Bonds are subject to redemption prior to their stated maturities in accordance with the terms provided in the Notice of Sale authorized herein and attached hereto as Exhibit C. The General Improvement Bonds shall be fifteen (15) in number, with one bond certificate being issued for each year of maturity, and shall be designated and numbered GI-1 to GI-15, inclusive.

Section 6. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the bonds of the Township, authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 7 hereof, shall be combined into a single issue of Water-Sewer Utility Bonds, Series 2019 in the aggregate principal amount of \$7,928,000 (the “Water-Sewer Utility Bonds”).

Section 7. The principal amount of bonds authorized by each bond ordinance to be combined into a single issue of Water-Sewer Utility Bonds as provided above, and the bond ordinances authorizing the Water-Sewer Utility Bonds described by reference to the ordinance number, description and date of final adoption, amount of issue and period of usefulness determined in each of the bond ordinances are, respectively, as follows:

<u>Ordinance Number</u>	<u>Description and Date of Final Adoption</u>	<u>Amount of Issue</u>	<u>Useful Life</u>
O-5-2010-006	Improvements to Well Numbers 20, 21 and 23 in and for the Township, finally adopted 5/3/10	\$ 306,000	25.00
O-7-2012-015	Ashmall Pumping Station improvements in and for the Township, finally adopted 7/2/12	\$ 402,000	40.00
O-8-2012-028	Various 2012 water and sewer capital improvements in and for the Township, finally adopted 8/27/12	\$1,220,000	16.26
O-7-2015-011	Various 2015 water and sewer capital improvements in and for the Township, finally adopted 7/6/15	\$3,000,000	14.24
O-12-2015-024	Acquisition of water allocation rights and improvements to Well Number 25 in and for the Township, finally adopted 12/28/15	\$1,000,000	33.10
O-6-2016-021	Various 2016 water and sewer capital improvements in and for the Township, finally adopted 7/6/16	\$1,000,000	19.69
O-6-2017-015	Various 2017 water and sewer utility improvements in and for the Township, finally adopted 7/5/17	<u>\$1,000,000</u>	13.87
TOTALS		<u>\$7,928,000</u>	

Section 8. The following matters are hereby determined with respect to the combined issue of Water-Sewer Utility Bonds:

(a) The average period of usefulness, computed on the basis of the respective principal amounts of Water-Sewer Utility Bonds presently authorized to be issued pursuant to each of the bond ordinances described in Section 7 and the respective period or average periods of usefulness therein determined, is not more than 19.29 years.

(b) The Water-Sewer Utility Bonds of the combined issue shall be designated “Water-Sewer Utility Bonds, Series 2019” and shall mature within the average period of usefulness determined in Section 8(a) above.

(c) The Water-Sewer Utility Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law, specifically N.J.S.A. 40A:2-26(f), that are applicable to the sale and issuance of bonds authorized by a single bond ordinance and, accordingly, may be sold with other issues of bonds.

Section 9. The following additional matters are hereby determined, declared, recited and stated:

(a) None of the Water-Sewer Utility Bonds described in Section 7 hereof have been sold or issued heretofore, and the several bond ordinances described in Section 7 have not been rescinded heretofore and now remain in full force and effect as authorizations for the respective amounts of bonds set opposite the descriptions of the bond ordinances set forth in Section 7 hereof.

(b) The several purposes or improvements authorized by the respective bond ordinances described in Section 7 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and such improvements or purposes, if applicable and permitted by law, and provided that the Water-Sewer Utility of the Township is self-liquidating, are deductible from gross debt in any annual or supplemental debt statement of the Township.

Section 10. 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>
2020	\$228,000	2030	\$450,000
2021	350,000	2031	450,000
2022	360,000	2032	450,000
2023	375,000	2033	450,000
2024	400,000	2034	450,000

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2025	410,000	2035	450,000
2026	415,000	2036	450,000
2027	440,000	2037	450,000
2028	450,000	2038	450,000
2029	450,000		

The Water-Sewer Utility Bonds are subject to redemption prior to their stated maturities in accordance with the terms provided in the Notice of Sale authorized herein and attached hereto as Exhibit C. The Water-Sewer Utility Bonds shall be nineteen (19) in number, with one bond certificate being issued for each year of maturity, and shall be designated and numbered WSU-1 to WSU-19, inclusive.

Section 11. The General Improvement Bonds and the Water-Sewer Utility Bonds are collectively referred to hereinafter as the “Bonds”.

Section 12. The Bonds will be issued in fully registered book-entry only form, without coupons. One certificate shall be issued for the aggregate principal amount of the Bonds 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 of The Depository Trust Company, New York, New York (“DTC”), which will act as Securities Depository (the “Securities Depository”) for the Bonds. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book entry system for recording the interests of its Participants (“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 may be made in the principal amount of \$5,000 each or any integral multiple thereof, with a minimum purchase of \$5,000 required, except that any Bonds in excess of the largest principal amount equaling a multiple of \$5,000 shall be in denominations of \$1,000 or any integral multiple thereof, through book entries made on the books and records of DTC and its Participants. The Bonds will be dated their date of delivery and shall bear interest from such date, which interest shall be payable semiannually on the first day of June and December in each year, commencing June 1, 2020, until maturity or prior redemption, at a rate or rates per annum as proposed by the successful bidder in accordance with the Notice of Sale authorized herein. The principal of and the interest on the Bonds will be paid to the Securities Depository by the Township, or some other paying agent as the Township may designate and appoint, on the maturity dates and due dates listed therein and will be credited on the maturity dates and due dates for the Bonds to the Participants of DTC as listed on the records of DTC as of each May 15 and November 15 (the “Record Dates”) preceding an Interest Payment Date. The Bonds shall be executed by the manual or facsimile signatures of the Mayor and Chief Financial Officer of the Township under the official seal of the Township (or facsimile thereof) affixed, printed, engraved or reproduced thereon, and attested to by the manual signature of the Clerk of the Township. The following matters are hereby determined with respect to the Bonds:

Date of Bonds:	Date of Delivery;
Principal Payment Date:	June 1, 2020 and each June 1 thereafter until maturity or prior redemption;
Interest Payment Dates:	Semiannually on each June 1 and December 1, commencing June 1, 2020, until maturity or prior redemption;
Place of Payment:	Cede & Co., New York, New York.

Section 13. The Bonds shall be substantially in the forms set forth in Exhibit A and Exhibit B, respectively, attached hereto with such additions, deletions and omissions as may be necessary for the Township to market and sell the Bonds, upon advice of the Municipal Advisor (as hereinafter defined) and Bond Counsel (as hereinafter defined) to the Township.

Section 14. The Bonds shall be sold upon receipt of electronic bids on or about May 29, 2019 at 11:00 a.m., or such other date as may be agreed upon by the Chief Financial Officer of the Township, on i-Deal’s Bidcomp®/PARITY® electronic competitive bidding system (“PARITY”), in accordance with the Notice of Sale authorized herein in Exhibit C. The use of the services provided by PARITY and the fees associated therewith are hereby approved. Bond Counsel to the Township, on behalf of the Clerk of the Township, is hereby authorized and directed to arrange for the publication of a summary of such Notice of Sale to be published not less than seven (7) days prior to the date of sale in The Bond Buyer, a financial newspaper published and circulating in the City of New York, New York and the full text of such Notice of Sale in the Home News Tribune, such Notice of Sale to be published not less than seven (7) days prior to the date of sale. Pursuant to N.J.S.A. 40A:2-34, the Township hereby designates the Chief Financial Officer of the Township as the financial officer authorized to sell and award the Bonds in accordance with the Notice of Sale authorized herein, and such financial officer shall report in writing the results of the sale to the Township Council at its next regularly scheduled meeting thereafter. The Chief Financial Officer is hereby further authorized and directed to do and accomplish all matters and things necessary or desirable to effectuate the offering and sale of the Bonds.

The Notes (as defined in Section 24 hereof) shall be sold upon receipt of electronic bids on or about May 29, 2019 at 11:15 a.m., or such other date as may be agreed upon by the Chief Financial Officer of the Township, on i-Deal’s Bidcomp®/PARITY® electronic competitive bidding system (“PARITY”), in

accordance with the Notice of Sale authorized herein. Bids for the Notes may also be submitted, in accordance with the Notice of Sale set forth in Exhibit D, via facsimile or electronic mail.

Section 15. The Notice of Sale for the Bonds shall be in the form set forth as Exhibit C attached hereto with such additions, deletions and omissions as may be necessary for the Township to market the Bonds, upon advice of the Municipal Advisor and Bond Counsel to the Township.

The Notice of Sale for the Notes shall be in the form set forth as Exhibit D attached hereto with such additions, deletions and omissions as may be necessary for the Township to market the Bonds, upon advice of the Municipal Advisor and Bond Counsel to the Township.

Section 16. The Bonds and the Notes shall, respectively, have attached a copy thereto of the written opinions with respect to such Bonds and Notes, as applicable, that is to be rendered by the law firm of Wilentz, Goldman & Spitzer, P.A., Bond Counsel to the Township ("Bond Counsel"). The Clerk of the Township is hereby authorized and directed to file a signed duplicate of such written opinions in the office of the Clerk of the Township.

Section 17. Bond Counsel is hereby authorized and directed to arrange for the printing of the Bonds and the Notes and for the printing and electronic posting of the Preliminary Official Statement (as hereinafter defined) and the Final Official Statement (as hereinafter defined), which Preliminary Official Statement and Final Official Statement are each hereby authorized and directed to be prepared by Bond Counsel, Hodulik & Morrison, P.A., Highland Park, New Jersey, auditor to the Township (the "Auditor"), Phoenix Advisors, LLC, Bordentown, New Jersey, municipal advisor to the Township (the "Municipal Advisor") and other Township officials. Bond Counsel, the Auditor and the Municipal Advisor are also hereby authorized and directed to arrange for the distribution of the Preliminary Official Statement on behalf of the Township to those financial institutions that customarily submit bids for such Bonds and Notes. The Mayor, Chief Financial Officer and Clerk of the Township are each hereby authorized and directed to execute and deliver any certificates necessary in connection with the distribution of the Preliminary Official Statement and the Final Official Statement. Bond Counsel, the Auditor and the Municipal Advisor are hereby further authorized and directed to obtain ratings on the Bonds and Notes, to prequalify the Bonds for municipal bond insurance, and to prepare and submit financial and other information on the Township to rating agencies and municipal bond insurers.

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

Section 19. The Township is hereby authorized to make representations and warranties, to enter into agreements, and to make all arrangements with DTC, as may be necessary, to provide that the Bonds and the Notes will be eligible for deposit with DTC and to satisfy any obligation undertaken in connection therewith.

Section 20. In the event DTC may determine to discontinue providing its services with respect to the Bonds or the Notes or is removed by the Township and if no successor securities depository is appointed, the Bonds or Notes which were previously issued in book-entry only form shall be converted to registered Bonds and/or Notes (collectively, the "Registered Obligations"), as applicable, in denominations of \$5,000 or any integral multiple thereof, with a minimum purchase of \$5,000 required, except that any Bonds in excess of the largest principal amount equaling a multiple of \$5,000 shall be in denominations of \$1,000 or any integral multiple thereof. The beneficial owner under the book-entry system, upon registration of the Bonds and the Notes held in the beneficial owner's name, will become the registered owner of the Registered Obligations. The Township shall be obligated to provide for the execution and delivery of the Registered Obligations in certified form.

Section 21. The Chief Financial Officer is hereby authorized and directed to "deem final" the Official Statement (the "Official Statement") prepared with respect to the issuance of the Bonds and the Notes, pursuant to the provisions of the Rule (as hereinafter defined) and to execute a certificate regarding same. The Chief Financial Officer is hereby authorized and directed to authorize and approve the use and distribution of the Official Statement in preliminary form (the "Preliminary Official Statement") in connection with the offering and sale of the Bonds and the Notes. Upon the sale of the Bonds and the Notes, the Preliminary Official Statement shall be modified, in consultation with the Municipal Advisor and Bond Counsel, to reflect the effect of the sale of the Bonds and the Notes and said modified Preliminary Official Statement shall constitute the final Official Statement (the "Final Official Statement"). The Chief Financial Officer is hereby authorized and directed to execute and deliver the Final Official Statement to the purchasers of the Bonds and the Notes in accordance with the provisions of the Rule, for its use in the sale, resale and distribution of the Bonds and the Notes, where and if applicable.

Section 22. The Township hereby covenants and agrees that it will comply with, and carry out all of the provisions of, the respective Continuing Disclosure Certificates for the Bonds and the Notes (the "Certificates"), which will set forth the obligation of the Township to file, as applicable, budgetary, financial and operating data on an annual basis and notices of certain enumerated events deemed material with respect to the Bonds and the Notes, in accordance with the provisions of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented. The Chief Financial Officer of the Township is hereby authorized and directed to execute and deliver the respective Certificates to the purchasers of the Bonds and the Notes evidencing the Township's undertaking with respect to the Rule. Notwithstanding the foregoing, failure of the Township to comply with the Certificates shall not be considered a default on the Bonds or the Notes; however, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance, to cause the Township to comply with its Obligations hereunder and thereunder.

Section 23. The Chief Financial Officer of the Township is hereby authorized and directed to sell the aforesaid Bonds and Notes and to determine all matters in connection with the Bonds and the Notes (including adjusting the maturity schedule or any other matters set forth in this resolution that are deemed necessary and advisable to change by the Chief Financial Officer, prior to the sale or closing of the Bonds and the Notes, all in consultation with Bond Counsel, the Auditor and the Municipal Advisor), and the manual or facsimile signature of the Chief Financial Officer of the Township upon any documents shall be conclusive as to all such determinations. The Mayor, the Chief Financial Officer, the Clerk of the Township and any other Township Official or professional, including, but not limited to, Bond Counsel, the Auditor, the Municipal Advisor, the Business Administrator, the Township Engineer and the Township Attorney (collectively, the "Township Officials"), are each hereby authorized and directed to execute and deliver such documents as are necessary to consummate the sale and closing of the Bonds and the Notes, and to take such actions or refrain from such actions as are necessary for the issuance of the Bonds and the Notes, and all such actions or inactions taken by the aforesaid Township Officials heretofore are hereby ratified and confirmed.

Section 24. Bond Anticipation Notes, Series 2019 in the par amount of \$6,000,000 consisting of \$5,000,000 General Improvement Bond Anticipation Notes (the "General Improvement Notes") and \$1,000,000 Water-Sewer Utility Bond Anticipation Notes (the "Water-Sewer Utility Notes" and together with the General Improvement Notes, the "Notes") are hereby authorized and shall be issued pursuant to, and within the limitations prescribed by, the Local Bond Law. The General Improvement Notes are being issued to (i) temporarily finance the cost of various capital improvements in and for the Township in the amount of \$5,000,000 and (ii) pay for the costs of issuance of the General Improvement Notes. The Water-Sewer Utility Notes are being issued to (i) temporarily finance the cost of various capital improvements in and for the Township in the amount of \$1,000,000 and (ii) pay for the costs of issuance of the Water-Sewer Utility Notes.

Section 25. The bond ordinances authorizing the General Improvement Notes and the improvements or purposes for which the General Improvement Notes are to be issued, described by reference to the ordinance number, description and date of final adoption, and amount of General Improvement Notes to be issued for such improvements or purposes, are, respectively, as follows:

Ordinance Number	Description and Date of Final Adoption	Amount
O-6-2016-022	Various 2016 capital improvements in and for the Township, finally adopted 7/6/16	\$ 100,000
O-6-2017-014	Various 2017 capital improvements in and for the Township, finally adopted 7/5/17	\$ 400,000
O-6-2018-024	Various 2018 capital improvements in and for the Township, finally adopted 7/2/18	\$ 2,624,200
O-7-2017-020, as amended by O1-2019-007	Acquisition of Block 25, Lots 14.1 and 16 in and for the Township, finally adopted 9/6/17 (O-7-2017-020) and 2/4/19 (O-1-2019-007)	\$ 542,800
O-2-2019-008	Various roadway, sidewalk and curb improvements, finally adopted 3/4/19	<u>\$ 1,333,000</u>
		<u>\$5,000,000.00</u>

The bond ordinances authorizing the Water-Sewer Utility Notes and the improvements or purposes for which the Water-Sewer Utility Notes are to be issued, described by reference to the ordinance number, description and date of final adoption, and amount of Water-Sewer Utility Notes to be issued for such improvements or purposes, are, respectively, as follows:

Ordinance Number	Description and Date of Final Adoption	Amount
O-6-2017-015	Various 2017 water and sewer utility improvements in and for the Township, finally adopted 7/5/17	<u>\$1,000,000</u>
		<u>\$1,000,000.00</u>

The following matters in connection with the Notes are hereby determined, declared and recited:

A) All Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no Notes shall mature later than one (1) year from the date of the first note issued thereunder, or more than three (3) years from the date of the first note issued pursuant to said bond ordinances referred to in this section, unless the Township shall have paid and retired amounts of such Notes sufficient to allow it, in accordance with the provisions of Section 8.1 of the Local Bond Law, to renew a portion thereof beyond the third anniversary date of the first issuance of such Notes.

B) All Notes issued hereunder shall bear interest at such rate as shall be determined by the Chief Financial Officer of the Township.

C) The Chief Financial Officer of the Township, in consultation with Bond Counsel, the Municipal Advisor and the Auditor, is hereby authorized and directed to provide for the renewal of such Notes from time to time in accordance with the provisions of the Local Bond Law, said bond ordinances and this section, without further authorization from the Township Council of the Township.

D) The Notes will be issued in fully registered book-entry only form. Both principal of and interest on the Notes will be payable in lawful money of the United States of America. The Notes will be registered in the name of Cede & Co., as nominee of DTC, which will act as Securities Depository for the Notes. The Notes will be on deposit with DTC. DTC 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 Notes on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 each or any integral multiple thereof, except that any Notes in excess of the largest principal amount equaling a multiple of \$5,000 shall be in denominations of \$1,000 or any integral multiple thereof, through book entries made on the books and records of DTC and its Participants. The principal of and interest on the Notes will be paid to the Securities Depository by the Township or a duly designated paying agent on the maturity date of the Notes.

E) Any such Notes shall be executed in the name of the Township by the manual or facsimile signatures of the Mayor and Chief Financial Officer of the Township, the seal of the Township (or a facsimile thereof) shall be affixed, imprinted or reproduced thereon, and the signatures of such officials on the Notes shall be attested by the manual signature of the Clerk of the Township, as set forth in Section 25 of the Local Bond Law.

F) The Chief Financial Officer of the Township is hereby authorized and directed to sell said Notes, pursuant to the terms of the Notice of Sale to be distributed in connection therewith, at public sale on or about Wednesday, May 29, 2019 or at some other mutually convenient date and time at not less than par and to deliver the same to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest thereon, if any, from their dated date to the date of the delivery thereof and payment therefor. The sale of such Notes may be conducted by receipt of electronic proposals via PARITY, facsimile or electronic mail, as described above in Section 14 hereof. The use of the services provided by PARITY and the fees associated therewith are also hereby approved with respect to the Notes. The Mayor and Chief Financial Officer of the Township are further authorized and directed to do and accomplish all matters and things necessary or desirable to effectuate the offering and sale of the Notes in accordance herewith.

G) Any Notes issued pursuant to this resolution and said bond ordinances shall be general obligations of the Township, and the Township's full faith and credit are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Notes, and, unless paid from other sources, the Township is required by law to provide for the payment thereof by the levy of *ad valorem* taxes on all the taxable property located within the Township without limitation as to rate or amount.

H) The Chief Financial Officer of the Township is hereby authorized and directed to report in writing to the Township Council at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this resolution are made, such report to include the description, principal amount, interest rate and maturity of the Notes sold, the prices obtained and the name of the purchaser.

Section 26. This resolution shall take effect immediately.

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

Copy of Resolutions Duly Filed.

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

R-5-2019-117

**RESOLUTION AUTHORIZING THE PAYMENT OF
ADDITIONAL FEES TO SHAIN SCHAFFER, P.C. RELATED TO
THE CASE OF TOWNSHIP OF MONROE v. LOVE'S TREE
REMOVAL, INC., ET AL. AS EXTRAORDINARY LITIGATION.
(Additional \$10,000)**

WHEREAS, the Mayor of the Township of Monroe has requested that Shain Schaffer P.C., previously known as Shain, Schaffer & Rafanello, P.C., pursue the Township's claims against Love's Tree Removal, Inc., and various other persons and companies in Monroe Township, identified on Exhibit "A" hereto, who are using real property as mulch processing facilities, and other related uses, which are in violation of Township ordinances, as extraordinary litigation; and

WHEREAS, the Township Council, by Resolution No. R-4-2017-122, acknowledged the status of "extraordinary litigation" and provided its advice and consent to the legal services of Shain Schaffer, P.C. for the defense of the Township of Monroe in this matter pending further authorization of the Township Council; and

WHEREAS, Shain Schaffer, P.C. has incurred legal fees in excess of the budgeted amounts and has requested authorization in the additional amount of \$10,000.00; and

WHEREAS, the Township Council has reviewed the request and believes that an additional authorization in the amount of \$10,000.00 is reasonable at this time; and

WHEREAS, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available in the amount of \$10,000.00, as evidenced by Certificate No. C-1700024, copy of which are annexed hereto as Exhibit "A";

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Monroe, County of Middlesex, and State of New Jersey, that it has rendered its advice and hereby consents to the additional payment of legal fees to Shain Schaffer, P.C. for the action entitled Township of Monroe v. Love's Tree Removal, Inc. et al in an amount not to exceed \$10,000.00.

SO RESOLVED, as aforesaid.

R-5-2019-133

**RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP
CLERK TO EXECUTE A LEASE AGREEMENT BETWEEN
THE TOWNSHIP OF MONROE AND R. E. ETSCH, INC. FOR
THE LEASE OF PROPERTY KNOWN AS BLOCK 52.01, LOT 1
AND 1-QFARM. (Buckelew Ave./Mounts Mills Rd.)**

WHEREAS, the Township of Monroe ("Lessor") is the owner of property designated as Block 52.01, Lot 1 and 1-QFarm, having acquired the same on February 19, 2019 as open space through the Township's Open Space Acquisition Program; and

WHEREAS, preceding the Township's acquisition of the Property, R. E. Etsch, Inc. ("Lessee") had, during the last growing season, been conducting farming operations on the Property; and

WHEREAS, the "Lessor" wishes to lease the Property to the "Lessee" for the continuation of farming operations for a period of five (5) years, with the option to renew for an additional five (5) years upon mutual agreement commencing upon the full execution of the lease agreement, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Township Council, upon its review, finds the execution of the Lease Agreement with R. E. Etsch, Inc. to be in the best interest of the residents of the Township of Monroe;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the Mayor and Township Clerk be and are hereby authorized and directed to execute the attached Lease Agreement with R. E. Etsch, Inc. for the leasing property designated as Block 52.01, Lot 1 and 1-QFarm;

SO RESOLVED, as aforesaid.

R-5-2019-134

RESOLUTION AUTHORIZING SHAIN SCHAFFER PC TO HANDLE THE MATTER KINGS ROW PROPERTIES, LLC. v. THE TOWNSHIP OF MONROE ET AL. AS EXTRAORDINARY LITIGATION. (\$5000)

WHEREAS, a lawsuit has been filed against the Township of Monroe, the Monroe Township Zoning Board of Adjustment, and the Mayor and Township Council of the Township of Monroe in the Superior Court of New Jersey, Middlesex County, Docket No. MID-L-2934-19, entitled Kings Row Properties, LLC v. Township of Monroe, et al.; and

WHEREAS, the Mayor of the Township of Monroe has requested that Shain Schaffer PC defend the interests of the Township, the Mayor and Township Council in regard to the claims brought in Kings Row Properties LLC v. Township of Monroe, et al. as extraordinary litigation; and

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

WHEREAS, Shain Schaffer PC possesses the expertise necessary to handle this matter as extraordinary litigation; and

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

WHEREAS, Shain Schaffer PC will render legal services at a cost not to exceed \$5,000.00, with respect to the matter of Kings Row Properties LLC v. Township of Monroe, et al., pending further authorization from the Township Council; and

WHEREAS, the Township Treasurer has determined that sufficient funds are available in the Township budget in the amount of \$5,000.00 to handle this matter as extraordinary litigation as evidenced by the Treasurer’s Certification No. C-1900030, a copy of which is annexed hereto as Exhibit “A;”

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, County of Middlesex and State of New Jersey, that it has rendered its advice and hereby consents to Shain Schaffer PC handling the matter of Kings Row Properties LLC v. Township of Monroe, et al. as extraordinary litigation, for which legal services may be provided in an amount up to \$5,000.00, pending further authorization from the Council.

SO RESOLVED, as aforesaid *nunc pro tunc*.

R-5-2019-144

RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEE UPON THE POSTING AND ACCEPTANCE OF MAINTENANCE GUARANTEES FOR BLOCK 53 LOT 28.10 - W&S 1150 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (265 Mounts Mills Rd)

WHEREAS, Mark Shahinian has posted a performance guarantee with the Monroe Township Utility Department (“M.T.U.D.”) for W&S 1150, Blk 53, Lot 28.10; and

WHEREAS, Mark Shahinian has requested the release of the Performance Guarantee upon posting and acceptance of a Maintenance Guarantee; and

WHEREAS, as defined in N.J.S.A. 40:55D-53 et seq., the M.T.U.D. has inspected the work performed and the work to be completed and has recommended the Monroe Township Council approve the request for release of the cash guarantee upon the establishment of a maintenance guarantee, as detailed in a letter dated April 25, 2019, a copy of which is attached hereto as Exhibit "A"; and

Performance Bond #A9503 in the amount of \$10,800.00 to be released and replaced with a maintenance guarantee in the amount of \$1,620.00. (15% of original bond).
Cash Performance Bond to be returned in full to the developer.

WHEREAS, the Monroe Township Council has reviewed and hereby approves the recommendation of the MTUD Director;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Monroe, in the County of Middlesex and State of New Jersey that Performance Guarantees posted for Block 53 lot 28.10 (W&S 1150), be released upon establishment of maintenance guarantees as reflected above and in the M.T.U.D. letter annexed hereto. Release of the Performance Guarantee and acceptance of Maintenance Guarantee is conditioned upon the posting of a Maintenance Guarantee and the payment of any outstanding balances attached to the project escrow accounts; and

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

Copy of Resolution Duly Filed.

Mayor's Report – Mayor Tamburro was pleased to report that we have a reduction of speed limits on various roadways throughout the Township. County Road 615 has been reduced from 50mph to 40mph, the signs are up but there is a thirty-day break-in period. Also, Spotswood-Englishtown Road from Mounts Mills Road to Buckelew Avenue has been reduced to 40mph and Old Bridge-Englishtown Road has been reduced to 40mph.

Spoke with the Mayor of Cranbury over concerns about two warehouses that want to build on the border of our Township. In this area there are three hundred residential homes and when those warehouses were initially approved the County required that a bypass road be built that went directly to exit 8A. That bypass road never happened and those trucks are now going through our Township. The potential of having a middle school being built in that area makes it even more critical to not have those trucks come through our town.

Attended with Council prayer services held at both Chabad Houses for the terrible synagogue shooting that happened in California. The services were very moving and he reiterated that Monroe Township will not stand for any nonsense of that nature happening here.

Also attended the ground breaking at the St. Anianus Coptic Church on Saturday. We welcome them to our town.

Happy to see the work at the Daniel Ryan Field and the new facilities being put there.

Wished all of the mothers a very Happy Mother's Day.

Administrator's Report – Administrator Weinberg highlighted Ordinance O-4-2019-014 which moves 25 acres of land to the Township for a new park. This park was paid for by the developer as part of our settlement agreement. There will also be a Veteran Housing development there.

Many residents have approached the Mayor concerned with a warehouse going on Ely Road near Halsey Reed Road. That would bring tractor trailers onto Ely Road or Halsey Reed Road which is not going to work for us. The Planner and Administration's job is to make sure that our residents voices are heard as we already deal with truck traffic that comes into town. We will continue to step up and voice the residents concerns over truck traffic.

We had some good bids on the buses and road paving. Compliments to Engineer Rasimowicz and Center State as we had nine bids received for the road paving project.

In regards to the Love's case, residents approached us asking for stricter regulations on mulching operations as the quality of life has been affected. We are making progress with that.

Daniel Ryan Field and the Prospect Plains Road Soccer Complex restroom and concession stand projects are moving along. We have also just received some extra monies from the County for these projects which is a great thing.

The Express buses discussion is going well and we are making some progress for the first time we have express buses that do not go to exit 8A. We will continue to work hard on this issue. Also, we have been able to come to an agreement with NJ Transit in regards to picking up near the Gables and the Arbors.

Also, on the agenda is another 70/30 grant for DPW which is very exciting.

The lease agreement on the agenda is for Etsch Farm so they can continue to farm on the land.

We also have an ambulance purchase on the agenda; EMS has done 10,000 emergency calls a year and it is nice to be able to purchase one each year to keep the fleet as fresh as we can.

Engineer's Report – Engineer Rasimowicz reported that the Daniel Ryan Concession/Restroom Project is moving along great, there is about another month left until completion.

Prospect Plains Soccer Concession is well under way and moving along smoothly.

Monmouth Road Improvement Project by the Recreation Center is moving along well. A lot of work had been done during spring break.

Tonight, the Council awarded the Phase I Township Wide Roadway Paving to Meco, Inc. This project encompasses work being done on Centre Drive, Erickson Avenue and Union Valley Road by Carly Court. We look forward to this project getting started soon.

Middlesex County will be paving the week of May 20th from Prospect Plains Road to Forsgate Drive.

Council's Reports:

Council Vice-President Schneider –

- The Friends of the Senior Center will be having a Car Show on May 25th from 10:00 – 2:00pm. The event is free to attend, all that is asked is that a donation to our food pantry is made by bringing a nonperishable food item.
- On June 1st the multicultural festival will be held at the high school from 10:00am to 1:00pm. There will be crafts and dancing; tables are free and it is encouraged to bring different artifacts about your culture.
- The Friday night programs at the Senior Center are funded from a resident Charlotte Eder who left a lot of money to the Township when she passed away. All of these programs are free and they do not cost the taxpayers any money. The Senior Center offers so much more than just pottery.
- Read a proclamation at the Day of Prayer event held in Rossmoor. She prays that more people will start being more kind; it is a shame when you go to church and you have to worry if you can worship with no fear. I was always taught to be respectful and kind.

Councilman Dipierro –

- Congratulations to our EMS Department; seeing Judy Olbrys do what she does for 49 years has been amazing. It was very nice to see them all acknowledged as they deserve it.
- The Human Relations awards to the children is amazing as well. They amaze us every day and is proud to know these are our future leaders.
- Attended the prayer services at the synagogues; the Mayor stepped up and had the Police there to make everyone feel very comfortable.
- Attended a round table discussion about the legalization of marijuana and updates regarding affordable housing. In regards to the legalization of marijuana the bill they discussed would only be an income of 8% and the cost would definitely outweigh the income. Hopefully if this comes before Council it will be voted against.
- Commented to Engineer Rasimowicz that the Prospect Plains Road striping was done very poorly and is unacceptable. He was told by Administrator Weinberg that the Police reached out to the County in hopes of having it redone. In regards to the Monmouth Road project he has asked for a price quote for beacons to be placed in that area by the school to the Recreation Center. He also asked for the speed limit trailers to be placed out in various areas and thanked Administrator Weinberg for having the Police do so.
- Asked if we can get a price quote for beacons across the street from the school to the Recreation Center.
- Happy Mother's Day to the moms, moms to be, grandmothers and great grandmothers.

Councilman Baskin –

- Federal Road below Dey Farm there is a capital plan to smooth out the dangerous curve in that roadway; Administrator Weinberg responded that it is not a plan just funding to look at a study to see how we can fix that road.
- There will be a competition between the High School Seniors vs. the Seniors on May 29th at 9:00am at the Recreation Center. More information can be found by contacting the Recreation Center.
- Annual Mayor's cup events kicked off with bowling in April; tennis is kicking off on May 10th at 4:30pm.

Councilwoman Cohen –

- The Township website has information regarding the measles epidemic. As a nurse she stated she was sad to hear about the immunization status of children. This is far more serious than anyone is getting credit for. More children are not being immunized and it is a serious problem.
- Happy Nurses Week to all of the nurses.
- A production of "Cinderella" will be held at the Richard P. Marasco Center on May 19th. Tickets can be bought by phone by either calling 800-514-3849 or by calling the Township.
- A chorus concert will be held June 1st at the Richard P. Marasco Center which is a free event.

Council President Dalina –

- The Monroe Township Police youth Academy is open for 7th graders from July 22nd through July 26th.
- The Veteran's Park Spray Park will be opening soon starting Friday, May 24th.
- Happy that they will be putting solar radar signs on Avenue K by Veteran's Park.
- His son who is a cadet in the Rutgers University ROTC program attended an event last Saturday and brought home a booklet from Taylor Leamarro, Commissioning Senior in the US Air force who was a resident of Monroe Township. Council President commended Taylor not only for her education at Rutgers University but for her dedication to the country.

PUBLIC:

Mark Klein, 7 Crenshaw – Mr. Klein commented that on Mounts Mills Road where the S turns are is an accident waiting to happen. The road is broken up and not wide enough and if you go off the road there is a gully. He asked if this can be addressed in the next plan of paving.

Mr. Klein stated that the Gateway Project is an eyesore as it looks like a tenement. The decks are so close together if there is a fire they are spreading. It looks disgusting.

In regards to a report in the local newspaper, the Mayor stated that he was against the warehouse being built in Cranbury as it would ruin the quality of life in Monroe and bring a lot of truck traffic. Mr. Klein asked why was something not done or said when all of these overlay zones were approved. In the last Master Plan change all of the light industrial zones do not have to be changed to overlay zones which is where our problem is.

In regards to the Love's lawsuit he stated that he sat on the Zoning Board at the time when they were applying for a use variance and the son had made promises saying they would clean it up, etc. Nothing was ever done and it is an eyesore and very unkept. If Love's is not allowed to mulch neither should Power Saws or Black Rock.

Engineer Rasimowicz stated that Mounts Mills Road is going out to bid on the Township Wide Paving Phase II and it is included in that project.

Roger Meaney, 22 Harrigan Ave. – Mr. Meaney asked for the Council to give him his five minutes without cutting him off so he can voice his concerns. He attended the Board of Education meeting which was held on April 29th. It was discussed at that meeting that the courtesy bussing was going to be taken away from Woodland and Mill Lake School students. This is against State Law. There is one crossing guard and these children are going to be asked to walk where there are no sidewalks. This was told to save a lot of money in the budget. I hate to see this town getting a lawsuit because a child gets hurt. Mr. Gorsky said he has routing software that informed him that there were sidewalks. If someone could reach out to Mr. Gorsky and explain that the state law dictates this as the children should be made more valuable than him.

Mr. Meaney suggested that a resolution should be written to say that anyone who is on Council or a member of voting body that owes money on their property taxes should have to remove themselves from office or not be allowed to vote.

Lastly, asked Mayor Tamburro if there going to be any state of the town addresses from him other than just at Greenbriar; Mayor Tamburro responded that he was asked to speak at Greenbriar and Mr. Meaney suggested that maybe he should have one at the Senior Center so more residents could attend.

Prakash Parab, 33 Dayna Dr. – Mr. Parab stated that he had a meeting with Senator Greenstein where they spoke for about 75 minutes including the topic of impact fees for developers. Although there is a bill, Senator Greenstein said she will draft another bill in June. It is our job as citizens to lobby for it. He asked Council and the Mayor to help get this bill through to Trenton. The school funding formula is not accurate; Senator Greenstein along with Senator Sweeney will pass a bill for more state funding for special education. He stated that he is very optimistic and because of our children we should support this bill.

In regards to affordable housing, Senator Greenstein agreed that we do not have a comprehensive bill. Mr. Parab stated this is impacting us and by helping the builders only hurts us.

Has attended the Open Space & Farmland Preservation Committee Meetings and Planning Board Meetings and they look at the land to purchase and it is discussed with Council as to what land to buy. Mr. Parab suggested that we stay away from purchasing small pieces of land that are surrounded by construction.

Laurie Winter, 308 Federal Rd. – Mrs. Winter stated that with Councilman Baskin letting the cat out of the bag regarding the work being done on Federal Road she is concerned because that is her land and the bend is a part of her farm. If people did the speed limit of 35mph then they would be okay and there would be no changes needed. In hearing this tonight, she is concerned with what is going to happen to her land.

In hearing that the Open Space & Farmland Preservation Committee will not want anything less than 10 acres she feels like she has been slapped in the face twice. She added that no one has ever come to her to speak to her about any of this. Engineer Rasimowicz stated that he did speak to Mrs. Winter and clarified that we are doing is Phase II which is to fix the area that is bad in the roadway. The intention is to make the curve smoother and at this point there are no plans to take any of her land. He added that they will be coming up with a preliminary design to just make the road safer. Mrs. Winter asked what will be done with the speed limit on the road as tractor trailers come down Federal Road. Administrator Weinberg stated that Councilwoman Cohen has mentioned the speed limit concern to us and we now have a trailer on the road to see what the average speed is. Mrs. Winter commented that she works very hard to upkeep that farm by herself. Councilman Dipierro added that he had suggested awhile ago that we should do a weight limit on that road so that it does not damage the roadway and disturb our residents. Councilman Baskin added that

he agrees that the road is not a safe road because of the trucks and the landscapers go over the double yellow line with their trucks and there should be a weight limit on that road.

Michele Arminio, 9 Nathaniel St. –Mrs. Arminio commented that she finds it ironic to read that both Mayor Tamburro and Township Planner Mark Remsa are quoted chastising Cranbury when they should have applied the same concerns to Monroe when these issues had come before the Planning and Zoning Boards. Our residents were asking for the same considerations. Poor Mrs. Winters was here way before all of these high-density projects were and we do not protect our community well when we let developers come in and let the tax payers pay the bills.

Gary Busman, 7 Monarch Rd. – Mr. Busman stated that on Tuesday there was a Zoning Board meeting and he spoke to the Board Attorney that he may possibly have a conflict with an applicant and was advised to recuse. He had asked the Board Attorney that he wanted to explain his reasoning for recusing himself but was told that he had to leave the meeting. Mr. Busman asked if he could remain in the meeting and ask questions as a resident. As a matter of transparency, he stated that he gets confused with the use of words such as conflict and recuse. He went ahead and explained to the applicant his reasoning for recusing himself, as well as, the board and the public and after doing so the applicant’s attorney thanked me for explaining my reasoning. In all of these years he does not recall where anyone has recused themselves, abstained or voted no and gave a reason in doing so. He added that it is very important to know the plus and minus as to why people feel the way they feel.

Lucille DiPasquale, 70 Ave K – On April 6th the Shade Tree Commission distributed over 800 seedlings which did not cost the Township anything as they were provided by the NJ Forest Service, NJ Soil Conservation District, Sustainable NJ and the Arbor Day Foundation along with three other private companies. The purpose of distributing the seedlings was for the recovery of the trees destroyed during Hurricane Sandy. They were distributed from the Library, James Monroe Parke and the DPW building. Ms. DiPasquale stated that it is very important that each of our residents think about this carefully and make a little pledge tonight for Arbor Day and Earth Day to try and save one more plant or one more tree.

George Gunkelman, 5 Kelly Ct. – Mr. Gunkelman commented on R-5-2019-147 as it appears there is \$32,000,000 in bonding going out and asked if that money is reflected anywhere on the municipal data sheet; if we have a \$60,000,000 budget and we are bonding and additional \$32,000,000 it does not make sense and seems like we are digging a hole for ourselves. Mr. Gunkelman stated that he is looking to try and understand because everything is talked about being flat. Administrator Weinberg responded that each year we issue BANs which you can issue up to 10 years. CFO George Lang and our financial advisor looks to turn these short-term bonds into permanent financing to lock in that rate. These are not new bonds. Mr. Gunkelman asked what the total debt of the Township is to which Administrator Weinberg answered approximately \$63,000,000. CFO George Lang explained that the budget is not funded by bonds. We have a mixture of short-term and long-term debt out there. Our goal is to keep the debt service level and we are selling bonds this year to keeps things level and to take advantage of the low rates. Mayor Tamburro and Administrator Weinberg clarified.

UPON MOTION made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the Regular Meeting of May 6, 2019 Adjourned at 9:42 PM.

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

Patricia Reid
PATRICIA REID, Township Clerk

Stephen Dalina
STEPHEN DALINA, Council President

Minutes were adopted on: June 5, 2019.