

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

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

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

**\*\* Please note: by calling in you will only be able to hear the meeting and will not be able to participate with any public comment.**

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

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

**SEPTEMBER 2, 2020**

**AGENDA**

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

2. Salute to the Flag.

3. **ROLL CALL:**

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

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

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

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

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

5. **ORDINANCE(S)** for **SECOND READING** at the September 2, 2020 Regular Meeting:

**O-8-2020-015**                    **ORDINANCE AMENDING CHAPTER 43 OF THE CODE OF THE TOWNSHIP OF MONROE, ENTITLED "FIRE PREVENTION"** (this allows the Fire Districts to use online payment services and charge the affiliated fees)

**O-8-2020-016**                    **BOND ORDINANCE PROVIDING FOR VARIOUS 2020 WATER AND SEWER UTILITY IMPROVEMENTS BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$7,625,000 THEREFOR FROM THE WATER AND SEWER UTILITY OF THE TOWNSHIP AND AUTHORIZING THE ISSUANCE OF \$7,625,000 BONDS OR NOTES TO FINANCE THE COST THEREOF.**

- O-8-2020-017**            **BOND ORDINANCE PROVIDING FOR VARIOUS 2020 CAPITAL IMPROVEMENTS, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE “TOWNSHIP”); APPROPRIATING \$2,967,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,825,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS THEREOF.**
6.        **ORDINANCE(S)** for **INTRODUCTION** at the September 2, 2020 Regular Meeting:
- O-9-2020-018**            **ORDINANCE ACCEPTING DEED OF DEDICATION FOR DETENTION BASIN ON BLOCK 53 LOT 10.43.** (Hannah Court- Primrose East Dev.)
- O-9-2020-019**            **ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE, ENTITLED “VEHICLES AND TRAFFIC” (35 mph - Texas Road between Spotswood Englishtown Rd and Matchaponix Ave)**
7.        **Council Discussion:**    Zoning Board Proposed Appointments
8.        **RESOLUTIONS** for **CONSIDERATION** under **CONSENT AGENDA** at the September 2, 2020, Regular Meeting: (R-9-2020-189 – R-9-2020-203)
- R-9-2020-189**            **RESOLUTION AUTHORIZING THE SUBORDINATION OF AFFORDABLE HOUSING LIEN ON 1157 MORNING GLORY DRIVE.**
- R-9-2020-190**            **RESOLUTION AUTHORIZING REFUND OF THIRD-PARTY TAX LIEN PREMIUM PAYMENTS.**
- R-9-2020-191**            **RESOLUTION AUTHORIZING REFUND OF SENIOR CENTER RENTAL FEE.** (Indian American Club \$350.00 and Grand Lodge Knights of Pythias \$350.00)
- R-9-2020-192**            **RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN ANNUAL MAINTENANCE AGREEMENT WITH MOTOROLA SOLUTIONS INC. UNDER THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM.** (Township Radio Equipment and System - \$81,907.20)
- R-9-2020-193**            **RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT NO. 487 “PATCH PAVING & CONCRETE REPAIR” WITH L & L PAVING CO. FOR AN EXTENSION AND ADDITIONAL SERVICES FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).** (one-year extension – per unit pricing and includes infrared repairs and site restoration)
- R-9-2020-194**            **RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH CENTER STATE ENGINEERING FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH 2020 COSTCO DRIVE ROADWAY & CONCRETE IMPROVEMENTS.** (\$125,000.00)
- R-9-2020-195**            **RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS.** (Various refunds totaling \$7,031.87)
- R-9-2020-196**            **RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE FOR 311 SPOTSWOOD-ENGLISHTOWN ROAD REALTY, LLC (BA-5070-12).**
- R-9-2020-197**            **RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER’S AGREEMENT BY AND BETWEEN APPLGARTH REAL ESTATE, LLC AND THE TOWNSHIP OF MONROE FOR WATER AND SEWER SERVICES FROM THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**
- R-9-2020-198**            **RESOLUTION AUTHORIZING AWARD OF BID TO JAMESBURG PRESS FOR MONROE TOWNSHIP PRINTING SERVICES (Groups A & B).** (per unit pricing)

- R-9-2020-199**                    **RESOLUTION AUTHORIZING AWARD OF BID TO CONCEPT PRINT FOR MONROE TOWNSHIP PRINTING SERVICES (Group C). (per unit pricing)**
  
- R-9-2020-200**                    **RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH DOWN TO EARTH LANDSCAPING FOR MONROE TOWNSHIP TREE PLANTING. (1 year extension)**
  
- R-9-2020-201**                    **RESOLUTION AUTHORIZING AND APPROVING THE RENEWAL OF LIQUOR LICENSES FOR THE 2020– 2021 LICENSE TERM.**
  
- R-9-2020-202**                    **RESOLUTION APPOINTING MEMBERS TO THE ZONING BOARD OF ADJUSTMENT.**
  
- R-9-2020-203**                    **RESOLUTION AUTHORIZING AN AFFORDABLE HOUSING HOMEOWNERSHIP ASSISTANCE LOAN REPAYMENT AGREEMENT WITH THE OWNER OF AN AFFORDABLE HOUSING UNIT LOCATED AT 69 MORGAN WAY, MONROE TOWNSHIP, NEW JERSEY.**

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

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

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

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



**O-8-2020-017**            **BOND ORDINANCE PROVIDING FOR VARIOUS 2020 CAPITAL IMPROVEMENTS, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE “TOWNSHIP”); APPROPRIATING \$2,967,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,825,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS THEREOF**

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

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

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

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

**O-9-2020-018**            **ORDINANCE ACCEPTING DEED OF DEDICATION FOR DETENTION BASIN ON BLOCK 53 LOT 10.43.** (Hannah Court - Primrose East Dev.)

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

**O-9-2020-019**            **ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE, ENTITLED “VEHICLES AND TRAFFIC”. (35mph - Texas Road between Spotswood Englishtown Rd and Matchaponix Ave)**

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

6. **RESOLUTIONS for CONSIDERATION under the CONSENT AGENDA:**  
(R-9-2020-189 – R-9-2020-203)

**R-9-2020-189**            **RESOLUTION AUTHORIZING THE SUBORDINATION OF AFFORDABLE HOUSING LIEN ON 1157 MORNING GLORY DRIVE.**

**R-9-2020-190**            **RESOLUTION AUTHORIZING REFUND OF THIRD PARTY TAX LIEN PREMIUM PAYMENTS.**

**R-9-2020-191**            **RESOLUTION AUTHORIZING REFUND OF SENIOR CENTER RENTAL FEE.** (Indian American Club \$350.00)

**R-9-2020-192**            **RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN ANNUAL MAINTENANCE AGREEMENT WITH MOTOROLA SOLUTIONS INC. UNDER THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM.** (Township Radio Equipment and System - \$81,907.20)

**R-9-2020-193**            **RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT NO. 487 “PATCH PAVING & CONCRETE REPAIR” WITH L & L PAVING CO. FOR AN EXTENSION AND ADDITIONAL SERVICES FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (one-year extension – per unit pricing and includes infrared repairs and site restoration)**

**R-9-2020-194**            **RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH CENTER STATE ENGINEERING FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH 2020 COSTCO DRIVE ROADWAY & CONCRETE IMPROVEMENTS.** (\$125,000.00)

**R-9-2020-195**            **RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS.** (Various refunds totaling \$7,031.87)

**R-9-2020-196**            **RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE FOR 311 SPOTSWOOD-ENGLISHTOWN ROAD REALTY, LLC (BA-5070-12).**



**TOWNSHIP OF MONROE**  
**COUNCIL MEETING MINUTES**  
**MEETING OF THE MONROE TOWNSHIP COUNCIL – SEPTEMBER 2, 2020**

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

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

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

**ALSO, PRESENT:** Mayor Gerald W. Tamburro, Business Administrator Alan M. Weinberg, Township Attorney Lou Rainone, Engineer Mark Rasimowicz, Utility Director Joseph Stroin, Chief Michael Biennas and Deputy Township Clerk Tanya Pannucci.

There were approximately thirteen (13) members of the Public who joined remotely.

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

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

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

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

Township Clerk Patricia Reid read the following entitled **ORDINANCES** for **SECOND READING** at the **WEDNESDAY, SEPTEMBER 2, 2020** Regular Council Meeting:

- O-8-2020-015**                    **ORDINANCE AMENDING CHAPTER 43 OF THE CODE OF THE TOWNSHIP OF MONROE, ENTITLED “FIRE PREVENTION”** (this allows the Fire Districts to use online payment services and charge the affiliated fees)
- O-8-2020-016**                    **BOND ORDINANCE PROVIDING FOR VARIOUS 2020 WATER AND SEWER UTILITY IMPROVEMENTS BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$7,625,000 THEREFOR FROM THE WATER AND SEWER UTILITY OF THE TOWNSHIP AND AUTHORIZING THE ISSUANCE OF \$7,625,000 BONDS OR NOTES TO FINANCE THE COST THEREOF.**
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Township Clerk Patricia Reid read the following entitled **ORDINANCES** for **INTRODUCTION** at the **WEDNESDAY, SEPTEMBER 2, 2020** Regular Council Meeting:

- O-9-2020-018**                    **ORDINANCE ACCEPTING DEED OF DEDICATION FOR DETENTION BASIN ON BLOCK 53 LOT 10.43.** (Hannah Court- Primrose East Dev.)

**O-9-2020-019            ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE, ENTITLED “VEHICLES AND TRAFFIC” (35 mph - Texas Road between Spotswood Englishtown Rd and Matchaponix Ave)**

Council President Cohen asked if there were any comments or concerns regarding Resolution R-9-2020-202, which is to appoint members to the Zoning Board of Adjustment, particularly Mr. Nicholas Morolda, who will fulfill the unexpired term of Alternate IV member, Arnold Jaffe. Councilman Baskin commented that Mr. Morolda’s resume was very entrepreneurial. Council President Cohen stated that all of Council received a copy of Mr. Morolda’s resume and asked for Township Clerk Patricia Reid to read aloud the members and their positions. Council President Cohen noted that this resolution will be voted on in the Consent Agenda and asked if Council had any further comments, to which they did not.

Council President Cohen read the following entitled **RESOLUTIONS** for **CONSIDERATION** at the **WEDNESDAY, SEPTEMBER 2, 2020** Regular Council Meeting (R-9-2020-189– R-9-2020-203):

- R-9-2020-189            RESOLUTION AUTHORIZING THE SUBORDINATION OF AFFORDABLE HOUSING LIEN ON 1157 MORNING GLORY DRIVE.**
- R-9-2020-190            RESOLUTION AUTHORIZING REFUND OF THIRD-PARTY TAX LIEN PREMIUM PAYMENTS.**
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- R-9-2020-197            RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER’S AGREEMENT BY AND BETWEEN APLEGARTH REAL ESTATE, LLC AND THE TOWNSHIP OF MONROE FOR WATER AND SEWER SERVICES FROM THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**
- R-9-2020-198            RESOLUTION AUTHORIZING AWARD OF BID TO JAMESBURG PRESS FOR MONROE TOWNSHIP PRINTING SERVICES (Groups A & B). (per unit pricing)**
- R-9-2020-199            RESOLUTION AUTHORIZING AWARD OF BID TO CONCEPT PRINT FOR MONROE TOWNSHIP PRINTING SERVICES (Group C). (per unit pricing)**
- R-9-2020-200            RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH DOWN TO EARTH LANDSCAPING FOR MONROE TOWNSHIP TREE PLANTING. (1 year extension)**
- R-9-2020-201            RESOLUTION AUTHORIZING AND APPROVING THE RENEWAL OF LIQUOR LICENSES FOR THE 2020– 2021 LICENSE TERM.**



**R-9-2020-202 RESOLUTION APPOINTING MEMBERS TO THE ZONING BOARD OF ADJUSTMENT.**

**R-9-2020-203 RESOLUTION AUTHORIZING AN AFFORDABLE HOUSING HOMEOWNERSHIP ASSISTANCE LOAN REPAYMENT AGREEMENT WITH THE OWNER OF AN AFFORDABLE HOUSING UNIT LOCATED AT 69 MORGAN WAY, MONROE TOWNSHIP, NEW JERSEY.**

Councilman Dipierro requested that resolution R-9-2020-198 be removed and voted on separately.

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

**PUBLIC COMMENTS:**

**Prakash Parab, 33 Dayna Dr.** – Mr. Parab commented that he wanted to acknowledge Henry Sloan’s contributions on the Zoning Board and wished him well. He also extended well wishes to Mr. Nicholas Morolda on his appointment and asked if Council has any further information regarding his resume and qualifications; Council President Cohen gave a brief synopsis highlighting Mr. Morolda’s qualifications.

**Michele Arminio, 9 Nathaniel St.** – Mrs. Arminio asked for clarification on Resolutions R-9-2020-198 and R-9-2020-199, as both are for the Award of Printing Services but broken into Groups A & B and Group C; Administrator Weinberg answered that Group C is different from Groups A & B as it is for perforated printing and not everyone are able to bid on that group. Groups A & B is the standard printing of letterhead and business cards.

Mrs. Arminio asked for an explanation of the first paragraph of Resolution R-9-2020-189, specifically what “non-exempt” means; Administrator Weinberg answered that this is a refinance of a loan by the owner of an affordable housing unit. Attorney Rainone added that “non-exempt” means that it is the first sale after the expiration of the affordable housing restrictions, where the resale amount of the unit would no longer not be bound by those restrictions. Mrs. Arminio asked if the restriction had to do with time, money or both to which Attorney Rainone answered that for the Township it is always time, but COAH regulates how much the resale value of the unit is. Mrs. Arminio asked if the unit is still considered affordable; Attorney Rainone answered yes. Mrs. Arminio then asked how much time is being relieved; Attorney Rainone answered that no time was being relieved. Mrs. Arminio asked what the restriction or control then is being eliminated; Attorney Rainone answered that he did not understand her question. Mrs. Arminio clarified asking what exemption is being lifted to which Attorney Rainone answered that this resolution is for a subordination.

Mrs. Arminio asked for clarification for Resolution R-9-2020-194 which gives \$125,000 to Center State Engineering; she stated that the Township should go out to bid. Attorney Rainone answered that we do not go out to bid for professional services; Administrator Weinberg added that the cost is only 12% of the estimate of the design, bidding and inspection costs of the project.

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

**UPON MOTION** made by Councilman Dalina and seconded by Councilman Dipierro, the Agenda Meeting was Adjourned at 6:49pm.

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

**UPON MOTION** made by Council Vice-President Schneider and seconded by Councilman Dipierro, the Regular Meeting was Called to Order at 6:49pm.

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

**UPON MOTION** made by Councilman Dalina and seconded by Council Vice-President Schneider, the **CLAIMS** per run date of **8/25/2020** were approved for payment as written and 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 Councilman Baskin and seconded by Councilman Dalina, the **MINUTES** of the **August 3, 2020 Agenda/Regular Combined Meeting** were approved as written and presented.

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

**UPON ACTION** made by the Council the following Ordinance(s) were **moved on SECOND READING** for **FINAL ADOPTION** as follows:

**O-8-2020-015**                    **ORDINANCE AMENDING CHAPTER 43 OF THE CODE OF THE TOWNSHIP OF MONROE, ENTITLED “FIRE PREVENTION”** (this allows the Fire Districts to use online payment services and charge the affiliated fees)

**BE IT ORDAINED**, by the Mayor and Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, that Chapter 43 “Fire Prevention” §13 entitled “Payment of Fees” of the Code of the Township of Monroe shall be amended to include an addition to read as follows: (new text is in **red and underlined**.)

**SECTION 1.**

§ 43-13 **Payment of fees.**

[Amended 6-9-99 by Ord. No. 0-6-99-025]

All fees outlined in Chapter 39 of this Code not otherwise collected for distributions as outlined by the New Jersey State Uniform Fire Code or the State of New Jersey, shall be collected by and be payable to the enforcing agency; provided however, that to the extent allowable by law, no fees shall be required for the inspection of any municipality owned or operated facility and no municipal agency shall be required to pay permit fees.

All required transaction fees required by Federal or State Regulations for online and/or point of sale transactions shall be collected as outlined by the State of New Jersey.

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

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

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

**UPON MOTION** made by Councilman Dalina and seconded by Council Vice-President Schneider, the **PUBLIC HEARING** for Ordinance **O-8-2020-015** was **opened**. All were in favor, none opposed

**PUBLIC HEARING:**

No Public Comment.

**UPON MOTION** made by Councilman Dalina and seconded by Councilman Baskin, the **PUBLIC HEARING** for Ordinance **O-8-2020-015** was **closed**. All were in favor, none opposed.

**UPON MOTION** made by Councilman Baskin and seconded by Councilman Dalina, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:  
**O-8-2020-015            ORDINANCE AMENDING CHAPTER 43 OF THE CODE OF THE TOWNSHIP OF MONROE, ENTITLED “FIRE PREVENTION”** (this allows the Fire Districts to use online payment services and charge the affiliated fees)

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-8-2020-015

**O-8-2020-016            BOND ORDINANCE PROVIDING FOR VARIOUS 2020 WATER AND SEWER UTILITY IMPROVEMENTS BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$7,625,000 THEREFOR FROM THE WATER AND SEWER UTILITY OF THE TOWNSHIP AND AUTHORIZING THE ISSUANCE OF \$7,625,000 BONDS OR NOTES TO FINANCE THE COST THEREOF**

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

**SECTION 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Water and Sewer Utility of the Township of Monroe, in the County of Middlesex, State of New Jersey (the “Township”) as general improvements. For the said improvements stated in Section 3, there is hereby appropriated the aggregate sum of \$7,625,000 from the Water and Sewer Utility of the Township (the “Water and Sewer Utility”). Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.* (the “Local Bond Law”), no down payment is required as the Water and Sewer Utility of the Township is self-liquidating.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the \$7,625,000 appropriation provided for herein, negotiable bonds of the Water and Sewer Utility of the Township are hereby authorized to be issued in the principal amount of \$7,625,000 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Water and Sewer Utility of the Township in a principal amount not exceeding \$7,625,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

**SECTION 3. (a)** The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued include, but are not limited to, the following:

<u>Description</u>	<u>Total Appropriation</u>	<u>Debt Authorization</u>	<u>Useful Life</u>
(i) The acquisition and installation of residential water meters; and	\$450,000	\$450,000	10 years
(ii) Purchase of equipment to comply with the New Jersey Water Quality Accountability Act’s Asset Management Program including, but not limited to, the rehabilitation of public water supply well pumps to ensure the well operates to original equipment design standards; and	\$250,000	\$250,000	10 years
(iii) External and internal improvements to Tank 615 including, but not limited to, painting and sandblasting the outside and inside of the tank to comply with the New Jersey Water Quality Accountability Act Asset Management Program; and	\$1,950,000	\$1,950,000	10 years
(iv) Rehabilitate and upgrade Tank 8, which includes, but is not limited to, adding 250,000 gallons of additional storage space and upgrading the Supervisory Control and Data Acquisition system; and	\$1,500,000	\$1,500,000	25 years

<u>Description</u>	<u>Total Appropriation</u>	<u>Debt Authorization</u>	<u>Useful Life</u>
(v) Perform engineering design and redirect upgrades to, as applicable, Pump Station 1 and Pump Station 6; and	\$600,000	\$600,000	5 years
(vi) Purchase and acquire a jet vacuum truck and Kubota Tractor; and	\$495,000	\$495,000	5 years
(vii) Implement various upgrades and improvements to Pump Station No. 2; and	\$2,000,000	\$2,000,000	30 years
(viii) Purchase technology equipment including, but not limited to, computers, phones, and security equipment.	\$380,000	\$380,000	7 years
<b>TOTALS</b>	<u>\$7,625,000.00</u>	<u>\$7,625,000.00</u>	

(b) All such improvements or purposes set forth in Section 3(a) shall include, as applicable, but are not limited to, all engineering and design work, surveying, construction planning, preparation of plans and specifications, environmental testing and remediation, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(c) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$7,625,000.

(d) The estimated aggregate cost of said improvements or purposes is \$7,625,000.

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Middlesex make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Middlesex. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Middlesex shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such time as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer of the Township. The Chief Financial Officer of the Township shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable, for the Water and Sewer Utility of the Township. The capital or temporary capital budget, as applicable, of the Water and Sewer Utility is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, as applicable, of the Water and Sewer Utility, a revised capital or temporary capital budget of the Water and Sewer Utility has been filed with the Division of Local Government Services.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Water and Sewer Utility may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 17.32 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Water and Sewer Utility as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$7,625,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$1,198,000 for items of expense listed in and permitted under N.J.S.A. § 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

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

**SECTION 8.** The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township and, unless paid from other sources, including water and sewer fees and rates collected by customers of the Water and Sewer Utility, the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

**SECTION 10.** The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all tax-exempt bonds and notes issued under this ordinance.

**SECTION 11.** The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township, which are authorized herein, and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking required by the Rule, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 12.** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**UPON MOTION** made by Council Vice-President Schneider and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-8-2020-016** was **opened**. All were in favor, none opposed

**PUBLIC HEARING:**

**Michelle Arminio, 9 Nathaniel St.** – Mrs. Arminio asked if the \$7,000,000+ will be the debt of the water and sewer budget; Administrator Weinberg answered yes it will be a part of their self-liquidating budget. Mrs. Arminio asked what the interest rate would be; Administrator Weinberg answered that this will go into BANS for as long as the Mayor and Council decide and then to permanent financing. Mrs. Arminio asked if there is a targeted use for the \$7,000,000+ or is it just open, to which Administrator Weinberg answered that there is a detailed list of about 8 projects which are then broken down with more specific details in the ordinance. Mrs. Arminio asked how many total bonds have we issued under the water and sewer budget within the last 12 months; Administrator Weinberg answered that we have issued none under the water and sewer budget. Lastly, Mrs. Arminio asked if this was for the 2021 fiscal year, to which Administrator Weinberg answered yes and can go beyond that.

**UPON MOTION** made by Councilman Dalina and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-8-2020-016** was closed. All were in favor, none opposed.

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

**O-8-2020-016            BOND ORDINANCE PROVIDING FOR VARIOUS 2020 WATER AND SEWER UTILITY IMPROVEMENTS BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$7,625,000 THEREFOR FROM THE WATER AND SEWER UTILITY OF THE TOWNSHIP AND AUTHORIZING THE ISSUANCE OF \$7,625,000 BONDS OR NOTES TO FINANCE 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-8-2020-016

**O-8-2020-017            BOND ORDINANCE PROVIDING FOR VARIOUS 2020 CAPITAL IMPROVEMENTS, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE “TOWNSHIP”); APPROPRIATING \$2,967,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,825,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS THEREOF**

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

**SECTION 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Monroe, in the County of Middlesex, State of New Jersey (the “Township”). For the said improvements or purposes stated in Section 3, there is hereby appropriated the aggregate sum of \$2,967,500, said sum being inclusive of aggregate down payments in the amount of \$142,500 now available for said improvements or purposes required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the “Local Bond Law”), and now available therefor by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$2,967,500 appropriation not provided for by application hereunder of said down payments, negotiable bonds of the Township are hereby authorized to be issued in a principal amount not exceeding \$2,825,000 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$2,825,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

**SECTION 3.** (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued include, but are not limited to, the following:

<u>Description</u>	<u>Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Purchase radios and 911 equipment for the Police Department; and	\$1,200,000	\$1,142,500	\$57,500	7 years
(ii) Purchase books for the Township Library; and	\$ 150,000	\$ 142,800	\$7,200	5 years
(iii) Purchase body cameras for the Police Department; and	\$110,000	\$104,700	\$5,300	7 years
(iv) Purchase Sports Utility Vehicles and related equipment for the Police Department; and	\$140,000	\$133,300	\$6,700	5 years
(v) Purchase alcohol test units and computer equipment for the Police Department; and	\$71,000	\$67,600	\$3,400	7 years
(vi) Purchase three (3) Sports Utility Vehicles and related equipment for the Construction and Emergency Service Departments; and	\$140,000	\$133,200	\$6,800	5 years
(vii) Purchase two (2) ambulances and related equipment for Emergency Services Department; and	\$600,000	\$571,400	\$28,600	10 years
(viii) Purchase office equipment for the Planning and Zoning Department including, but not limited to, shredders and copiers; and	\$11,000	\$10,400	\$600	5 years
(ix) Purchase equipment and furniture for the Community Center including, but not limited to, LED lighting, bleachers, and athletic mats; and	\$30,500	\$29,000	\$1,500	10 years
(x) Purchase equipment and furniture for the Senior Center including, but not limited to, tables, chairs, and LED lighting upgrades; and	\$30,000	\$28,500	\$1,500	10 years
(xi) Purchase computer and related equipment and software various departments within the Township; and	\$150,000	\$142,800	\$7,200	7 years
(xii) Purchase vehicles for the Department of Public Works including, but not limited to, a pick-up truck, mini excavator, and wood chipper; and	\$150,000	\$142,700	\$7,300	5 years
(xiii) Purchase and acquisition of equipment including, but not limited to, a lawn mower, and a landscape trailer for various parks within the Township, and	\$39,000	\$37,100	\$1,900	10 years
(xiv) Implement improvements including, but not limited to, roof repairs, Spyder controlled air handlers, sidewalk and paving improvements and various other	\$146,000	\$139,000	\$7,000	20 years

<u>Description</u>	<u>Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
capital improvements to various buildings throughout the Township, including, but not limited to, the Library, Senior Center, and Community Center.				
TOTALS	<u>\$2,967,500.00</u>	<u>\$2,825,000.00</u>	<u>\$142,500.00</u>	

(b) The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$2,825,000.

(c) The aggregate estimated cost of said improvements or purposes is \$2,967,500, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the aggregate down payments in the amount of \$142,500 available for such improvements or purposes.

(d) All such improvements or purposes set forth in Section 3(a) shall include, as applicable, but are not limited to, all engineering and design work, surveying, construction planning, preparation of plans and specifications, environmental testing and remediation, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Middlesex make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Middlesex. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Middlesex shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such time as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer of the Township. The Chief Financial Officer of the Township shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. If necessary, the capital or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this bond ordinance and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget and capital programs as approved by the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, will be on file in the office of the Clerk and will be available for public inspection.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 7.94 years.



(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$2,825,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$133,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

**SECTION 8.** The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township and, unless paid from other sources, the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the principal of the bonds or notes and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

**SECTION 10.** The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all tax-exempt bonds and notes issued under this bond ordinance.

**SECTION 11.** The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township, which are authorized herein, and to execute such disclosure document on behalf of the Township. The Chief Financial Officer of the Township is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 12.** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**UPON MOTION** made by Councilman Dipierro and seconded by Councilman Baskin, the **PUBLIC HEARING for Ordinance O-8-2020-017** was **opened**. All were in favor, none opposed

**PUBLIC HEARING:**

**Michelle Arminio, 9 Nathaniel St.** – Mrs. Arminio stated that she does not see on her copy of the agenda, which she just printed, that there is a public hearing for this ordinance; Township Clerk Patricia Reid commented that in looking at the agenda on the website she does see the public hearing noted and suggested that Mrs. Arminio's copy may have cut off when printing.

Mrs. Arminio asked if the money in this bond ordinance was from the General Fund; Administrator Weinberg answered yes. Mrs. Arminio asked if there is a detailed list of projects, to which Administrator Weinberg answered yes and Township Attorney Rainone added where she can find the list of projects. Mrs. Arminio asked for the total amount of bonds over the last 12 months, to which Administrator Weinberg summarized the list of projects with the approximate amount totaling close to \$3.7 million. Mrs. Arminio asked how she would ask for the total through an OPRA request; Administrator Weinberg answered that she can look at the Supplemental Debt Statement which is available on the Township website and the project details are also in the audit.

**UPON MOTION** made by Councilman Dipierro and seconded by Councilman Baskin, the **PUBLIC HEARING for Ordinance O-8-2020-017** was **closed**. All were in favor, none opposed.

**UPON MOTION** made by Councilman Dalina and seconded by Councilman Baskin, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:  
**O-8-2020-017**

**BOND ORDINANCE PROVIDING FOR VARIOUS 2020 CAPITAL IMPROVEMENTS, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "TOWNSHIP"); APPROPRIATING \$2,967,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,825,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS 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-8-2020-017

Councilman Dipierro asked if this was a wet or dry basin; Engineer Rasimowicz answered he does not recall. Councilman Dipierro asked what the size of the basin is and if it is fenced in; Engineer Rasimowicz answered he does not recall the size and believes it to be fenced in. Councilman Dipierro asked if any future developments can utilize this basin; Engineer Rasimowicz answered the basin was designed for this community and stated that he does not know if any of the drainage from adjacent roadway goes into this basement or if any usage from other developer was authorized; Councilman Dipierro asked if Engineer Rasimowicz could get the answers for him and report back, to which he responded yes. Councilman Dipierro asked if there was a letter of interpretation received; Engineer Rasimowicz stated that if there were wetlands on it then a letter of interpretation would have been received from the Planning Board.

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

**O-9-2020-018 ORDINANCE ACCEPTING DEED OF DEDICATION FOR DETENTION BASIN ON BLOCK 53 LOT 10.43.** (Hannah Court - Primrose East Dev.)

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-9-2020-018

**UPON MOTION** made by Councilman Dalina 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-9-2020-019 ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE, ENTITLED "VEHICLES AND TRAFFIC".** (35mph - Texas Road between Spotswood Englishtown Rd and Matchaponix Ave)

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-9-2020-019

Councilman Dipierro asked in regard to Resolution R-9-2020-189 if this property is deed restricted; Township Attorney Rainone answered yes under UHAC this property is covered under an affordable housing restriction which is like a mortgage. Administrator Weinberg added that he believes it is 50 years from when it was built and Township Attorney Rainone explained further.

**UPON MOTION** made by Councilman Dalina and seconded by Councilman Baskin the following Resolutions were moved for Adoption under the **CONSENT AGENDA:** (R-9-2020-189 – R-9-2020-203 with the exception of Resolution R-9-2020-198 which will be voted on separately)

**R-9-2020-189 RESOLUTION AUTHORIZING THE SUBORDINATION OF AFFORDABLE HOUSING LIEN ON 1157 MORNING GLORY DRIVE.**

**WHEREAS**, on December 30, 2016, Pravinchandra M. Dalwadi and Raksha P. Dalwadi, (“Dalwadi’s”), married, gave a repayment mortgage in accordance with the State’s Affordable Housing Program, to the Township of Monroe, requiring the Dalwadi’s to pay the sum of \$31,185.00 to the Municipality upon the first non-exempt sale of their property having an address of 1157 Morning Glory Drive, as provided under the rules of the New Jersey Housing and Mortgage Finance Agency set forth in N.J.A.C. 5:80-26.5(c), said mortgage having been recorded with the Middlesex County Clerk on July 31, 2020, in Book 17967, Pages 655-659 *et seq.* (the Affordable Housing Lien); and

**WHEREAS**, on December 30, 2016, the Dalwadi’s gave a mortgage to Sierra Pacific Mortgage Company, Inc., in the amount of \$151,052.00, said mortgage having been recorded with the Middlesex County Clerk on January 30, 2017 in Mortgage Book 16654, Page 0263 *et seq* (the “2016 Sierra Pacific Mortgage”); and

**WHEREAS**, the Dalwadi’s have applied to refinance the 2016 Sierra Pacific Mortgage and has asked the Township of Monroe to subordinate the Affordable Housing Lien; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey, that the Mayor and Township Clerk are hereby authorized and directed to execute the Mortgage Subordination, annexed hereto as Exhibit A.

**SO RESOLVED**, as aforesaid.

**R-9-2020-190 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-Nine Thousand One-Hundred dollars and no cents (\$39,100.00),

**WHEREAS**, pursuant to N.J.S.A. 54: 5-33 said premiums must be returned to the purchasers upon redemption:

**WHEREAS**, The Tax Lien Certificates as outlined on Schedule A have been redeemed:

**NOW, THEREFORE, BE IT RESOLVED** by the Township of Monroe in the County of Middlesex in the State of New Jersey that the Township’s Certified Municipal Financial Officer is hereby authorized and directed to draw a check from the Township’s Trust Account in the amount listed on Schedule A and forward same to the Tax Collector for distribution to the purchasers.

**R-9-2020-191 RESOLUTION AUTHORIZING REFUND OF SENIOR CENTER RENTAL FEE. (Indian American Club \$350.00 and Grand Lodge Knights of Pythias \$350.00)**

**WHEREAS**, the Special Event Coordinator, by copy of letters dated August 3, 2020 and August 26, 2020, copies of which are attached hereto as Exhibit “A”, has recommended the Council approve the following Senior Center rental fee refunds:

<u>Refund to:</u>	<u>Reason</u>	<u>Amount</u>
Indian American Club c/o Shatrughan Dawani 713A Victoria Court Monroe Twp., N.J. 08831	Event Cancelled due to COVID-19	\$350.00
Grand Lodge Knights of Pythias c/o Sir David N. Bellask 97 Draw Bridge Drive Road Monroe Twp., N.J. 08831	Event Cancelled due to COVID-19	\$350.00

**WHEREAS**, Council has reviewed the recommendations of the Special Event Coordinator and finds the requests for the above refunds 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 requests are hereby authorized and that refunds be made to the **Indian American Club in the amount of \$350.00 and Grand Lodge Knights of Pythias in the amount of \$350.00.**

**SO RESOLVED**, as aforesaid.

**R-9-2020-192**                    **RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN ANNUAL MAINTENANCE AGREEMENT WITH MOTOROLA SOLUTIONS INC. UNDER THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM.** (Township Radio Equipment and System - \$81,907.20)

**WHEREAS**, the Township of Monroe, County of Middlesex, has purchased various Communications Equipment for the Monroe Township Police Department from an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP and the maintenance of this equipment is essential; and

**WHEREAS**, the Township of Monroe wishes to enter into an annual Maintenance Agreement with **Motorola Solutions, Inc., 123 Tice Boulevard Woodcliff Lake, N.J. 07677** using **NJ State Contract No. 83909**, beginning September 1, 2020 through August 31, 2021; 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**, the actual cost of the Maintenance Agreement shall not exceed Eighty-One Thousand Nine Hundred Seven Dollars and Twenty Cents (**\$81,907.20**); and

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. C-2000046, 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 the Mayor and Township Clerk are hereby authorized to execute a Maintenance Agreement with Motorola Solutions, Inc. from September 1, 2020 through August 31, 2021 in an amount not to exceed Eighty-One Thousand Nine Hundred Seven Dollars and Twenty Cents (**\$81,907.20**), nunc pro tunc.

**SO RESOLVED**, as aforesaid.

**R-9-2020-193**                    **RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT NO. 487 "PATCH PAVING & CONCRETE REPAIR" WITH L & L PAVING CO. FOR AN EXTENSION AND ADDITIONAL SERVICES FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.")**. (one-year extension – per unit pricing and includes infrared repairs and site restoration)

**WHEREAS**, the M.T.U.D. is currently under contract with L & L Paving Co. for as needed paving and concrete installation and repair; and

**WHEREAS**, the M.T.U.D. from time to time requires infrared repair and site restoration services; and

**WHEREAS**, L & L Paving Co. has submitted a proposal for said infrared repairs and site restoration dated 8/11/2020, a copy of which is attached hereto as exhibit B; and

**WHEREAS**, the M.T.U.D. Purchasing Agent has reviewed said proposal with the Director, and feel it is both fair and acceptable; and

**WHEREAS**, Section 16.0 "Contract Term" 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 L & L Paving has performed very well during the initial contract term, 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 amend Contract 487 to include Line Item pricing for infrared repairs and site restoration, and has notified L & L Paving Co. of the M.T.U.D.'s intention to amend and extend said contract via a letter dated August 11, 2020; and

**WHEREAS**, L & L Paving Co. has indicated their acceptance of the amendment and 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 Patch Paving and Concrete Repair with L & L Paving Co., based on the unit pricing and estimated quantities, for the (12) twelve-month extension term. The new termination date shall be September 5, 2021. The existing unit pricing, terms and conditions of the agreement shall remain unchanged.

**SO RESOLVED**, as aforesaid.

**R-9-2020-194                      RESOLUTION AUTHORIZING EXECUTION OF A  
PROFESSIONAL SERVICES CONTRACT WITH CENTER  
STATE ENGINEERING FOR PROFESSIONAL ENGINEERING  
SERVICES IN CONNECTION WITH 2020 COSTCO DRIVE  
ROADWAY & CONCRETE IMPROVEMENTS. (\$125,000.00)**

**WHEREAS**, the Township of Monroe seeks professional engineering, surveying and planning services in connection with the **2020 Costco Drive Roadway & Concrete Improvements**; and

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

**WHEREAS**, the fees for such services will not exceed one hundred and twenty five thousand dollars (**\$125,000.00**); and

**WHEREAS**, the Certified Municipal Finance Officer has certified the availability of funds for such an engagement in Certificate No. C-2000047, a copy of which is attached hereto as Exhibit "A"; and

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

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

- (1) The Mayor and Township Clerk be and are hereby authorized and directed to execute the attached contract with *Center State Engineering, 481 Spotswood-Englishtown Road, Monroe Township, NJ 08831*, in accordance with the Agreement annexed hereto;
- (2) The Department of Finance is hereby authorized and directed to pay Invoices for services rendered by Center State Engineering for the professional engineering, surveying and planning services in connection with the **2020 Costco Drive Roadway & Concrete Improvements** in an amount not to exceed one hundred and twenty five thousand dollars (**\$125,000.00**);
- (3) The Contract is awarded with the stipulation that *Center State Engineering* shall include within the Contract Mandatory Affirmative Action language and shall submit to the Township of Monroe any appropriate Affirmative Action document within the time period prescribed by law;
- (4) A notice of this action shall be printed once in the Home News Tribune.

**SO RESOLVED**, as aforesaid.

**R-9-2020-195                      RESOLUTION AUTHORIZING THE REFUND OF TAX  
OVERPAYMENTS. (Various refunds totaling \$7,031.87)**

**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 Seven- Thousand Thirty-One dollars and Eighty-Seven cents (**\$7,031.87**) 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-9-2020-196                    RESOLUTION AUTHORIZING RELEASE OF CASH  
MAINTENANCE GUARANTEE FOR 311 SPOTSWOOD-  
ENGLISHTOWN ROAD REALTY, LLC (BA-5070-12).**

**WHEREAS, 311 Spotswood-Englishtown Road Realty, LLC** has posted cash maintenance guarantees for a Use Variance, Preliminary & Final Major Site Plan located at Block 165 Lots 32 and 33, BA-5070-12; and

**WHEREAS,** said guarantee has expired and **311 Spotswood-Englishtown Road Realty, LLC** has requested the release of the cash Maintenance Guarantee; and

**WHEREAS,** as defined in N.J.S.A. 40:55D-53 et seq., the Township Engineer. 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 maintenance guarantee, as detailed in a letter dated August 18, 2020, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS,** the Monroe Township Council has reviewed and hereby approves the recommendation of the Township Engineer to release the Cash Maintenance Bond in the amount of;

**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 Maintenance Guarantee posted for BA-5070-12, Block 165 Lots 32 and 33, be released as reflected above and within the letter annexed hereto. This approval for release of cash maintenance guarantee is conditioned upon the resolution of any outstanding balances attached to the project escrow accounts; and

**BE IT FURTHER RESOLVED** that the Monroe Township Finance Department is hereby authorized and directed to release said cash Maintenance Guarantee and any escrow accounts related to this project.

**SO RESOLVED,** as aforesaid.

**R-9-2020-197                    RESOLUTION AUTHORIZING THE EXECUTION OF A  
DEVELOPER’S AGREEMENT BY AND BETWEEN  
APPLEGARTH REAL ESTATE, LLC AND THE TOWNSHIP OF  
MONROE FOR WATER AND SEWER SERVICES FROM THE  
MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**

**WHEREAS,** Applegarth Real Estate, LLC (the “Developer”) is the developer of certain real property known as Block 41, Lot 9.06, 9.07, and 10.02 in the Township of Monroe, County of Middlesex, State of New Jersey (hereinafter referred to as the “Property”); and

**WHEREAS,** the Developer proposes to develop certain commercial development consisting of a 170,000 square foot one-story warehouse with 29 loading docks, 46 trailer spaces, 136 car spaces, one stormwater retention basin, one stormwater infiltration trench and a 9,800 square foot two-story medical office building with associated sanitary sewer and water infrastructure located at the Property (hereinafter the “Project”); and

**WHEREAS,** the Developer has requested water and sewer service for the Project from the Monroe Township Utility Department (“M.T.U.D.”); and

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

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

**WHEREAS,** execution of the attached agreements in forms substantially similar to the forms attached hereto is in the best interests of the Township of Monroe; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey, that the Mayor and Township Clerk be and are hereby authorized to execute the Developer’s Agreement with Applegarth Real Estate, LLC, for the purpose of providing water and sewer services to the Project, attached hereto and made a part hereof.

**SO RESOLVED,** as aforesaid.

**R-9-2020-199                    RESOLUTION AUTHORIZING AWARD OF BID TO CONCEPT PRINT  
FOR MONROE TOWNSHIP PRINTING SERVICES (Group C). (per unit  
pricing)**

**WHEREAS**, on August 25, 2020 four (4) sealed bids were received by Monroe Township in connection with Monroe Township Printing Services; and

**WHEREAS**, the Monroe Township Business Administrator, in a letter dated August 25, 2020, a copy of which is attached hereto, recommends a contract be awarded to **Concept Print**, 40 Lydecker Street Nyack, N.Y. 10960 for Printing Services (Group C), based upon the *unit pricing and estimated quantities* contained within their bid documents, as shown in the attached rate schedule, and upon final review by the Township Attorney; and

**WHEREAS**, the Township Council has reviewed the recommendations made by the Business Administrator regarding said contract; and

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. C-2000049, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the Utility Finance Officer has certified the availability of funds in Certificate No. M-2000013, a copy of which is attached hereto as Exhibit "B"; 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 thereunder, 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, County of Middlesex, State of New Jersey that it has rendered its advice and hereby consents to the award of a two (2) year contract with **Concept Print** for Printing Services (Group C) for Monroe Township **expiring 9/1/2022**, with the provision authorizing the Business Administrator to extend for one additional one year period with the consent of the bidder; and

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

(1) The Mayor and Township Clerk are hereby authorized to enter into a contract with Concept Print in accordance with their submitted bid;

(2) The Finance Officer is hereby authorized and directed to pay invoices for material delivered by Concept Print in accordance with their bid;

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

**BE IT FURTHER RESOLVED** that the contract is awarded with the stipulation that Concept Print shall comply with Affirmative Action Regulations and must submit 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-9-2020-200                    RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT  
WITH DOWN TO EARTH LANDSCAPING FOR MONROE TOWNSHIP  
TREE PLANTING. (1 year extension)**

**WHEREAS**, on October 7, 2019 per Resolution No. R-10-2019-258, **Down to Earth Landscaping**, was awarded the Monroe Township Tree Planting contract; and

**WHEREAS**, the current contract renewal expires on September 30, 2020 and the Township has an option to extend for two additional one-year periods; and

**WHEREAS**, the Township Qualified Purchasing Agent inquired as to the willingness of Down to Earth Landscaping to extend their current contract; and

**WHEREAS**, the attached letter dated August 27, 2020 indicates the willingness of **Down to Earth Landscaping** to extend the current contract from October 1, 2020 thru September 30, 2021, under the same terms, conditions and pricing contained within their original bid specification and contract; and

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available as set forth in Certificate No C-1900072, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the contract for Monroe Township Tree Planting is being extended one year to September 30, 2021 in accordance with N.J.S.A. 40A:11-15 of the Local Public Contracts Law;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that it has rendered its advice and hereby consents to the one-year extension of contract with Down to Earth Landscaping under the same terms, conditions and pricing within their original bid specification submitted for Monroe Township Tree Planting; and

**BE IT FURTHER RESOLVED** that the Finance Department is hereby authorized and directed to pay Invoices for the above referenced vendor in accordance with the original terms, conditions and pricing contained within their original 2019 contract entered into between the parties;

**SO RESOLVED**, as aforesaid.

**R-9-2020-201                      RESOLUTION AUTHORIZING AND APPROVING THE RENEWAL OF LIQUOR LICENSES FOR THE 2020– 2021 LICENSE TERM.**

**WHEREAS**, on April 13, 2020 Administrative Order AO 2020-02 was adopted extending the 2020 licensing term from June 30, 2020 to September 30, 2020; and

**WHEREAS**, the Plenary Retail Consumption and Plenary Retail Distribution Applications set forth on the **attached list** for licenses heretofore issued by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey for the licensing year 2020-2021 have been submitted in proper form and no objections have been received in writing or otherwise; and

**WHEREAS**, the applications submitted for the licenses set forth have been found complete in all respects; and

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

**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 Liquor Licenses as outlined on the attached list, heretofore issued for the licensing term of 2020 – 2021 be and are hereby renewed for the said licensing term, effective October 1, 2020;

**BE IT FURTHER RESOLVED** that the Township Clerk is hereby authorized and directed to issue the Club, Plenary Retail Consumption and Plenary Retail Distribution Licenses for the licensing term of 2020 – 2021, effective October 1, 2020 – June 30, 2021.

**SO RESOLVED**, as aforesaid.

**R-9-2020-202                      RESOLUTION APPOINTING MEMBERS TO THE ZONING BOARD OF ADJUSTMENT.**

**WHEREAS**, on May 26, 2020 Henry Sloan resigned from the Zoning Board of Adjustment effective immediately creating a regular member vacancy; and

**WHEREAS**, current Alternate 1 member, Rajani Karuturi shall move to fill the unexpired term of Henry Sloan for a regular member unexpired four-year term commencing immediately, expiring 12/31/2020; and

**WHEREAS**, current Alternate 2 member, Donato Tanzi shall move to fill the Alternate 1 member unexpired term of Rajani Karuturi effective immediately and expiring on 12/31/2020; and

**WHEREAS**, current Alternate 3 member, Richard Lans shall move to fill the Alternate 2 member unexpired term of Donato Tanzi effective immediately and expiring 12/31/2021; and

**WHEREAS**, current Alternate 4 member, Arnold Jaffe shall move to fill the Alternate 3 member unexpired term of Richard Lans effective immediately and expiring 12/31/2021; and

**WHEREAS**, a vacancy exists in the Alternate 4 Zoning Board position; and

**WHEREAS**, Council President Cohen proposes the appointment of Nicholas Morolda as the Alternate 4 Member, to fill the unexpired term of Arnold Jaffe effective immediately with the term expiring December 31, 2021; and

**WHEREAS**, after consideration the Township Council, approves the appointment of Nicholas Morolda as Alternate 4 Member; and



**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the following membership of the Zoning Board of Adjustment have been duly moved, seconded and approved by the Monroe Township Council at its meeting held on September 2, 2020:

		<u>Appointed</u>	<u>Term</u>	<u>Expiration</u>
Carol Damiani		01/01/2020	4 yrs.	12/31/2023
Louis Masters		01/01/2020	4 yrs.	12/31/2023
Marino Lupo		01/01/2019	4 yrs.	12/31/2022
Vincent LaFata		01/01/2018	4 yrs.	12/31/2021
Gary Busman		01/01/2018	4 yrs.	12/31/2021
Michael Maiolo		01/01/2017	4 yrs.	12/31/2020
<i>Rajani Karuturi</i>		<i>01/01/2017</i>	<i>4 yrs.</i>	<i>12/31/2020</i>
<i>Donato Tanzi</i>	<i>-Alt. 1</i>	<i>01/01/2019</i>	<i>2 yrs.</i>	<i>12/31/2020</i>
<i>Richard Lans</i>	<i>-Alt. 2</i>	<i>01/01/2020</i>	<i>2 yrs.</i>	<i>12/31/2021</i>
<i>Arnold Jaffe</i>	<i>-Alt. 3</i>	<i>01/01/2020</i>	<i>2 yrs.</i>	<i>12/31/2021</i>
<i>Nicholas Morolda</i>	<i>-Alt. 4</i>	<i>01/01/2020</i>	<i>2 yrs.</i>	<i>12/31/2021</i>

**SO RESOLVED**, as aforesaid.

**R-9-2020-203                    RESOLUTION AUTHORIZING AN AFFORDABLE HOUSING  
 HOMEOWNERSHIP ASSISTANCE LOAN REPAYMENT  
 AGREEMENT WITH THE OWNER OF AN AFFORDABLE  
 HOUSING UNIT LOCATED AT 69 MORGAN WAY, MONROE  
 TOWNSHIP, NEW JERSEY.**

**WHEREAS**, *BINJUBEN PATEL & HETALKUMAR PATEL* is about to be the owner of property located at 69 Morgan Way, Monroe Township, New Jersey, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit which, among other restrictions, restricts the property owner in financing the property or otherwise encumbering the property by way of mortgage, home equity loan, or other form of financing; and

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

**WHEREAS**, the Township of Monroe is willing to extend a loan to the property owner toward the payment of a down payment in the amount of **\$17,462.00**; and

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

**NOW THEREFORE BE IT RESOLVED** on this 2nd day of September 2020, by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, that:

1. The Mayor, Business Administrator, Clerk and/or Attorney are hereby authorized to execute a Down Payment Assistance Loan Program Agreement with the owner of an Affordable Housing unit located at 69 Morgan Way, Monroe Township, New Jersey, Block 14.11, Lot 1.
2. A copy of the fully executed Agreement shall be kept on file with the Clerk. The original shall be kept in the unit file by the Administrative Agent.
3. Check in the amount of **\$17,462.00** shall be made payable to **KOMLIKA GILL ATTORNEY TRUST** and mailed to the Attention of Jerome J. Convery, Attorney at Law, 272 Highway 34, Suite 3, Matawan, NJ 07747.

**SO RESOLVED**, as aforesaid.

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

Copy of Resolutions Duly Filed.

**UPON MOTION** made by Councilman Dalina and seconded by Council Vice-President Schneider, the following Resolution was moved for Adoption and considered separately:

**R-9-2020-198                    RESOLUTION AUTHORIZING AWARD OF BID TO JAMESBURG PRESS FOR MONROE TOWNSHIP PRINTING SERVICES (Groups A & B). (per unit pricing)**

**WHEREAS**, on August 25, 2020 four (4) sealed bids were received by Monroe Township in connection with Monroe Township Printing Services; and

**WHEREAS**, the Monroe Township Business Administrator, in a letter dated August 25, 2020, a copy of which is attached hereto, recommends a contract be awarded to **Jamesburg Press**, 9 East Railroad Avenue, Jamesburg, NJ 08831 for Printing Services (Groups A & B), based upon the *unit pricing and estimated quantities* contained within their bid documents, and upon final review by the Office of the Township Attorney; and

**WHEREAS**, the Township Council has reviewed the recommendations made by the Business Administrator regarding said contract; and

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. C-2000048, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the Utility Finance Officer has certified the availability of funds in Certificate No. M-200012, a copy of which is attached hereto as Exhibit "B"; 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 thereunder, 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, County of Middlesex, State of New Jersey that it has rendered its advice and hereby consents to the award of a two (2) year contract with **Jamesburg Press** for Printing Services groups A & B for Monroe Township **expiring 9/1/2022**, with the provision authorizing the Business Administrator to extend for one additional one year period with the consent of the bidder; and

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

(1) The Mayor and Township Clerk are hereby authorized to enter into a contract with Jamesburg Press in accordance with their submitted bid;

(2) The Finance Officer is hereby authorized and directed to pay invoices for material delivered by Jamesburg Press in accordance with their bid;

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

**BE IT FURTHER RESOLVED** that the contract is awarded with the stipulation that Jamesburg Press shall comply with Affirmative Action Regulations and must submit 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.

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

Copy of Resolutions Duly Filed.

**REPORTS:**

**Mayor's Report** – Mayor Tamburro thanked all the residents for their diligence during this pandemic.

He noted that the Township has started to safely reopen some programs, stating that those interested can go online to register.

He also highlighted the availability of a small business grant for those businesses affected by the pandemic. For more information please go onto the County website at [www.middlesexcountynj.gov](http://www.middlesexcountynj.gov).

Thanked the DPW and Police Department for their efforts during Tropical Storm Isaias; he expressed his dissatisfaction with JCP&L and their response in getting the electricity turned back on.

Reminded everyone of the 9/11 ceremonies being held at Veteran's Park.

Implored all who have not done so to fill out and complete the Census.

Lastly, he reminded everyone to get their flu shots; and thanked everyone again for working hard to beat this virus and helping one another out, neighbors helping neighbors.

**Administrator's Report** – Administrator Weinberg gave an update on the CARES Act, stating that we have received initial approval and expecting final approval soon.

Thanked everyone for their efforts in cleaning up after Tropical Storm Isaias, noting that this was a true team effort that was responded to well and he reiterated his appreciation for all the hard work during this time.

Highlighted the capital improvements ordinance which will provide for body cameras and ambulances just to name a few.

Mentioned the outdoor programs the Recreation is hosting...Movies, Concert in the park, outdoor yoga.

Noted that the outreach for flu shots has begun.

Reported that he has been working on obtaining the Open Space and Farmland Preservation signage that has been requested.

Lastly, thanked everyone for all of their support and their continued diligence during this time.

Mayor Tamburro added that he would like to extend his thanks to Administrator Weinberg, Lori Olah and the Finance Department for all their hard work.

**Engineer's Report** – Engineer Rasimowicz gave an update on the traffic signal project at the intersection of Matchaponix Avenue and Spotswood Gravel Hill Road reporting that the project is moving along nicely.

Updated all on the Township Road Repaving Project and stated that this should start sometime next week.

**COUNCIL REPORTS:**

**Council Vice-President Schneider** –

- Appreciates the resource directory from the Senior Center noting that it is very helpful.
- Thanked Henry Sloan for his service on the Zoning Board.
- Happy to see programs are starting to open up as the mental and emotional toll of staying home and away from friends and family has taken a toll on the senior population as she has seen within her community in Rossmoor.
- Thanked the OEM for their hard work and all their updates. She noted that their hard work is much appreciated.
- Very happy to hear about the signs for Open Space and Farmland Preservation being worked on.

**Councilman Dalina** –

- Happy for Ordinance O-8-2020-019 reducing the speed limit to 35 mph on Texas Road and thanked the police for taking a look at this and getting this done.
- Welcomed Mr. Morolda to the Zoning Board and believes he will be an outstanding member.
- Library has reopened with limited capacity bringing a little bit of normalcy back to our lives.
- Noticed while out and about to see children and families at the park and enjoying the outdoors which has been great to see some normalcy enter back in our lives.
- Very happy to see the transparency the Township is bringing to our residents and thanked the Mayor for his leadership.

Mayor Tamburro thanked Councilman Dalina for his comments but extended thanked to the OEM for all of their efforts in being transparent especially during this pandemic.

**Councilman Dipierro –**

- The school year will have a very different start and Councilman Dipierro wished all students, staff and teachers good luck this year.
- Asked Chief Biennas if the residents on Texas Road will receive a letter or some sort of notification about the speed change; Chief Biennas answered that the resident who made the initial complaint has already been notified otherwise there are no plans to advise the other residents. He explained that the signs and board will be posted for a period of time before enforcement begins.
- Councilman Dipierro asked if there are any plans to bring back the police blotter; Chief Biennas stated he would look back on it and see if it is feasible but there is no plan to bring that back. Chief Biennas mentioned that we do have Nixle, social media and the police website with all important information.
- Councilman Dipierro asked Township Attorney Rainone how many affordable housing units were completed with C.O.'s; Township Attorney Rainone asked for clarification to which Councilman Dipierro stated that he would like to know how many affordable housing units have C.O.'s and how many affordable housing units have building permits and asked if he could have that information available for the next meeting.
- Extended thanks to the DPW, Township employees, OEM, police department, department heads and all departments for their hard work during Tropical Storm Isaias.
- Asked if there would be a Master Plan public hearing in 2020 via webinar; Administrator Weinberg answered that because of the pandemic things have been pushed back a bit but the plan is for the Planning Board to hold a public hearing for the Master Plan sometime in the Fall.
- Councilman Dipierro asked if there was going to be an update to the 2019 Open Space list; Administrator Weinberg answered that we are going to roll that into the Master Plan effort. He added that the Master Plan will look at where we have open space and give the public an opportunity to give their input as well.
- Asked for a list from Engineer Rasimowicz of the guide rails that will be replaced in 2020 and noted that the guide rails on Perrineville Road need to be replaced; Engineer Rasimowicz stated that the County has been notified of the Perrineville Road issue but they are not included as that is a County road.
- Urged everyone to continue to support local businesses as that is very important to keep them thriving during this time.
- Lastly, Councilman Dipierro continued to wish everyone well and reminded all to stay safe.

**Council President Cohen –**

- Thanked the OEM for their efforts during Tropical Storm Isaias; also extended thanks to Mayor Tamburro for his efforts during the power outage.
- Extended thanks to the OEM and Chief for allowing her to attend the influenza immunization program and urges everyone to get their flu shots.

**Councilman Baskin –**

- Reiterated Councilman Dipierro's sentiments in supporting local businesses, which is very important now that the restaurants will be able to open with limited capacity.
- Very happy to see the speed limit change on Texas Road be approved and thanked resident Matthew Wild for bringing it to the Council's attention so that change could be made.
- Wished the Township's arborist, Gary Lovallo a speedy recovery as he is ill. Noted that he has done wonderful work for the Shade Tree Commission. Also commented that the Shade Tree Commission's Chairwoman, Lucille DiPasquale, will be speaking tonight regarding the hedgerows issues and she is a very good chairwoman and does a great job.
- As liaison of the Historic Preservation Commission, Councilman Baskin stated that he was continuously told he lived in Hoffman, NJ which he was curious about. So, in doing research on Google he found out that Hoffman, NJ also known as Hoffman Station, is an unincorporated community located within Monroe Township. He read the information found online which he thought was very interesting.

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

**PUBLIC COMMENTS:**

**Prakash Parab, 33 Dayna Dr.** – Mr. Parab thanked the DPW, Police and Mayor for all of their hard work through Tropical Storm Isaias.

Mr. Parab suggested that the County and Township roadway paving projects be posted on the Township's Website.

Hopes that the drop off at the Food Pantry opens by November as he knows a lot of people are in need.

Mr. Parab asked how much of the CARES Act money we have received thus far; Administrator Weinberg stated that we have received an initial approval of \$1.9 million dollars with some additional money expected as well.

Commented that he is happy to hear that the Master Plan will be discussed in public and asked that an extended period of time be given for the public to gather their input before having the meeting.

Lastly, Mr. Parab has stated that he has been summarizing the Governor's daily Covid19 briefings to the appreciation of many.

**Katie Belko, 8 Brandon Ave.** - Ms. Belko noted that the Township has an ordinance in place that does not allow for political signs to be posted prior to 45 days before an election to which Ms. Belko asked if the Township would be willing to pass an ordinance to allow for signs to be posted 60 days prior to the election. She commented that she is a candidate running for the Board of Education and in living through these unprecedented times, campaigning in person and by door to door solicitation is not allowed, therefore she asked the Council to consider allowing for election signs to be placed out earlier. Administrator Weinberg responded that the 45 days is in our ordinance and with an ordinance change it would take two readings making that change effective after the election has passed. He stated that he believes the 45 days coincides with the same timeframe that the ballots will be mailed out. Township Attorney Rainone commented that he agrees with Administrator Weinberg's assessment. Councilman Dipierro commented that the signs would be placed on private property and not on Township property or in the right-of-way's; he also noted that they would only be placed a few days prior to the commencement of the ballots being mailed, therefore he did not see what the issue would be with this. Councilman Baskin commented that he thinks that having signs at the 45-day mark is sufficient as he believes that people get tired of seeing the signs. On a side note, Councilman Baskin asked Township Clerk Patricia Reid if a drop box location has been secured for the Township, to which she answered that she has discussed it with the County and has received positive feedback and is waiting for further instruction before giving out any further information. Administrator Weinberg noted that a letter will be going out around the 45-day mark with the rules and regulations regarding the signs therefore it lines up accordingly with when the ballots will be sent negating the need for the ordinance change.

**Michele Arminio, 9 Nathaniel St.** - Mrs. Arminio commented that a special meeting could be held to have the two readings of the ordinance done under the Open Public Meetings Act.

Mrs. Arminio commented that the difficulty in having 2 meetings combined into 1 is the confusion of both being on the agenda, which led her to believe that the public hearing for an ordinance was not noted on the agenda, when in fact it was but on a different page, under the regular portion of the meeting. She apologized to Township Clerk Patricia Reid for implying otherwise, but did note that she hopes that someday we can go back to having an agenda meeting and then a regular meeting so the public can digest what the governing bodies intention is for resolutions and ordinances.

Lastly, Mrs. Arminio thanked the Utility Department, DPW and the Parks & Recreation Department for their efforts in cleaning up after the storm. She noted that they are always personable and pleasant and on the front lines in the community every single time. She extended praise to all those departments for keeping this town moving and noted that she is grateful for how they do things. She added that her neighborhood had many fallen trees and the neighborhood came out to cleanup with those departments coming in and picking up everything that was brought out to the street.

**Surahbi Aragwal, 18 Belmont Ct.** - Ms. Aragwal stated that she would be speaking in conjunction with Ms. DiPasquale as members of the Shade Tree Commission, to discuss the importance of planting hedgerows and native flora in the Township's parks, open spaces, berms, and detention basins, as the insect population is suffering because of climate change and the heavy use of pesticides and fertilizers. Ms. Aragwal gave a synopsis of why it is so important to start reintroducing the native flora back into the environment and stated that she is hoping the Mayor and Council will support the Shade Tree Commission's initiative in encouraging the residents to plant these native flowers, shrubs and trees and possibly pass an ordinance which would request that native flora, shrubs and trees are used in planting. She noted that they have found a nursery who is willing to sell the seeds in bulk so the Commission will be able to provide seeds to residents for planting.

Councilman Baskin commented that the Community Garden has a beautiful garden in the front where most of the work was done by Master Gardener Donald Pollitt and urged those who have not seen it to do so as it is beautiful.

Director Stroin suggested that Ms. DiPasquale and Ms. Aragwal forward the documentation of their presentation to him so he can share it with both the Planning and Zoning Boards respectively, so the professionals can evaluate and pass it along.

Councilman Baskin asked Director Stroin about the 900 homes which were approved and stated that many people have taken to social media to complain that they should have never been approved. Councilman Baskin asked if it could be explained to those people why those homes are being built.

Administrator Weinberg explained that this was part of the Mt. Laurel settlement and court order in 2015. Phase III is what is being built now and if the court order did not come through then we would have been exposed to thousands and thousands of units being built. He explained further that this is senior, age-restricted housing and noted that we have pushed for more commercial to be built, but every town is struggling with the affordable housing requirements and are trying to be as fair as possible to work with the court order.

In getting back to Ms. Aragwal's discussion, Councilman Dipierro commented that it might be a good idea to start planting the native flora and hedgerows at the Township buildings and parks since they have the areas to handle this. Council Vice President Schneider added that she would love to see the native flora and hedgerows planted as it will be good for the environment but did note that the information being presented will need to be reviewed further before arbitrarily going out and doing so.

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

**UPON MOTION** made by Councilman Dalina and seconded by Council Vice-President Schneider, the Regular Meeting was Adjourned at 8:12pm.

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

*Patricia Reid*  
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PATRICIA REID, Township Clerk

*Miriam Cohen*  
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MIRIAM COHEN, Council President

Minutes were adopted on: October 5, 2020.