

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

November 14, 2013

The Marlboro Township Council held its regularly scheduled Council Meeting on November 14, 2013 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President LaRocca opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of the regularly scheduled meeting of the Township Council of the Township of Marlboro was faxed to the Asbury Park Press, the Star Ledger and News Transcript on January 7, 2013; faxed to the Board of Education Office; posted on the Bulletin Board of the Municipal Building, filed in the office of the Municipal Clerk and placed on the township website and Channel 77.

The Clerk called the Roll.

PRESENT: Councilman Cantor, Council Vice President Marder, Councilwoman Mazzola, Councilman Metzger and Council President LaRocca.

Also present were: Louis N. Rainone, Esq., Business Administrator Jonathan Capp, Municipal Clerk Alida Manco and Deputy Municipal Clerk Deborah Usalowicz.

Councilman Metzger moved that the minutes of October 10, 2013 and October 24, 2013 be approved. This was seconded by Council Vice President Marder and passed on a roll call vote of 5 - 0 in favor.

The following Resolution #2013-316/Ordinance #2013-15 (As Amended - Amend Section 220-140 - Standards for Sheds) was introduced by reference, offered by Councilman Cantor and seconded by Councilman Metzger. Councilman Cantor thanked Township Attorney Louis N. Rainone for simplifying the ordinance by using square footage. After the public hearing was held and closed, the following Res. #2013-316/Ord.#2013-15 was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-316

BE IT RESOLVED by the Township Council of the Township of Marlboro that an Ordinance entitled:

ORDINANCE # 2013-15 (AS AMENDED)

AN ORDINANCE AMENDING SECTION 220-140(E) ENTITLED "LOCATION" OF THE MARLBORO TOWNSHIP CODE TO AMEND PROVISIONS ESTABLISHING SPECIFIC SETBACK STANDARDS TO BE SOLELY APPLICABLE TO SHEDS

which was introduced on October 24, 2013, public hearing held on November 14, 2013, be adopted on second and final reading this 14th day of November, 2013.

BE IT FURTHER RESOLVED that notice of the adoption of this ordinance shall be advertised according to law.

The following Resolution #2013-317/Ordinance #2013-21 (Adopting N.J.S.A. 19:44A-1 et seq) was introduced by reference, offered by Councilman Metzger and seconded by Councilwoman Mazzola and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-317

BE IT RESOLVED by the Township Council of the Township of Marlboro that an Ordinance entitled:

ORDINANCE # 2013-21

AN ORDINANCE ADOPTING N.J.S.A 19:44A-1 ET SEQ

be introduced and passed on first reading and that the same be advertised according to law; and

BE IT FURTHER RESOLVED that the same be considered for final passage on December 5, 2013 at 7:00 p.m. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE # 2013-21

AN ORDINANCE ADOPTING N.J.S.A 19:44A-1 ET SEQ.

WHEREAS, the State of New Jersey adopted comprehensive legislation codified at N.J. S.A.19:44A-1 et seq., which differs from Ordinance Number 2007-18 and Sections 18-1, 18-2, 18-3 and 18-9 of the Code of the Township of Marlboro; and

WHEREAS, the Township Council of the Township of Marlboro has determined that the disparities between N.J.S.A. 19:44A-1 et. seq. and Ordinance Number 2007-18 and Sections 18-1, 18-2, 18-3 and 18-9 of the Code of the Township of Marlboro have caused confusion among those seeking or performing business within the Township of Marlboro; and

WHEREAS, the Township Council of the Township of Marlboro has determined that N.J.S.A.19:44A-1 et. seq., effectively protects the tax payers and residents of the Township of Marlboro; and

WHEREAS, the Township Council of the Township of Marlboro has determined that it would be in the best interest of the Township of Marlboro adopt N.J.S.A. 19:44A-1 et. seq. to supersede and rescind Sections 18-1, 18-2, 18-3 and 18-9 of the Code of the Township of Marlboro.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Township Council of the Township of Marlboro, that Sections 18-1, 18-2, 18-3 and 18-9 of the Code of the Township of Marlboro be in same are hereby rescinded.

BE IT FURTHER ORDAINED that the remainder of Chapter 18 of the Code of the Township of Marlboro including Sections 18-4 through 18-8 and 18-10 through 18-14 are saved from repeal and shall remain in full force and effect.

BE IT FURTHER ORDAINED, that the Township Council of the Township of Marlboro adopts the State of New Jersey legislation codified at N.J.S.A.19:44A-1 et. seq.

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the Courts to be invalid, such adjudication shall only apply to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

The following Resolution #2013-318 (Authorizing NJEIT Financing - WMUA Pump Station Rehab) was introduced by reference, offered by Councilman Metzger and seconded by Council Vice President Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-318

TOWNSHIP OF MARLBORO RESOLUTION APPROVING
AMENDMENT NO. 6 TO THE SERVICE CONTRACT WITH
THE WESTERN MONMOUTH UTILITIES AUTHORITY AND
CONSENTING TO THE UNDERTAKING OF THE EIGHTH
PROJECT BY THE AUTHORITY

WHEREAS, the Western Monmouth Utilities Authority ("Authority") has determined to improve the Authority's sanitary sewer system by the renovation and improvement of the following five pump stations: Brunswick Drive; Greenwood Road; Lloyd Road; Prince William; and Texas Road, including all work, materials, equipment and appurtenances necessary and suitable therefor (the "Eighth Project"); and

WHEREAS, the Authority has requested the Townships of Manalapan ("Manalapan") and Marlboro ("Marlboro") (collectively referred to as the "Participants") to consent to the Eighth Project and to extend the coverage of the Service Contract (as defined below) to the undertaking of the Eighth Project and the financing thereof through the issuance of bonds, notes or other evidence of indebtedness of the Authority in an amount not to exceed \$5,489,000; and

WHEREAS, in connection therewith it is necessary to amend the Service Contract between said parties dated as of January 16, 1978, as amended (the "Service Contract"), in order to: (1) add a definition of the Eighth Project, and (2) amend the definition of "Bond";

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, as follows:

SECTION 1. The form of Amendment No. 6 to the Service Contract is hereby approved in substantially the form submitted to this meeting and attached hereto as Appendix A. The Mayor and the

Township Clerk of Marlboro are hereby authorized to execute and attest, respectively, said Amendment No. 6 and to deliver the same.

SECTION 2. The undertaking of the Eighth Project is hereby consented to by Marlboro.

SECTION 3. This Resolution shall take effect upon the issuance by the Local Finance Board, in the Division of Local Government Services of the New Jersey Department of Community Affairs, of positive findings with respect to the financing of the Eighth Project in an amount not to exceed \$5,489,000.

The following Resolution #2013-319 (Performance Guaranty Reduction - Hindu American Temple - B 147, L 13) was introduced by reference, offered by Councilman Cantor and seconded by Council Vice President Marder. Discussion followed, during which CME Engineer Trevor Taylor answered Council's questions. After discussion, the resolution was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-319

RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES
FOR THE SITE KNOWN AS Hindu American Temple, BLOCK 147,
LOT 13, 31 Wooleytown Road, TOWNSHIP OF MARLBORO, NEW JERSEY

WHEREAS, in accordance with N.J.S.A. 40:55D-53, the Township of Marlboro has received a request from Guy Gundanna for a reduction in the Township held Performance Guarantees in the form of a cash deposit for site improvements ("Public Improvements") on the Site known as "Hindu American Temple" (the "Site"), property known as Block 147, Lot 13, on the Official Tax Maps of the Township of Marlboro, Monmouth County, State of New Jersey, posted by Hindu American Temple and Cultural Center (the "Developer"); and

WHEREAS, the Mayor and Township Council of the Township of Marlboro have received and reviewed the Township Engineer's report dated November 6, 2013, a copy of which is attached hereto and made a part hereof; and

WHEREAS, the aforesaid report recommends that a partial reduction be made in the current cash deposit amount being held by the Township; and

WHEREAS, the Township Council desires to reduce the performance guarantee cash deposit amount in accordance with the recommendation of the Township Engineer's report dated October 6, 2013.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey, that the performance guarantees in the form of a cash deposit posted by the Developer, Hindu American Temple and Cultural Center, for the site known as Hindu American Temple located on property known as Block 147, Lot 13, Township of Marlboro, New Jersey, shall be reduced as follows:

1. The Cash Deposit, in the original amount of \$1,349,048.52, and present amount of \$899,687.46 (excludes accrued interest) shall be reduced by \$494,972.90 so that the amount to remain shall be \$404,714.56; and

BE IT FURTHER RESOLVED, that the above reductions shall be subject to the posting of any and all outstanding review and/or inspections fees required by the Planning Board and/or Township.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Hindu American Temple & Cultural Center
- b. Township Business Administrator
- c. Township Chief Financial Officer
- d. Township Engineer

The following Resolution #2013-320 (Bond Release Ambten Road Assoc. - B 172, L 41, 316 Tennent Road) was introduced by reference, offered by Councilman Metzger and seconded by Council President LaRocca. CME Engineer Trevor Taylor answered Council's questions, after which the resolution was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-320

RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES
FOR THE SITE KNOWN AS Ambten Road Associates, BLOCK 172,
LOT 41, 316 Tennent Road, TOWNSHIP OF MARLBORO, NEW JERSEY

WHEREAS, in accordance with *N.J.S.A. 40:55D-53*, the Township of Marlboro has received a request from Sheldon Rogers for release of the Township held Performance Guarantees in the form of a Bond and cash deposit for site improvements ("Public Improvements") on the Site known as "Ambten Road Associates" (the "Site"), property known as Block 172, Lot 41, on the Official Tax Maps of the Township of

Marlboro, Monmouth County, State of New Jersey, posted by Ambten Road Associates (the "Developer"); and

WHEREAS, the Mayor and Township Council of the Township of Marlboro have received and reviewed the Township Engineer's report dated October 22, 2013, regarding the completion of the Public Improvements at the Site, a copy of which is attached hereto and made a part hereof; and

WHEREAS, the aforesaid report recommends that the current Performance Guarantee in the form of a Bond, Bond No. 1051 issued by Bondex Insurance Co. in the original amount of \$235,007.40, and a current value of \$70,502.22, Bond No. 1052 issued by Bondex Insurance Co. in the original amount of \$40,424.83, and a current value of \$12,127.45, and Bond No. 1053 issued by Bondex Insurance Co. in the original amount of \$168,499.38, and a current value of \$106,753.61, as well as cash deposit in the amount of \$49,325.74, and current value \$21,042.59 (excluded accrued interest) posted by the Developer and being held by the Township, be released in their entirety, conditioned upon the payment of any and all outstanding review and/or inspection fee charges to the time of the performance guarantee release and the posting of a two (2) year fifteen percent (15%) maintenance bond in the amount of \$61,657.17; and

WHEREAS, the Township Council now wishes to take the following action regarding the aforesaid Performance Guarantee.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey, that the above-described Performance Guarantee in the form of a Bond, Bond No. 1051 issued by Bondex Insurance Co. in the amount of \$235,007.40, and current value of \$70,502.22, Bond No. 1052 issued by Bondex Insurance Co. in the original amount of \$40,424.83, and a current value of \$12,127.45, and Bond No. 1053 issued by Bondex Insurance Co. in the original amount of \$168,499.38, and a current value of \$106,753.61, as well as cash deposit in the amount of \$49,325.74, and current value of \$21,042.59 (excludes accrued interest) posted by the Developer and being held by the Township, be released in their entirety, conditioned upon the payment of any and all outstanding review and/or inspection fee charges to the time of the performance guarantee release and the posting of a two (2) year fifteen percent (15%) maintenance bond in the amount of \$61,657.17; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Bondex Insurance Company
- b. Ambten Road Associates
- c. Township Business Administrator
- d. Township Chief Financial Officer
- e. Township Engineer

The following Resolution #2013-321 (Bond Release Gordon Woods Estates - B 307, L 9 - Gordons Corner Road/Robertsville Road) was introduced by reference, offered by Council President LaRocca and seconded by Council Vice President Marder. CME Engineer Trevor Taylor answered Council's questions, after which the resolution was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-321

RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES
FOR THE SITE KNOWN AS Gordon Woods Estates, BLOCK 307,
LOT 9, Gordons Corner Road, opposite intersection with
Robertsville Road, TOWNSHIP OF MARLBORO, NEW JERSEY

WHEREAS, in accordance with *N.J.S.A. 40:55D-53*, the Township of Marlboro has received a request from Angelo Houllis for release of the Township held Performance Guarantees in the form of a Bond and cash deposit for site improvements ("Public Improvements") on the Site known as "Gordon Woods Estates" (the "Site"), property known as Block 307, Lot 9, on the Official Tax Maps of the Township of Marlboro, Monmouth County, State of New Jersey, posted by H. Builders, Inc. (the "Developer"); and

WHEREAS, the Mayor and Township Council of the Township of Marlboro have received and reviewed the Township Engineer's report dated October 25, 2013, regarding the completion of the Public Improvements at the Site, a copy of which is attached hereto and made a part hereof; and

WHEREAS, the aforesaid report recommends that the current Performance Guarantee in the form of a Bond, Bond No. 1014142 issued by Lexon Insurance Company in the original amount of \$125,843.22, and current value of \$73,169.14 and cash deposit in the original amount of \$13,982.58, and current value of \$8,129.90 (excludes accrued interest) posted by the Developer and being held by the Township, be released in their entirety, conditioned upon the payment of any and all outstanding review and/or inspection fee charges to the time of the performance guarantee release and the posting of a two (2) year fifteen percent (15%) maintenance bond in the amount of \$17,478.23; and

WHEREAS, the Township Council now wishes to take the following action regarding the aforesaid Performance Guarantee.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey, that the above-described Performance Guarantee in the form of a Bond, Bond No. 1014142 issued by Lexon Insurance Company in the original amount of \$125,843.22, and current value of \$73,169.14 and cash deposit in the original amount of \$13,982.58, and current value of \$8,129.90 (excludes accrued interest) posted by the Developer and being held by the Township, be released in their entirety, conditioned upon the payment of any and all outstanding review and/or inspection fee charges to the time of the performance guarantee release and the posting of a two (2) year fifteen percent (15%) maintenance bond in the amount of \$17,478.23; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. H. Builders, Inc.
- b. Lexon Insurance Company
- c. Township Business Administrator
- d. Township Chief Financial Officer
- e. Township Engineer

The following Resolution #2013-323 (Authorizing Engineering Inspection Services Stream Cleaning (under NRCS Grant) was introduced by reference, offered by Councilwoman Mazzola and seconded by Councilman Metzger. There was a brief discussion between Council President LaRocca, Councilman Cantor and CME Engineer Trevor Taylor regarding streams around Big Brook. Mr. Taylor will check into grants for this purpose. After discussion, the resolution was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-323

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT BETWEEN CME ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR THE PROVISION OF ENGINEERING AND INSPECTION SERVICES IN CONNECTION WITH THE STREAM CLEANING AND DE-SNAGGING PROJECT FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro has received a grant from the U.S. Department of Agricultural Natural Resources Conservation

Service for the stream cleaning and de-snagging project ("Project"); and

WHEREAS, the Township is need of professional engineering services in connection with this Project and has been provided with a proposal by CME Associates dated November 7, 2013 ("Proposal") for such Professional Services; and

WHEREAS, the Township of Marlboro and CME Associates have entered into a Professional Services Contract, awarded under a fair and open process, and seeks to amend such Contract to expand the scope of services to include the Professional Services (as defined hereinabove) for the Project at a fee not to exceed \$8,500.00 for such Professional Services, as further described and set forth in CME's Proposal, attached hereto and made a part hereof; and

WHEREAS, the value of the Professional Services Contract will exceed \$17,500.00 in the aggregate; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose from Account # 02-213-13-709-123000; and

WHEREAS, the Township Council has deemed it necessary and in the best interest of the Township of Marlboro to amend its contract with CME Associates to provide the required additional Professional Services for the Project in accordance with the Proposal; and

WHEREAS, the services to be provided are considered to be "Professional Services" pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the Local Public Contracts Law authorizes the awarding of a contract for "Professional Services" without public advertising for bids and bidding therefore, provided that the Resolution authorizing the contract and the contract itself be available for public inspection in the office of the Municipal Clerk and that notice of the awarding of the contract be published in a newspaper of general circulation in the municipality; and

WHEREAS, CME has previously completed and submitted a Business Entity Disclosure Certificate certifying that CME Associates has not made any reportable contributions that would bar the award of a contract pursuant to Marlboro Township Code Chapter 18 or N.J.S.A. 19:44A-20.5, and that no reportable contributions that would violate the law will be made during the term of the contract.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that a Professional Services Contract between CME Associates and the Township of Marlboro, to expand the scope of services to include PROFESSIONAL ENGINEERING AND INSPECTION SERVICES IN CONNECTION WITH THE STREAM CLEANING AND DE-SNAGGING PROJECT by way of its Township Engineers ("Professional Services"), at a fee not to exceed \$8,500.00 for such Professional Services, as further described and set forth in CME's Proposal dated November 7, 2013, be and is hereby authorized; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Clerk to witness, in a form legally acceptable to the Township Attorney, the Professional Services Contract described herein; and

BE IT FURTHER RESOLVED, that this Professional Services Contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i) and shall provide for compensation in an amount not to exceed \$8,500.00 for such additional Professional Services for the Project as described in the Proposals; and

BE IT FURTHER RESOLVED, that the Business Entity Disclosure Certification shall be placed on file with this Resolution; and

BE IT FURTHER RESOLVED, that a copy of the Professional Services Contract and this Resolution shall be available for public inspection in the office of the Municipal Clerk; and

BE IT FURTHER RESOLVED, notice of award of the Professional Services Contract shall be published pursuant to law, and a certified copy of this Resolution shall be provided to each of the following:

- a. CME Associates, 1460 Route 9 South, Howell, NJ 07731
- b. Township Administrator
- c. Township Public Works Director

The following Resolution #2013-322 (Authorizing Amendment to Contract Legal Services Affordable Housing Administration) was introduced by reference, offered by Councilwoman Mazzola and seconded by Council President LaRocca. Business Administrator Jonathan Capp explained the amendment, after which the resolution was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-322

RESOLUTION AUTHORIZING AMENDMENT TO PROFESSIONAL SERVICES
CONTRACT WITH KENNETH BIEDZYNSKI, ESQ. OF THE FIRM
GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC AS SPECIAL
COUNSEL FOR AFFORDABLE HOUSING FOR THE TOWNSHIP
OF MARLBORO FOR THE YEAR 2013

WHEREAS, on January 3, 2013, the Township Council adopted resolution 2013-011 authorizing a contract for legal services for SPECIAL COUNSEL FOR AFFORDABLE HOUSING for the period of January 1, 2013 through December 31, 2013; and

WHEREAS, said contract was awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, in a memo dated October 2, 2013, KENNETH BIEDZYNSKI, ESQ. has requested an increase in the contract amount of \$8,100.00 due to an increase of applications before the Township Council to discharge repayment mortgages and constant turnover of management at Hamilton Park; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves an amendment to the Professional Services Contract with KENNETH BIEDZYNSKI, ESQ. OF THE FIRM GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.4, increasing the contract not to exceed amount by \$8,100.00; and

2. The Chief Financial Officer has certified that sufficient funds in the amount of \$8,100.00 are available for the aforesaid contract in the Affordable Housing Trust Fund 15-228-55-054; and

3. That a certified copy of this Resolution shall be provided to each of the following:

- a. KENNETH BIEDZYNSKI, ESQ. OF THE FIRM OF GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC.
- b. Business Administrator
- c. Chief Financial Officer

As the consent agenda, the following resolutions were introduced by reference, offered by Council Vice President Marder, seconded by Council President LaRocca and passed on a roll call vote of 5 - 0 in favor: Res. #2013-324 (Authorizing Agreement NJ EDA for HDSRF Grant Funding); Res. #2013-325 (Authorizing One Year Contract Renewal - Chemicals); Res. #2013-327 (Authorizing 2013 Budget Transfers); Res. #2013-328 (Authorizing Amendment to Alliance/DEDR Agreement for Grant Extension); Res. #2013-329 (Authorizing Internet-Based Reverse Auctions for Sale of Solar Renewal Energy Credits (S-RECS)& Award of Bid); Res. #2013-330 (Authorizing Change Order - Metal Wardrobe Lockers); Res. #2013-331 (Award of Bid - Stream Cleaning (under NRCS Grant)); Res. #2013-332 (Redemption Tax Sale Certs - Various); Res. #2013-333 (Tax Court Judgment - B 150, L 1); Res. #2013-334 (Tax Court Judgment - B 176, L 103).

RESOLUTION # 2013-324

RESOLUTION AUTHORIZING AGREEMENT WITH THE NEW JERSEY
ECONOMIC DEVELOPMENT AUTHORITY (NJEDA) FOR FUNDING FROM
THE HAZARDOUS DISCHARGE SITE REMEDIATION FUND (HDSRF)

WHEREAS, the Municipal Council of the Township of Marlboro approved R. 2013-285 authorizing an application to the State of New Jersey Department of Environmental Protection (NJDEP) for funding under the Hazardous Discharge Site Remediation Fund (HDSRF) program; and

WHEREAS, the Township has been notified by the New Jersey Economic Development Authority (NJEDA) that its application has been reviewed and is eligible for funding (HDSRF Wyncrest Road P38666); and

WHEREAS, in 2013, the Township of Marlboro completed remedial action activities with respect to the property located at 1979 Township Drive, also known as Block 253, Lot 36.02; and

WHEREAS, the Township remains committed to the redevelopment of the property for purposes of expanding recreation opportunities for Marlboro residents within three (3) years of the completion of the remediation; and

WHEREAS, the Township has completed Phases I and II of the Municipal Complex Park project under a matching grant from NJ Green Acres, and authorized the completion of Phase III in its 2013 capital program; and

WHEREAS, the engineering design work for Phase III has been substantially completed and the Township will solicit bids during the Spring of 2014 for an anticipated Summer of 2014 completion.

NOW, THEREFORE, BE IT RESOLVED THAT the Municipal Council of the Township of Marlboro hereby authorizes execution of a grant agreement with the New Jersey Economic Development Authority (NJEDA) for HDSRF funding to reimburse the Township for remedial action activities pertaining to the property located at 1979 Township Drive, also known as Block 253, Lot 36.02.

RESOLUTION # 2013-325

A RESOLUTION AWARDING YEAR 2 OF CONTRACT TO UNIVAR USA, INC.,
CHEMICAL EQUIPMENT LABS, AND SHANNON CHEMICAL CORP. FOR
THE SUPPLY OF SPECIFIED CHEMICALS FOR THE TOWNSHIP OF
MARLBORO WATER UTILITY DIVISION AND SWIM CLUB

WHEREAS, the Township of Marlboro authorized the acceptance of bids for the Supply of Chemicals for the Township of Marlboro Water Utility Division and Swim Club, and on November 19, 2012 (R. 2012-382) authorized the award of contracts to the lowest responsible bidders as follows:

Vendor	Type	Quantity: UP TO	Unit Price (\$)	Total Price (\$): NOT TO EXCEED
Univar USA, Inc.	Liquid Chlorine	17,500 lbs.	1.99/lb.	34,825.00
Chemical Equipment Labs	Hydrated Lime	175,000 lbs.	.30/lb.	52,500.00
Chemical Equipment Labs	Sodium Hypochlorite	140 gallons	1.449/gal	202.86
Chemical Equipment Labs	Sodium Bicarbonate	140 bags	20.00/bag	2,800.00
Chemical Equipment Labs	Calcium Chloride	140 bags	15.00/bag	2,100.00
Chemical Equipment Labs	Sodium Thiosulfate	28 bags	20.00/bag	560.00
Shannon Chemical Corp.	Zinc Orthophosphate	33,000 lbs.	.627/lb.	20,691.00

WHEREAS, the bid specifications included the option to renew said contracts for one two-year or two one-year extensions on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, the Department of Public Works recommends that the Township extend the contracts for an additional year for the period

of December 1, 2013 through November 30, 2014 at the contract unit prices; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$5,213.12 are available in Account No. 05-201-55-500-293020 for the estimated chemicals required for the remainder of 2013; and

WHEREAS, funds for the 2014 contract amount will be certified by the Chief Financial Officer at the time the 2014 budget is adopted.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that contracts be awarded for the provision of chemicals for an additional term of one year through November 30, 2014 as follows:

Vendor	Type	Quantity: UP TO	Unit Price (\$)	Total Price (\$): NOT TO EXCEED
Univar USA, Inc.	Liquid Chlorine	17,500 lbs.	1.99/lb.	34,825.00
Chemical Equipment Labs	Hydrated Lime	175,000 lbs.	.30/lb.	52,500.00
Chemical Equipment Labs	Sodium Hypochlorite	140 gallons	1.449/gal	202.86
Chemical Equipment Labs	Sodium Bicarbonate	140 bags	20.00/bag	2,800.00
Chemical Equipment Labs	Calcium Chloride	140 bags	15.00/bag	2,100.00
Chemical Equipment Labs	Sodium Thiosulfate	28 bags	20.00/bag	560.00
Shannon Chemical Corp.	Zinc Orthophosphate	33,000 lbs.	.627/lb.	20,691.00

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with Univar USA, Inc., 532 E. Emaus Street, Middletown, PA 17057, Chemical Equipment Labs, 1 Walnut Street, Marcus Hook, PA 19061, and Shannon Chemical Corp., P.O. Box 376, Malvern, PA 19355, in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Univar USA, Inc.
- b. Chemical Equipment Labs
- c. Shannon Chemical Corp.

- d. Township Business Administrator
- e. Township Chief Financial Officer
- f. Township Director of Public Works

RESOLUTION # 2013-327

RESOLUTION AUTHORIZING 2013 BUDGET TRANSFERS

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriation transfers during the last two (2) months of the fiscal year, when it has been determined that it is necessary to expend for any of the purposes specified in the budget an amount in excess of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation over the above the amount deemed to be necessary to fulfill the purpose of such appropriation,

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Marlboro does hereby authorize the transfers among the Calendar Year 2013 Municipal Budget as follows:

CURRENT FUND

FROM			
Gasoline	01-201-31-168-238	60,200.00	
			60,200.00
TO			
Vehicle Maintenance	01-201-26-121-252	22,000.00	
Telephone	01-201-31-162-232	21,000.00	
Sewer	01-201-31-165-235	1,000.00	
LOSAP	01-201-25-178-218	16,200.00	
			60,200.00

RESOLUTION # 2013-328

MARLBORO TOWNSHIP ALLIANCE FOR THE
PREVENTION OF SUBSTANCE ABUSE

Fiscal Grant Extension January 1, 2014 to June 30, 2014

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, Township of Marlboro was approved for a Municipal Alliance grant for the January 1, 2013 through December 31, 2013 grant term; and

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal year rather than a calendar year cycle; and

WHEREAS, funding has been made available to Marlboro Municipal Alliance in the amount of 50% of its approved 2013 grant total for the six-month period of January 1, 2014 to June 30, 2014, contingent upon meeting the 25% Cash match and 75% In-Kind Match grant requirement for the extension funding.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of Marlboro does hereby authorize the submission of the grant extension for the Marlboro Alliance grant in the amount of:

DEDR	<u>\$ 15,763.00</u>
Cash Match	<u>\$ 3,940.75</u>
In-Kind	<u>\$ 11,822.25</u>

The Marlboro Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION # 2013-329

A RESOLUTION AUTHORIZING PARTICIPATION IN THE NEW JERSEY E-PROCUREMENT PILOT PROGRAM, AUTHORIZING THE ENGAGEMENT OF AN ON-LINE PURCHASING AGENT AND AUTHORIZING INTERNET-BASED AUCTIONS AND EXECUTION OF AGREEMENTS FOR THE SALE OF SOLAR RENEWABLE ENERGY CREDITS

WHEREAS, the Marlboro Township Municipal Utilities Authority (MTMUA) had a contract for the sale of solar renewable energy credits (S-RECs) which expired on May 31, 2011; and

WHEREAS, on November 19, 2012, the Mayor and Township Council authorized the engagement of Marex Spectron, an on-line purchasing agent for the purpose of conducting internet-based auctions for the sale of approximately 1,500 S-RECs generated between June 1, 2011 and September 30, 2012; and

WHEREAS, on December 6, 2012, the Township entered into contracts for the sale of 1,626 S-RECs generated between June 1, 2011 and September 30, 2012; and

WHEREAS, on April 17, 2013, the Township conducted an on-line auction and entered into contracts for the sale of 576 S-RECs generated between October 1, 2012 and May 31, 2013, and 50% of the S-RECs generated between June 1, 2013 and May 31, 2015; and

WHEREAS, the Township has been closely monitoring market conditions and wishes to sell the remaining 50% of the S-RECs generated between June 1, 2013 and May 31, 2015 on a spot basis depending upon the available price per S-REC; and

WHEREAS, the State of New Jersey allows local government units, through participation in an *E-Procurement Pilot Program* in accordance with the provisions of the *Local Unit Electronic Technology Pilot Program and Study Act* (P. L. 2001, c. 30), to utilize on-line auction services for the sale of S-RECs; and

WHEREAS, pursuant to provisions of the *Local Unit Electronic Technology Pilot Program and Study Act* (P. L. 2001, c. 30), local contracting units are specifically authorized to engage, without competitive bidding, on-line purchasing agents for the purpose of conducting internet-based auctions to procure certain bulk commodities, including S-RECs; and

WHEREAS, the Township solicited proposals from three of the vendors authorized by the State of New Jersey to conduct internet-based auctions of S-RECs; and

WHEREAS, Marex Spectron has once again offered to serve as Marlboro Township's on-line purchasing agent for the reasonable sum of \$3.00 per S-REC sold; and

WHEREAS, the Department of Public Works, Water Utility Division has recommended the selection of Marex Spectron to serve as Marlboro Township's on-line purchasing agent in accordance with its proposal

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro, County of Monmouth, and State of New Jersey, that:

Section 1. The participation of Marlboro Township in the New Jersey *E-Procurement Pilot Program* pursuant to the provisions of the *Local Unit Electronic Technology Pilot Program and Study Act* (P. L. 2001, c. 30) is hereby authorized and approved for the sale of Solar Renewable Energy Credits utilizing on-line competitive bidding services and, in particular, an internet-based auction platform.

Section 2. The Township is hereby authorized to enter into an agreement with Marex Spectron, with corporate offices located at 360 Madison Avenue, Third Floor, New York, NY 10017, as an on-line purchasing agent, to conduct competitive auctions utilizing an internet-based platform in conjunction with the Township's anticipated sale of S-RECs for a term of two years beginning on June 1, 2013 through May 31, 2015; and.

Section 3. The engagement of Marex Spectron, shall be effected through the execution of an Agreement substantially in the form attached hereto and made a part hereof as Exhibit A, which said contract is hereby awarded, without competitive bidding, pursuant to the provisions of Section 7 of the *Local Unit Electronic Technology Pilot Program and Study Act* (P. L. 2001, c. 30).

BE IT FURTHER RESOLVED that

Section 1. The Mayor, or his designee, is hereby authorized to conduct internet-based auctions through Marex Spectron for the sale of 50% of the S-RECs generated between June 1, 2013 and May 31, 2015; and

Section 2. The Mayor, or his designee, is hereby authorized to award a contract to and execute an agreement, in a form approved by the Township Attorney, with the responsible bidder(s) which offer(s) the highest per credit price offering resulting from the aforementioned internet-based auction for the sale of S-RECs, provided the bid accepted offers a per S-REC price equal to or higher than \$135.00; and

Section 3. The Mayor, or his designee, shall report on the bid results at the first meeting of the Township Council following

the conclusion of the auctions to enable the Township Council to ratify and confirm the contract award.

Section 4. A certified true copy of this Resolution shall be provided to each of the following:

- a. Business Administrator
- b. Marlboro Township Chief Financial Officer
- c. Marlboro Township Director of Public Works
- d. Marex Spectron
- e. NJ Division of Local Government Services

RESOLUTION # 2013-330

A RESOLUTION AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH T&B SPECIALTIES, INC. FOR THE PROVISION OF METAL WARDROBE LOCKERS FOR THE TOWNSHIP OF MARLBORO POLICE DEPARTMENT

WHEREAS, by Resolution #2013-286, dated September 12, 2013, the Township of Marlboro authorized the award of a contract to T&B SPECIALTIES, INC., the lowest responsible bidder, for the PROVISION OF METAL WARDROBE LOCKERS FOR THE TOWNSHIP OF MARLBORO POLICE DEPARTMENT; and

WHEREAS, Change Order No. 1 has been requested resulting in an increase in the original contract amount of \$57,099.50 to \$62,689.48, a net increase of \$5,589.98; and

WHEREAS, in a memo dated October 11, 2013, the Police Department has advised that additional items will be needed to enhance the ergonomics and durability of the locker system in an amount which will exceed the existing authorization by \$5,589.98; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a change order to the contract with T&B SPECIALTIES, INC. whose address is 479 Wright DeBow Road, Jackson, NJ 08527 be authorized in a total amount not to exceed \$5,589.98; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that sufficient funds in the amount of \$5,589.98 are available for the aforesaid change order in Capital Account 04-215-12-08B-122288; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. T&B SPECIALTIES, INC.
- b. Business Administrator
- c. Township Chief of Police

RESOLUTION # 2013-331

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO BRENNAN BROTHERS CONTRACTING LLC FOR THE PROVISION OF STREAM CLEANING AND DE-SNAGGING SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro has received a grant from the U.S. Department of Agriculture Natural Resources Conservation Service for funding for stream cleaning and de-snagging activities; and

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for the PROVISION OF STREAM CLEANING AND DE-SNAGGING SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, and on November 7, 2013, received five (5) bids, as follows:

Bid Item #	Brennan Brothers Construction, 28 Maple St, Old Bridge, NJ 08857	Burke Environmental, 2353 Rt 34, Wall, NJ 08736	Earthworks, Inc, 13 Morello Ct, Farmingdale, NJ 07727	CMS Construction Inc, 152 Sherman Ave, Newark, NJ 07114	Hudson Valley Environmental Inc., 396 Whitehead Ave, South River, NJ 08882
1	3,087	5,300	12,000	13,500	23,435
2	3,087	2,600	18,800	27,000	31,195
3	3,087	1,400	10,000	12,000	21,150
4	3,087	2,500	16,000	18,000	28,000
5	3,087	12,100	22,000	11,000	34,848
6	3,087	7,700	38,200	38,000	53,340
7	3,087	17,300	33,600	45,000	48,089
8	3,087	29,500	42,000	61,000	57,678
9	3,087	950	14,000	16,000	25,716
10	3,087	12,400	16,800	19,000	28,912
11	3,087	1,500	8,500	11,000	19,437
Total	33,957 *	93,250	231,900	271,500	371,800
Option (\$/hr)	no bid	300	250	60	no bid

* Reflects corrected bid total (from \$33,975)

; and

WHEREAS, the bid was comprised of a base bid and Optional Item A; and

WHEREAS, it has been determined that the submission of the apparent low bidder, BRENNAN BROTHERS CONTRACTING LLC is responsive as detailed in an November 8, 2013 memo submitted by the Director of Public Works; and

WHEREAS, based upon the project budget, the Township has determined that it will award the base bid comprised of items 1 to 11; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Director of Public Works to award the base bid as set forth herein;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to BRENNAN BROTHERS CONTRACTING LLC, whose address is 28 Maple St, Old Bridge, NJ 08857 in an amount not to exceed \$33,957.00 for the PROVISION OF STREAM CLEANING AND DE-SNAGGING SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, a contract with BRENNAN BROTHERS CONTRACTING LLC in an amount not to exceed \$33,957.00; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that sufficient funds in the amount of \$33,957.00 are available for the aforesaid contract in account 02-213-13-709-123000; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. BRENNAN BORTHERS CONTRACTING LLC
- b. Township Administration (via RIM)
- c. Director of Public Works
- d. Township Engineer
- e. Chief Financial Officer

RESOLUTION # 2013-332

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$ 224,110.13 as per Schedule "A",

WHEREAS, the holders of the above-mentioned tax sale certificates are entitled to the amount of the sale plus interest and costs,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the amount of \$ 224,110.13 be refunded to the certificate holders as per Schedule "A",

SCHEDULE "A"

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>LIENHOLDER</u>	<u>AMOUNT</u>
2013-060 10 AMAGANSETT DR	191/1	US BANK AS C/F NJ BOARDWALK LB#005191 P.O. BOX 945191 CINCINNATI, OH 45264 ASSESSED OWNERS: CAPPUZZO, JAMES N. JR.	68,383.47
11-23 MARTHA PLACE	107/16	STEPHEN B. GALE 121 WARREN STREET KEYPORT, NJ 07735 ASSESSED OWNERS: ELMERGREEN, DANIEL J.	2,680.08
2012-060 36 STATION RD	193.02/60	TOWER FUND SERVICES AS CUST FOR EBURY FUND 1NJ, LLC P.O. BOX 36795 BALTIMORE, MD 21297 ASSESSED OWNERS: WALTERS, SUSAN Q.	16,664.33
09-22 1 PIN OAK RD	269/17	PLYMOUTH PARK TAX SERVICES PPTS LOCKBOX P.O. BOX 5822 NEW YORK, NY 10087 ASSESSED OWNER: ANDREADIS, ARLENE	41,461.13
2013-090 1 PIN OAK RD	269/17	US BANK FOR FNA JERSEY BOI 50 S. 16 TH STREET SUITE 1950 PHILADELPHIA, PA 19102 ASSESSED OWNER: ANDREADIS, ARLENE	21,197.46

SCHEDULE "A" CONT.

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>LIENHOLDER</u>	<u>AMOUNT</u>
11-16 ROUTE 9	176/24	TOWER FUND SERVICES AS CUST FOR EBURY FUND 1NJ, LLC P.O. BOX 36795 BALTIMORE, MD 21297 ASSESSED OWNERS: JEWISH COM CNTR GREATER MONMOUTH CTY	20,022.13
11-15 ROUTE 9	176/23	TOWER FUND SERVICES AS CUST FOR EBURY FUND 1NJ, LLC P.O. BOX 36795 BALTIMORE, MD 21297 ASSESSED OWNERS: JEWISH COM CNTR GREATER MONMOUTH CTY	23,849.21
2013-053 178 NATHAN DRIVE	178/290/C0290	US BANK AS C/F NJ BOARDWALK LB#005191 P.O. BOX 945191 CINCINNATI, OH 45264 ASSESSED OWNERS: HONIG, MARY ANN	29,176.99
2013-090 17 BENNINGTON PLACE	269/17	US BANK CUST FOR PRO CAP II 50 S. 16 TH STREET SUITE 1950 PHILADELPHIA, PA 19102 ASSESSED OWNER: CHESHUN, ALEXSANDR & ZHANNETTA	1,282.32
11-30 31 WICKER PLACE	106/4	VIRGO MANANGEMENT LLC & MUNICIPAL FUND 1441 BROADWAY SUITE 5010 NEW YORK, NY 10018 ASSESSED OWNER: ENGLISH, ALICE	17,393.82
		TOTALS:	<hr/> \$ 224,110.13

RESOLUTION # 2013-333

WHEREAS, the Tax Court of New Jersey has granted a judgment in the amount of \$3,078.34 for the year 2012 for Block 150 Lot 1, located at 457 Route 79, assessed to Amboy National Bank,

WHEREAS, the 2012 taxes have been paid in full, the Tax Collector is directed to refund the amount of \$3,078.34,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to direct the Tax Collector to refund the amount of \$3,078.34 to Zipp & Tannenbaum, LLC C/O Amboy National Bank.

RESOLUTION # 2013-334

WHEREAS, the Tax Court of New Jersey has granted a judgment in the amount of \$2,142.43 for the year 2012 for Block 176 Lot 103, located at 90 Route 520, assessed to Amboy National Bank,

WHEREAS, the 2012 taxes have been paid in full, the Tax Collector is directed to refund the amount of \$2,142.43,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to direct the Tax Collector to refund the amount of \$2,142.43 to Zipp & Tannenbaum, LLC C/O Marlboro Professional Commons LLC.

The following Resolution #2013-335 (Appointments to Zoning Board of Adjustment - Alon Solon - unexpired term of Jennifer Bajar 12/31/2016 - Stacey DiGrande - unexpired term Frank Yozzo - 12/31/2013 - Lewis Wildman - Alt. #1 - unexpired term of Alon Solon - 12/31/2014).

RESOLUTION # 2013-335

RESOLUTION APPOINTING ZONING BOARD
OF ADJUSTMENT MEMBERS

WHEREAS, Section 4-90 of the Code of the Township of Marlboro created the Marlboro Township Zoning Board of Adjustment pursuant to the authority granted by N.J.S.A. 40:55D-69; and

WHEREAS, Section 220-8 of the Code of the Township of Marlboro provides that the Township Council shall appoint members of the Zoning Board of Adjustment; and

WHEREAS, the Township Council wishes to appoint ALON SOLON to serve as a regular member of the Marlboro Township Zoning Board of Adjustment to fill the unexpired term of Jennifer Bajar, such term expiring December 31, 2016; and

WHEREAS, the Township Council wishes to appoint STACEY DiGRANDE to serve as a regular member of the Marlboro Township Zoning Board of Adjustment to fill the unexpired term of Frank Yozzo, such term expiring December 31, 2013; and

WHEREAS, the Township Council wishes to appoint LEWIS WILDMAN as Alternate #1, to fill the unexpired term of Alon Solon, such term expiring December 31, 2014.

NOW, THEREFORE BE AND IT IS HEREBY RESOLVED by the Township Council of the Township of Marlboro as follows:

That it hereby appoints ALON SOLON, STACEY DiGRANDE AND LEWIS WILDMAN to serve as members of the Marlboro Township Zoning Board of Adjustment in the positions specified above, and for the terms indicated above.

At 8:00PM, Councilman Cantor moved that the meeting be adjourned. This was seconded by Council President LaRocca, and as there was no objection, the Clerk was asked to cast one ballot.

MINUTES APPROVED: December 19, 2013

OFFERED BY: Metzger AYES: 5

SECONDED BY: Cantor NAYS: 0

ALIDA MANCO,
MUNICIPAL CLERK

FRANK LaROCCA,
COUNCIL PRESIDENT