

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

February 6, 2014

The Marlboro Township Council held its regularly scheduled Council Meeting on February 6, 2014 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President Metzger opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of the regular meetings of the Township Council of the Township of Marlboro was faxed to the Asbury Park Press, the Star Ledger and News Transcript on January 6, 2014; 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, Councilman LaRocca (7:05PM), Councilwoman Marder (7:10PM), Council Vice President Mazzola and Council President Metzger.

Also present were: Mayor Jonathan L. Hornik, Ronald Gordon, Esq., Business Administrator Jonathan Capp, Municipal Clerk Alida Manco and Deputy Municipal Clerk Deborah Usalowicz.

Council Vice President Mazzola moved that the minutes of January 2 and January 16, 2014 be approved. This was seconded by Councilman LaRocca and was passed on a roll call vote of 4 - 0 in favor with Councilman Cantor abstaining.

Councilman Cantor recused himself and left the room. The following Resolution #2014-66/Ordinance #2014-1 (Amending Chapter 24 - Emergency Service Providers - LOSAP Point System) was introduced by

reference, offered by Councilman LaRocca, seconded by Councilwoman Marder and was passed on a roll call vote of 4 - 0 in favor (Absent: Cantor).

RESOLUTION # 2014-66

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

ORDINANCE # 2014-1

AN ORDINANCE AMENDING CHAPTER 24 OF THE CODE OF THE TOWNSHIP OF MARLBORO ENTITLED "EMERGENCY SERVICE PROVIDERS

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 February 20, 2014 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 # 2014-1

AN ORDINANCE AMENDING CHAPTER 24 OF THE CODE OF THE TOWNSHIP OF MARLBORO ENTITLED "EMERGENCY SERVICE PROVIDERS"

BE IT ORDAINED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that Chapter 24 of the Code of the Township of Marlboro, entitled "Emergency Service Providers" is hereby amended as follows:

Article I:

Emergency Service and Volunteer Benefits; Disclosure of Information by Volunteers

Enforcement. § 24-1

Purpose. The purpose of this article is to:

(a) establish an incentive program to increase enrollment in volunteer fire companies and first aid squads, the Domestic Violence

Response Team (DVRT) and the Community Emergency Response Team (CERT) within the Township of Marlboro; and

(b) to reward such volunteers for their tireless efforts and many hours spent to preserve and protect the health, safety, property and welfare of the residents of the Township of Marlboro, 24 hours per day, 365 days per year, without compensation; and

(c) to recognize and reward those Marlboro Township residents who served the United States in active military duty.

§ 24-2

Definitions. As used in this article, the following words and phrases shall have the following meanings:

MEMBER IN GOOD STANDING

Any person who has been certified in writing by the chief executive officer of a volunteer fire company or volunteer first aid squad within the Township of Marlboro, or in the case of DVRT and CERT, the Chief of Police of the Township of Marlboro, to have served at least one year of continuous volunteer service in the organization and to possess the necessary certification(s), license(s) and/or training required by said organization.

ELIGIBLE VETERAN

A Marlboro Township resident who has served the United States in active military duty, who is entitled to a veteran's tax deduction pursuant to N.J.S.A. 54:4-8.11 as reflected in the records of the Tax Assessor of the Township of Marlboro.

VOLUNTEER

Any individual contributing services to a volunteer fire company or volunteer first aid squad, DVRT or CERT within the Township of Marlboro without remuneration or without a formal agreement or contract for hire.

VOLUNTEER SERVICE

The required percentage of activity or participation to qualify as a bona fide member of a volunteer fire department, volunteer first aid squad, DVRT or CERT.

§ 24-3 Qualification for benefits.

A. The provisions of section 24-4 shall be limited solely to residents of the Township of Marlboro who are volunteers in any volunteer fire company or volunteer first aid squad within the Township and who are certified by the chief executive officer of their respective volunteer organizations as members in good standing of said organization having served a term of at least one year.

(1) A single volunteer shall only be eligible for a single membership on behalf of him or herself; and

(2) A married volunteer shall be eligible for either an individual membership on behalf of him or herself or for a family membership, which shall include a spouse and all children under 25 years of age, provided such children live at the volunteer's family home; and

B. Such certification shall be filed annually, not later than January 15, with the Township Clerk by the chief executive officer of each volunteer fire company or volunteer first aid squad, or in the case of DVRT and CERT, the Chief of Police of the Township of Marlboro. A new certification must be filed each year, and the certification from the preceding year shall be null and void.

C. Those provisions of section 24-4.1 shall be limited solely to eligible veterans or the surviving spouse of eligible veterans who are residents of the Township of Marlboro.

D. Those provisions of section 24-4.2 shall be limited solely to eligible DVRT or CERT members who are residents of the Township of Marlboro.

§ 24-4 Benefits for Members in Good Standing. Every member in good standing of a volunteer fire company or volunteer first aid squad who is performing volunteer service within the Township of Marlboro shall be entitled to the following benefits from the Township:

A. Exemption from the payment of any Marlboro Township fees for Marlboro Township licenses and permits for the personal and nonprofit use of such member in good standing.

This section shall not, however, be construed to apply to fees associated with the Marlboro Township Water Utility nor the

Recreation and Swim Utility including Swim Club membership or camp programs. Where fees include moneys payable to the state and/or county or outside professionals in the case of an application to a land use board, only the municipal portion of said fees may be waived.

B. If a member in good standing is killed or incapacitated in the line of duty, these privileges shall be forwarded to his immediate family as long as they reside in the Township.

C. Life members. Any volunteer who qualifies as a "life member" of his volunteer organization shall be vested with life rights to the aforementioned benefits.

§ 24-4.1 Benefits for Eligible Veterans.

Every veteran resident of Marlboro shall be entitled to the following benefits from the Township:

A. Exemption from the payment of any Marlboro Township fees for Marlboro Township licenses and permits for the veteran's personal and nonprofit use of such member in good standing, amounting to 20% of the full price fee. This section shall not, however, be construed to apply to fees associated with Marlboro Township Water Utility, Recreation and Swim Utility including Swim Club membership or camp programs. Where fees include moneys payable to the state and/or county or outside professionals in the case of an application to a land use board, only the municipal portion of said fees may be waived.

B. In the event of death of veteran resident, such benefit shall be transferred to the surviving spouse of the veteran.

§ 24-4.2 Benefits for Eligible DVRT and CERT Members.

Every DVRT and CERT member resident of Marlboro shall be entitled to the following benefits from the Township:

A. Exemption from the payment of any Marlboro Township fees for Marlboro Township licenses and permits for the member's personal and nonprofit use of such member in good standing, amounting to 20% of the full price fee. This section shall not, however, be construed to apply to fees associated with Marlboro Township Water Utility, Recreation and Swim Utility including Swim Club membership or camp programs. Where fees include moneys payable to the state and/or

county or outside professionals in the case of an application to a land use board, only the municipal portion of said fees may be waived.

§ 24-5

Procedure for exemption. The Business Administrator of the Township is hereby authorized to establish the procedure(s) under which the Township shall administer the granting of benefits provided for in this article.

In the event a resident qualifies for an exemption or discount under multiple sections, the resident shall receive the highest single exemption or discount available.

§ 24-6

Enforcement. The Business Administrator of the Township is hereby authorized to enforce the provisions of this article.

BE IT FURTHER ORDAINED, that Chapter 24 of the Code of the Township of Marlboro entitled "Emergency Service Providers", Article III, entitled "Emergency Service Providers Benefit Programs" APPENDIX A "LOSAP POINT SYSTEM" is hereby amended as follows:

Article III: "EMERGENCY SERVICE PROVIDERS BENEFIT PROGRAMS"

24 Attachment 1

Township of Marlboro
Appendix A

LOSAP Point System

A qualified year of volunteer emergency service (ambulance) shall be credited under a LOSAP program for each calendar year after establishment of the program in which an active volunteer accumulates at least 100 points. Points shall be granted in accordance with the following systems:

Ambulance

(1) Ambulance calls: 80 points maximum, 60 points minimum; points are credited to members based on the following schedule:

a. Ambulance duty crews: 1 point per duty crew assignment with a minimum of eight (8) hours riding or every eight (8) hours of riding.

Free time, second assignment and duty crews; 2 points per call.

Weekend duty crew: 1 point per day.

b. Regular non-life members must ride a minimum of 360 hours per year in order to qualify for LOSAP.

c. Life members must ride a minimum of 300 hours per year in order to qualify for LOSAP.

(2) Drills: 12 points maximum; 1 point per drill will be credited for participation in seminars, special drills, and in-house drills.

(3) Training: 10 points maximum.
CEU classes: 2 points per class
CPR class: 2 points per class
Other required drills: 2 points per class.

(4) Holder of an elected specified position: 30 points maximum; points are credited for completion of one-year term in an elected position:

Captain: 30 points
First Lieutenant: 20 points
Second Lieutenant: 20 points
Sergeant: 20 points
President: 15 points
Vice President: 15 points
Secretary: 15 points
Treasurer: 15 points
Trustee: 15 points
Committee Member: 5 points (deemed official by the President)
Delegates: 10 points

(5) Meetings: 12 points maximum; 1 point per meeting will be credited for attendance at regular monthly and special meetings.

(6) Miscellaneous activities: points will be credited for participation in the following activities, which are deemed official EMS activities by the Captain and President (5 points per occurrence):

Fund-raising activities.
Overnight Standbys.
Football Standbys.
Weather-related Standbys.
Special Events
Township-related Events.

(7) Years of prior service: 20 points maximum; 1 point for each year of prior service.

(8) Prorated LOSAP. In the event that an active volunteer member must take a medical or maternity leave (as defined in the applicable bylaws) of three months or greater, that member will still be eligible for a prorated contribution towards his or her LOSAP account. The annual requirement of 100 points shall be reduced by two points for each week that the member is on medical or maternity leave, resulting in the adjusted point requirement. If a member meets the adjusted point requirement, he or she shall be entitled, if all other eligibility requirements are satisfied, to a prorated contribution to his or her LOSAP account in the amount of the adjusted point requirement divided by 100 multiplied by the annual LOSAP contribution.

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

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; and

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

The following Resolution #2014-67/Ordinance #2014-2 (Amending Various Fees - Alcoholic Beverages; Recreation; Water Charges) was introduced by reference, offered by Councilman LaRocca, seconded by Council Vice President Mazzola and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-67

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

ORDINANCE # 2014-2

AN ORDINANCE AMENDING AND SUPPLEMENTING LICENSING AND PERMITTING FEES FOR: ALCOHOLIC BEVERAGES; PARKS AND RECREATION; AND PARKS AND RECREATION FACILITIES AND WATER CUSTOMERS CHARGES OF THE CODE OF THE TOWNSHIP OF MARLBORO

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 February 20, 2014 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 # 2014-2

AN ORDINANCE AMENDING AND SUPPLEMENTING LICENSING AND PERMITTING FEES FOR: ALCOHOLIC BEVERAGES; PARKS AND RECREATION; AND PARKS AND RECREATION FACILITIES AND WATER CUSTOMERS CHARGES OF THE CODE OF THE TOWNSHIP OF MARLBORO

BE IT ORDAINED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that the following sections of the Marlboro Township Code be and are hereby amended and supplemented to increase the fees for licensing and permitting as follows:

SPECIFIC PROVISION	CODE LOCATION	TYPE OF FEE, CHARGE OR RATE	FEE
Liquor Licenses	Alcoholic Beverages 82-3(B)	Plenary Retail Distribution License	\$2,220.00
Membership and Other Fees	Marlboro Swim Club 265-18(E)(5)(a)	Swim Club Day Camp; Residents. Full Day	\$700.00

		Swim Club Day Camp; Residents. Half Day	\$550.00
		Swim Club Activities Camp; Residents. Full-day	\$725.00
		Swim Club Sports Camp; Residents. Full-day	\$725.00
	265-18(E)(5)(b)	Swim Club Day Camp; Nonresidents Full Day	\$800.00
		Swim Club Day Camp; Nonresidents. Half Day	\$600.00
		Swim Club Activities Camp; Nonresidents. Full-day	\$825.00
		Swim Club Sports Camp; Nonresidents. Full-day	\$825.00
Group Swim Lessons	265-18(E)(1)(a)	Program Fees	\$75.00

BE IT FURTHER ORDAINED, that Chapter 265, Parks and Recreation, Section 265-2, Recreation Program Fees, of the Code of the Township of Marlboro is hereby amended and supplemented to amend Section 265-2(W) and Section 265-42(A)(1) as follows:

§265-2(W). Nonresident program fees: Subject to availability and the rules and regulations for programs established by the Department of Recreation and in its sole and absolute discretion, nonresidents shall be permitted to participate in Recreation Department programs for the resident program fee plus up to 50%. In the event that there is no fee for the program for residents, as in

certain programs for seniors, then the nonresident fee for such program shall be up to 50% more than the cost of running the program, as determined on a pro rata basis.

§ 265-5 Parks and Recreation Facilities Emergency Service & Volunteer Benefits. (Note: applies to old "Recreation Commission" programs only)

Subject to the definitions and restrictions in Section 24-4 of the code of the Township of Marlboro, Emergency Service Volunteers who are Members in Good Standing shall be eligible for the following discounts:

- A. Programs excluding summer and travel camps: 100% waiver.
- B. Summer and travel camps: 50% waiver.

§265-42. These fees include the use of all Township and Marlboro Board of Education facilities.

- A. Permit fees.
 - (1) Single/multiple use permit.
 - (a) Resident/Marlboro organization/league: \$10/two hours.
 - (b) Nonresident/non-Marlboro organization/league: \$20/two hours.

BE IT FURTHER ORDAINED, that Chapter 265, Parks and Recreation, Article III, Marlboro Swim Club, Section 265-17, Membership in Facility, Sub-Section 265-17 (k) Discount Memberships , be and is hereby amended and supplemented to read follows as follows:

§ 265-17 Membership in facility. (Note: applies to Swim Club only)

K. Discount memberships.

(1) Subject to the definitions and restrictions in Section 24-4 of the code of the Township of Marlboro, the membership fee in the Marlboro Swim Club for Emergency Service Volunteers who are Members in Good Standing shall be equivalent to 10% of the applicable full price membership in order to offset administrative and processing fees.

(2) Marlboro Swim Club Day Camp. Any volunteer who enrolls one or more children in the Swim Club Day Camp shall pay the full fee for the camp as set forth in § 265-18E(5).

(3) The Department of Recreation shall be authorized to issue no more than 10 Swim Club Camp discount memberships in a season.

BE IT FURTHER ORDAINED, that § 4-88.1 of the Code of the Township of Marlboro, entitled "Division of Water Utility" subsection T entitled "Water Customer Charges" is amended to a new section 4-88.1(T)(3) as follows:

(3) The Basic Quarterly service charge assessed on each account shall be paid as billed. The basic quarterly service charge may be temporarily suspended following a request from the property owner for water to be turned off due to a fire which renders a structure uninhabitable. The facilities charge shall be reinstated once the water service is reactivated, or if change of ownership occurs.

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

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; and

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

The following Resolution #2014-68/Ordinance #2014-3 (Bond Ordinance - General Capital Improvements) was introduced by reference, offered by Councilman Cantor and seconded by Council President Metzger. After discussion, the resolution/ordinance was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-68

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

ORDINANCE # 2014-3

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$3,343,449 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,176,278 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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 February 20, 2014 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 # 2014-3

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$3,343,449 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,176,278 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Marlboro, in the County of Monmouth, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$3,343,449, and further including the aggregate sum of \$167,171 as the several down payments for the

improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$3,176,278 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
<u>A) Central Computer Office</u> The Annual PC and Laptop Replacement Program and MS Licensing Enterprise Agreement and the acquisition of video distribution and display devices, rack mount servers and firewall and network improvement hardware, including all related costs and expenditures incidental thereto.	\$142,740	\$135,603	5 years

<p><u>B) Engineering Department</u> 1) The Road Improvement Program, sidewalk improvements to Monmouth County Route 520 and Wyncrest (East Side) from Route 79 to 520, and improvements to Texas Road and Amboy Road, including all work and materials necessary therefor and incidental thereto.</p>	\$1,764,014	\$1,675,813	10 years
<p>2) Improvements and inspection of Rockwell Circle Dam and improvements to 19 Freneau Drive Head wall, including all work and materials necessary therefor and incidental thereto.</p>	\$291,200	\$276,640	40 years
<p><u>C) Police Department</u> 1) The acquisition of personal protective gas masks, weapons systems and accessories, ballistic protective equipment and defibrillators, including all related costs and expenditures incidental thereto.</p>	\$48,981	\$46,533	5 years
<p>2) The acquisition of traffic control and enforcement equipment, including all related costs and expenditures incidental thereto.</p>	\$11,700	\$11,115	10 years
<p>3) The acquisition of vehicle fleet equipment and Sports Utility Vehicle equipment, including all related</p>	\$170,758	\$162,220	15 years

costs and expenditures incidental thereto.			
D) <u>Emergency Management Service Civil Defense</u> Traffic control emergency power upgrade, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$21,840	\$20,748	15 years
E) <u>Road Maintenance</u> The acquisition of a dump truck and plow/spreader, a backhoe and a claw bucket, including all related costs and expenditures incidental thereto.	\$338,000	\$321,100	5 years
F) <u>Vehicle Maintenance</u> 1) The refurbishment of trucks, including all work and materials necessary therefor and incidental thereto.	\$15,600	\$14,820	5 years
2) The acquisition of various mechanic's equipment, including but not limited to a tire changer, a tire balancer, an air compressor, a tire pressure monitoring kit, a plasma cutter, a heavy duty truck scan kit, and a diesel fuel storage tank, including all related costs and	\$119,600	\$113,620	15 years

expenditures incidental thereto.			
G) <u>Buildings and Grounds</u> 1) Building improvements to public properties: HVAC upgrades, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$156,000	\$148,200	15 years
2) Building improvements to public properties: Roof repairs to Municipal Complex, including all work and materials necessary therefor and incidental thereto.	\$93,600	\$88,920	20 years
H) <u>Parks and Recreation</u> 1) The acquisition of a truck and plow, including all related costs and expenditures incidental thereto.	\$62,400	\$59,280	5 years
2) The acquisition of a landscape trailer and a zero turn mower, including all related costs and expenditures incidental thereto.	\$23,400	\$22,230	15 years
I) <u>Municipal Court</u> The acquisition of a digital recording annotation system, including all related costs and expenditures	\$5,741	\$5,454	10 years

incidental thereto.			
J) <u>911 Expenses</u> 1) The acquisition of mobile and portable radios, a base station SPEN network, and pagers and the relocation of the radio antenna, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$46,675	\$44,342	10 years
2) The acquisition of workstations, including all related costs and expenditures incidental thereto.	<u>\$31,200</u>	<u>\$29,640</u>	7 years
TOTALS:	<u>\$3,343,449</u>	<u>\$3,176,278</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of

payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

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

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

(a) The improvements or purposes described in Section 3(a) of this bond ordinance are not current expenses. They are all improvements or purposes that 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 benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 12.69 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$3,176,278, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$598,094 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.

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

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

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

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

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

The following Resolution #2014-69/Ordinance #2014-4 (Bond Ordinance - Recreation and Swim Capital Improvements) was introduced by reference, offered by Councilwoman Marder and seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-69

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

ORDINANCE # 2014-4

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO THE RECREATION AND SWIM UTILITY IN AND BY THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$773,530 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$773,530 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF.

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 February 20, 2014 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 # 2014-4

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO THE RECREATION AND SWIM UTILITY IN AND BY THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$773,530 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$773,530 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF.

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

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Marlboro, in the County of Monmouth, New Jersey (the "Township"). For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$773,530, including a grant from the Monmouth County Municipal Open Space Grant Program in the amount of \$250,000 (the "Grant"). No down payment is required as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvement or purpose and in anticipation of receipt of the Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$773,530 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is various improvements to the Swim Club, including, but not limited to, reconstruction of the ballfield and tennis courts, coating and striping of the handball courts and installation of chain link fence around the handball court, including all work and materials necessary therefor and incidental thereto.

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

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

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time

subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

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

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds

and bond anticipation notes provided in this bond ordinance by \$773,530, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$113,530 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

Section 7. The Township hereby declares the intent of the Township to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

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

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event

that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

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

The following Resolution #2014-70/Ordinance #2014-5 (Bond Ordinance - Water Capital Improvements) was introduced by reference, offered by Councilwoman Marder, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-70

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

ORDINANCE # 2014-5

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER UTILITY IN AND BY THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$770,440 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$770,440 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF

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 February 20, 2014 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 # 2014-5

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER UTILITY IN AND BY THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$770,440 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$770,440 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF

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

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Marlboro, in the County of Monmouth, New Jersey (the "Township"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$770,440. No down payment is required as the purposes authorized herein are deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount of \$770,440 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or bond anticipation notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
a) The acquisition of a pickup truck and plow, including all related costs and expenditures incidental thereto.	\$41,200	\$41,200	5 years

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
b) The replacement of meters, GIS mapping of water infrastructure and regulatory and risk management water engineering projects, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$375,950	\$375,950	15 years
c) The rehabilitation and redevelopment of wells, the upgrade/rehabilitation of Tennent Road water tank and Nolan Road water tank, in-house materials for repairs, including, but not limited to, hydrants, valves and pipes, and emergency repairs (outside contractors), including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$353,290	\$353,290	40 years
TOTALS	\$770,440	\$770,440	

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form

as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

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

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

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes that the Township may lawfully undertake as self-liquidating purposes of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 25.92 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and

a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$770,440, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$137,440 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.

(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 7. The Township hereby declares the intent of the Township to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

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

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities

and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

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

The following Resolution #2014-71/Ordinance #2014-6 (Bond Ordinance - Construction of New Water Treatment Plant) was introduced by reference, offered by Council Vice President Mazzola and seconded by Councilman LaRocca. After discussion, the resolution/ordinance was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-71

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

ORDINANCE # 2014-6

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR THE CONSTRUCTION OF A NEW WATER TREATMENT PLANT IN AND FOR THE TOWNSHIP OF MARLBORO AND APPROPRIATING \$11,500,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$11,500,000 IN WATER UTILITY BONDS OR NOTES OF THE TOWNSHIP OF MARLBORO TO FINANCE THE SAME

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 February 20, 2014 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 # 2014-6

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR THE CONSTRUCTION OF A NEW WATER TREATMENT PLANT IN AND FOR THE TOWNSHIP OF MARLBORO AND APPROPRIATING \$11,500,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$11,500,000 IN WATER UTILITY BONDS OR NOTES OF THE TOWNSHIP OF MARLBORO TO FINANCE THE SAME

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

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Marlboro, in the County of Monmouth, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$11,500,000. No down payment is required in connection with the improvement or purpose for which obligations are authorized as provided in Section 3 hereof as said purpose is deemed to be self-liquidating and the obligations authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$11,500,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued is for the

construction of a new water treatment plant on Harbor Road in the Township to replace the existing facility, and including all other work and materials necessary therefor and incidental thereto.

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

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

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

Section 5. The capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

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

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

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

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$11,500,000, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$2,425,000 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 improvement or purpose.

(e) This bond ordinance authorizes obligations of the Township solely for a purpose described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-46 and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

(f) The Township reasonably expects to commence acquisition and/or construction of the improvement or purpose described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The foregoing bond ordinance is approved.

The following Resolution #2014-72/Ordinance #2014-7 (Amend Section 220-34B - Rezone Certain Lots Formerly Owned by MTMUA to MZ Municipal Zoning District) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-72

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

ORDINANCE # 2014-7

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 220-34B ENTITLED "ZONING MAP," OF CHAPTER 220 ENTITLED "LAND USE DEVELOPMENT AND REGULATIONS" OF THE "CODE OF THE TOWNSHIP OF MARLBORO, NEW JERSEY" TO REZONE BLOCK 171, LOT 71 TO THE MZ MUNICIPAL ZONING DISTRICT

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 March 6, 2014 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 # 2014-7

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 220-34B ENTITLED "ZONING MAP," OF CHAPTER 220 ENTITLED "LAND USE DEVELOPMENT AND REGULATIONS" OF THE "CODE OF THE TOWNSHIP OF MARLBORO, NEW JERSEY" TO REZONE BLOCK 171, LOT 71 TO THE MZ MUNICIPAL ZONING DISTRICT.

WHEREAS, Marlboro Township has dissolved the Marlboro Township Municipal Utilities Authority; and

WHEREAS, Marlboro Township has established a Water Division within the Marlboro Township Department of Public Works; and

WHEREAS, property that was once owned and maintained by the Marlboro Township Municipal Utility Authority is now owned and maintained by the Marlboro Township itself; and

WHEREAS, the Mayor and Township Council are now rezoning Block 171, Lot 71 which was previously owned by the Marlboro Township Municipal Utilities Authority and now owned by the Township of Marlboro to the MZ, Municipal Zoning District.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey, that the following provisions of the Marlboro Code shall be amended and supplemented as follows:

That Subsection 220-34B be amended and supplemented to the effect that the zoning map adopted by said subsection shall be revised so as to delete the premises designated as Block 171, Lot 71 from the LC Land Conservation District and so as to include said tax lots in the MZ Municipal Zoning District.

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged

by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

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; and

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

The following Resolution #2014-73/Ordinance #2014-8 (Authorizing Acquisition of Tennent Road Parcel - Block 172, Lot 48) was introduced by reference, offered by Councilwoman Marder, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-73

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

ORDINANCE # 2012-8

AN ORDINANCE AUTHORIZING THE PURCHASE OF PROPERTY LOCATED ON TENNENT ROAD, MARLBORO, NEW JERSEY, ALSO KNOWN AS BLOCK 172, LOT 48 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY, FOR THE PURPOSE OF OPEN SPACE PRESERVATION AND FOR RECREATION

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 February 20, 2014 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 # 2014-8

AN ORDINANCE AUTHORIZING THE PURCHASE OF PROPERTY LOCATED
ON TENNENT ROAD, MARLBORO, NEW JERSEY, ALSO KNOWN AS
BLOCK 172, LOT 48 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP
OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY, FOR THE PURPOSE OF
OPEN SPACE PRESERVATION AND FOR RECREATION

WHEREAS, BAY DOCK HOLDINGS, L.L.C. C/O C.P. ("Owner") holds the right, title and interest in and to certain real property consisting of approximately 50 acres located on Tennent Road, Marlboro, New Jersey, also known as Block 172, Lot 48 on the Official Tax Map of the Township of Marlboro, Monmouth County, New Jersey, (the "Property"); and

WHEREAS, the Township of Marlboro ("Township") desires to acquire the Property for the public purpose of open space preservation and for recreation within the Township and has entered into contract negotiations with the Owner to purchase the Property; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Township of Marlboro is authorized to adopt an Ordinance for the preservation of public health, safety and welfare; and

WHEREAS, pursuant to N.J.S.A. 40A:12-5, the Township of Marlboro has the power to acquire any real property for a public purpose through negotiated agreement; and

WHEREAS, the Township Council of the Township of Marlboro has determined that it would serve a public purpose and be to the benefit of the health and welfare of the Township's citizens for the Township to acquire the Property in order to use the same for the preservation of open space and for recreation within the Township of Marlboro; and

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey that:

1. The Mayor is hereby authorized to enter into a contract for the purchase of the property on Tennent Road, Marlboro, New Jersey, also known as Block 172, Lot 48 ("Property"), for the public purposes of open space preservation and for recreation within the Township of Marlboro from the owner, BAY DOCK HOLDINGS, L.L.C. C/O C.P. for an amount not to exceed \$100,000.00; and

2. The Mayor and Township Clerk are hereby authorized and directed to execute and witness, any documents which may be required to effectuate the purchase and conveyance of the Property; and

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and 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 #2014-74/Ordinance #2014-9 (Ordinance Fixing Salary of Superintendent of Public Works) was introduced by reference, offered by Councilwoman Marder, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-74

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

ORDINANCE # 2014-9

AN ORDINANCE FIXING THE SALARY OF
THE SUPERINTENDENT OF PUBLIC WORKS

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 February 20, 2014 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 # 2014-9

AN ORDINANCE FIXING THE SALARY OF
THE SUPERINTENDENT OF PUBLIC WORKS

BE IT ORDAINED by the Municipal Council of the Township of Marlboro, County of Monmouth, as follows:

SECTION 1. The salary range established for the Superintendent of Public Works is \$99,900 -\$145,000.

SECTION 2. The Superintendent of Public Works shall receive no other fees or payments above the salary herein designated.

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; and

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

The following Resolution #2014-75 (Requesting Amendment to Mon. County Water Quality Management (WQM) Plan) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman LaRocca and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-75

A RESOLUTION REQUESTING AN AMENDMENT TO THE MONMOUTH COUNTY WATER QUALITY MANAGEMENT (WQM) PLAN TO INCLUDE THE HARBOR ROAD WATER TREATMENT PLANT IN THE SEWER SERVICE AREA

WHEREAS, the Township of Marlboro desires to provide for the orderly development of wastewater facilities within Monmouth County; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Marlboro that:

1. The Township owns a water treatment facility along Harbor Road, specifically Block 171, Lot 71. Said property is located within an MZ (Municipal Zone) District.
2. The Township is in the process of redesigning/upgrading the Harbor Road Treatment Plant to include elimination of the ion exchange units, and use of filters as is more commonly used today. As the filters generate more backwash than the ion exchange units, it is recommended that the site be connected to public sanitary sewer service, as the existing backwash lagoons would not be able to handle the increase in flow over an extended time.
3. The Township of Marlboro requests an amendment to the Monmouth County Water Quality Management Plan, to specifically include Block 171 Lot 71, commonly known as the Harbor Road Water Treatment Plant.

The following Resolution #2014-76 (Authorizing Water Utility Developers Agreement - FSP Assisted Living Facility) was introduced by reference, offered by Council Vice President Mazzola, seconded by Councilman Cantor and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-76

A RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER AGREEMENT BETWEEN THE TOWNSHIP OF MARLBORO AND FSP MARLBORO, LLC IN CONNECTION WITH PRELIMINARY, TENTATIVE AND FINAL WATER SERVICE APPROVAL FOR THE SITE LOCATED ON BLOCK 176 LOTS 38-41, MONMOUTH COUNTY ROUTE 520, TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY AND AUTHORIZING THE EXECUTION OF A DEED RESTRICTION REQUIRING AFFORDABLE UNITS IN ASSISTED LIVING RESIDENCES.

WHEREAS, FSP MARLBORO, LLC, (the "Developer") has applied to the Township of Marlboro Water Utility Division for Preliminary, Tentative and Final Water Service Approval for the property located at Monmouth County Route 520, which is known as Block 176 Lots 38-41 on the Official Tax Map of the Township of Marlboro, Monmouth County New Jersey, (the "Site") to construct a 36,528 Square Foot Assisted Living Facility containing 79 Units; and

WHEREAS, the Township of Marlboro Water Utility Division has granted approval with respect to the water service to the Project and the site and conditioned the approval upon the Developer entering into a Developer Agreement with the Township of Marlboro Water Utility Division and posting all the necessary performance guarantees; and

WHEREAS, the Developer Agreement has been negotiated by the parties, and the negotiation and preparation of same shall be paid for from Developer's escrow account held by the Township of Marlboro; and

WHEREAS, the necessary performance guarantees, cash deposits and insurance certificates shall be subject to the review and approval of the Township Attorney; and

WHEREAS, the Project will be developed and used as a licensed assisted living residence and ten per cent (10%) of the beds in the facility (the "Affordable Units") must be reserved for Medicaid recipients that are eligible for COAH credit as provided by NJAC 5:97-6.11 to be enforced by a Deed restriction running with the land.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, that if applicable the execution by the Director of Public Works on behalf of the Township of Marlboro Water Utility Division be and is hereby ratified and the Mayor is authorized to execute and the Municipal Clerk is authorized to witness, the Developer Agreement with FSP MARLBORO,LLC (the "Developer") for the Preliminary, Tentative and Final Water Service Approval issued for the site located on Block 176 Lots 38-41 on the Official Tax Map of the Township of Marlboro, Monmouth County New Jersey, which is located on Monmouth County Route 520, the negotiation and preparation of which shall be paid for from the Developer's escrow account held by the Township of Marlboro; and

BE IT FURTHER RESOLVED, that the Mayor is authorized to execute and the Municipal Clerk is authorized to witness that certain Deed Restrictions requiring Affordable Units in Assisted Living Residences reserving ten per cent (10%) of the beds in the Project for Medicaid recipients eligible for COAH credits.

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

- a. FSP MARLBORO, LLC
- b. Giordano, Halleran & Ciesla
- c. Mayor Jonathan L. Hornik
- d. Township Business Administrator
- e. Township Engineer
- f. Township Chief Financial Officer
- g. Marlboro Township Water Utility Division
- h. DeCotiis, FitzPatrick & Cole, LLP

Councilwoman Marder recused herself and left the room. The following Resolution #2014-77 (Bond Release - Dr. Champagne - 480 Route 79 - B 126, L 33) was introduced by reference, offered by Councilman LaRocca, seconded by Councilman Cantor and was passed on a roll call vote of 4 - 0 in favor (Absent: Marder).

RESOLUTION # 2014-77

RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES
FOR THE SITE KNOWN AS Dr. Champagne, BLOCK 126, LOT 33,
480 State Highway Route 79, 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 Dr. Richard Champagne 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 "Dr. Champagne" (the "Site"), property known as Block 126, Lot 33, on the Official Tax Maps of the Township of Marlboro, Monmouth County, State of New Jersey, posted by Richard and Carol Champagne (the "Developer"); and

WHEREAS, the Mayor and Township Council of the Township of Marlboro have received and reviewed the Township Engineer's report dated January 14, 2014, 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. FP0017566 issued by First Indemnity of America Insurance Company in the amount of \$15,636.78 and cash deposit in the amount of \$1,737.42 (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 \$2,171.78; 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. FP0017566 issued by First Indemnity of America Insurance Company in the amount of \$15,636.78 and cash deposit in the amount of \$1,737.42 (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 \$2,171.78; and

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

- a. Dr. Richard Champagne
- b. First Indemnity of America Insurance Company
- c. Township Business Administrator
- d. Township Chief Financial Officer
- e. Township Engineer

The following Resolution #2014-78 (Authorizing Phase I Environmental Study - Marlboro Country Swim Park) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-78

A RESOLUTION AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT BETWEEN CME ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR THE PROVISION OF ENVIRONMENTAL ENGINEERING SERVICES IN CONNECTION WITH BLOCK 255 LOT 55 (MARLBORO COUNTRY PARK) LOCATED AT GORDONS CORNER ROAD and MASEPE TRAIL

WHEREAS, the Township has been awarded a \$250,000 grant by the Monmouth County Park System for improvements to Marlboro Country Park; and

WHEREAS, as a condition of the grant, the Township is required to complete a Preliminary Assessment and Site Inspection (PASI); and

WHEREAS, CME Associates has provided a proposal dated February 3, 2014 (the "Proposal") for such Professional Services in connection with the Project; 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 \$5,250.00 for such Professional Services, as further described and set forth in CME's Proposal, attached hereto and made a part hereof; and

WHEREAS, the Township desires to meet the grant conditions by completing the Preliminary Assessment and Site Inspection (PASI) and complete the improvements to the park; 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 # 10-215-13-09A-452288; 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 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 BLOCK 255 LOT 55 (MARLBORO COUNTRY PARK) LOCATED AT GORDONS CORNER ROAD and MASEPE TRAIL ("Professional Services"), at a fee not to exceed \$5,250.00 for such Professional Services, as further described and set forth in CME's Proposal dated February 3, 2014, 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 \$5,250.00 for such additional Professional Services for the Project as described in the Proposal; 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 Chief Financial Officer

The following Resolution #2014-79 (Setting Special Council Budget Meeting - Feb. 18 - 6PM) was introduced by reference, offered by Councilwoman Marder, seconded by Council Vice President Mazzola and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-79

BE IT RESOLVED by the Marlboro Township Council that a "Special" Council Meeting will be held on February 18, 2014 at 6:00 PM at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, N. J. 07746. The purpose of this special meeting is to discuss the 2014 Municipal Budget and any other finance related business.

Action will not be taken and Citizen's Voice will be limited to 15 minutes.

As the consent agenda, the following resolutions were introduced by reference, offered by Councilwoman Marder, seconded by Councilman LaRocca and as there was no objection, the Clerk was asked to cast one ballot: Res. #2014-80 (Appointing Interim Tax Search Officer), Res. #2014-81 (Authorizing Temporary Emergency Budget Appropriations), Res. #2014-82 (Budget Transfers), Res. #2014-83 (Authorizing Officials to Secure Financing for Purchase of Police Vehicles), Res. #2014-84 (Reject and Rebid Hamilton Park Septic System Improvements), Res. #2014-85 (Authorizing Application - Cops-in-Shops), Res. #2014-86 (Authorizing Change Order Interior Renovations - PD), Res. #2014-87 (Authorizing One Year Contract Renewal - Emergency Generator Preventive Maintenance), Res. #2014-88 (Authorizing One Year Contract Renewal - Coach Bus Transportation Rec Senior Program), Res. #2014-89 (Authorizing Agreement NJ Rec and Parks Assoc. - Community Service Summer Discount Program), Res. #2014-90 (Authorizing Purchase of Tickets - Rec Dept.) and Res. #2014-91 (Authorizing Park Recycling Container Grant Application).

RESOLUTION # 2014-80

RESOLUTION APPOINTING AN INTERIM TAX SEARCH OFFICER IN THE ABSENCE OF THE TAX SEARCH OFFICER UNDER THE FAMILY MEDICAL LEAVE ACT

WHEREAS, Kelly Hahn, Marlboro Township Tax Collector and Tax Search Officer, will be taking a leave of absence from her position under the Family Medical Leave Act; and

WHEREAS, during Ms. Hahn's leave of absence it is necessary to appoint a qualified person to undertake the position of the Marlboro Township Tax Search Officer in order to ensure the continued functioning of the municipal government in this statutory position; and

WHEREAS, Colleen Dolan is a current employee of the Finance Department is a Certified Tax Collector (CTC) and qualified to assume the responsibility of Tax Search Officer on an interim basis.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Marlboro, County of Monmouth, that Colleen Dolan is hereby appointed Tax Search Officer for the Township of Marlboro during the term of Kelly Hahn's leave of absence.

RESOLUTION # 2014-81

EMERGENCY TEMPORARY APPROPRIATION
PRIOR TO ADOPTION OF THE BUDGET

WHEREAS, N.J.S.A. 40A:4-20 provides authorization for an emergency temporary appropriation after the first thirty days of the fiscal year and before the adoption of the 2014 Municipal budget; and

WHEREAS, this resolution authorizes appropriations representing 50% of the full 2013 appropriations with the exception of debt service and obligations associated with seasonal considerations; and

WHEREAS, the total emergency temporary resolutions adopted in the year CY 2013 pursuant to the provisions of N.J.C.A. 40A 4-20 (Chapter 96, P.L.1951 as amended) including this resolution total: \$ 19,386,592.54 for the municipal budget, \$1,616,191.95 for the operations of the recreation and swim utility and \$5,916,689.21 for the operations of the water utility; and

NOW THEREFORE, BE IT RESOLVED, that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for each of the accounts listed on the attached.
2. That each said emergency temporary appropriation will be provided for in the CY 2014 budget under the same title as appropriated above.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

CURRENT FUND Account Number	Description	2014 Temporary Budget incl Emergencies
	CURRENT FUND	
01-201-20-010-100	MAYOR'S OFFICE S&W	28,650.00
01-201-20-010-200	MAYOR'S OFFICE O/E	1,498.50
01-201-20-020-100	CLERK'S OFFICE S&W	105,247.50
01-201-20-020-200	CLERK'S OFFICE O/E	25,839.00
01-201-20-021-100	TOWNSHIP COUNCIL - SALARIES & WAGES	9,000.00
01-201-20-021-200	TOWNSHIP COUNCIL - OTHER EXPENSES	512.50
01-201-20-030-100	ADMINISTRATION S&W	106,774.50
01-201-20-030-200	ADMINISTRATION O/E	78,819.50
01-201-20-033-100	CENTRAL COMPUTER OFFICE - SALARIES & WAG	52,771.50
01-201-20-033-200	CENTRAL COMPUTER OFFICE - OTHER EXPENSES	29,804.00
01-201-20-035-200	ETHICS COMMISSION - OTHER EXPENSES	3,397.00
01-201-20-040-100	FINANCE S&W	93,909.00
01-201-20-040-200	FINANCE O/E	6,590.50
01-201-20-043-200	ANNUAL AUDIT O/E	17,874.50
01-201-20-045-100	TAX ASSESSOR S&W	67,832.50
01-201-20-045-200	TAX ASSESSOR O/E	43,248.50
01-201-20-046-100	TAX COLLECTOR S&W	68,510.00
01-201-20-046-200	TAX COLLECTOR O/E	17,161.00
01-201-20-050-200	LEGAL SERVICES O/E	278,039.50
01-201-20-055-200	CABLE - OTHER EXPENSES	35,135.00
01-201-20-060-100	ENGINEERING S&W	90,528.00
01-201-20-060-200	ENGINEERING O/E	102,317.50
01-201-20-083-200	ECONOMIC DEVELOPMENT - OTHER EXPENSES	10,000.00
01-201-20-092-200	INTERGOVT. RELATIONS O/E	1,650.00
01-201-20-093-200	HISTORIC SITES COMMITTEE - OTHER EXPENSE	975.00
01-201-20-140-200	Open Space Comm - OTHER EXPENSES	180.50
01-201-20-158-200	POSTAGE - OTHER EXPENSES	25,423.00
01-201-21-070-100	PLANNING BOARD S&W	32,748.50
01-201-21-070-200	PLANNING BOARD O/E	23,331.50
01-201-21-071-200	PLANNING BOARD CONTRAC. O/E	83,200.00
01-201-21-075-100	ZONING S&W	80,343.50
01-201-21-075-200	ZONING O/E	18,084.50
01-201-21-209-100	AFFORDABLE HOUSING S&W	2,000.00
01-201-23-099-200	UNEMPLOYMENT INSURANCE - OTHER EXPENS	12,500.00
01-201-23-100-200	EMPLOYEE INSURANCE - OTHER EXPENSES	1,507,893.70
01-201-23-101-200	LIABILITY INSURANCES - OTHER EXPENSES	400,000.00
01-201-23-102-200	WORKER'S COMPENSATION O/E	400,000.00
01-201-23-103-200	HEALTH INSURANCE WAIVERS	11,655.00
01-201-25-052-100	MUNICIPAL PROSECUTOR - SALARIES & WAGE	15,000.00
01-201-25-104-100	FIRE PREVENTION BUREAU S&W	74,052.00
01-201-25-104-200	FIRE PREVENTION BUREAU O/E	5,445.00
01-201-25-106-100	POLICE S&W	4,202,722.00
01-201-25-106-200	POLICE O/E	154,473.50
01-201-25-108-100	EMERGENCY MANAGEMENT S&W	11,500.00

01-201-25-108-200	EMERGENCY/CIVIL DEFENSE O/E	3,542.50
01-201-25-110-200	CONTRIBUTIONS	30,000.00
01-201-25-178-200	LOSAP	45,000.00
01-201-25-212-100	911 EXPENSES S&W	365,296.00
01-201-25-212-200	911 EXPENSES O/E	98,052.50
01-201-25-226-200	S.F.S.P. O/E	5,291.50
01-201-26-117-100	RECYCLING - S&W	1,500.00
01-201-26-117-200	RECYCLING - OTHER EXPENSES	345,858.50
01-201-26-119-100	SNOW REMOVAL S&W	110,000.00
01-201-26-119-200	SNOW REMOVA - OTHER EXPENSES	485,000.00
01-201-26-120-100	ROAD MAINTENENANCE S&W	686,094.50
01-201-26-120-200	ROAD MAINTENANCE O/E	56,925.50
01-201-26-121-100	VEHICLE MAINTENANCE S&W	189,895.00
01-201-26-121-200	VEHICLE MAINTENANCE O/E	117,983.00
01-201-26-122-100	GROUNDS MAINTENANCE S&W	100,629.50
01-201-26-122-200	GROUNDS MAINTENANCE O/E	104,881.00
01-201-26-125-100	PUBLIC WORKS S & W	138,223.00
01-201-26-125-200	PUBLIC WORKS O/E	67,292.00
01-201-26-126-200	CONDOMINIUM SERVICES ACT - OTHER	44,575.50
01-201-26-129-200	SHADE TREE - OTHER EXPENSES	1,185.00
01-201-27-130-100	REGISTRAR S&W	10,750.00
01-201-27-130-200	REGISTRAR O/E	982.00
01-201-27-134-100	DRUG ABUSE S&W	4,856.00
01-201-27-134-200	DRUG ABUSE CONTROL O/E	7,575.50
01-201-27-136-100	ANIMAL REGULATIONS S & W	11,955.90
01-201-27-136-200	ANIMAL REGULATIONS O/E	13,478.11
01-201-27-138-100	ENVIRONMENTAL COMMITTEE S&W	1,000.00
01-201-27-138-200	ENVIRONMENTAL PROTEC. O/E	493.00
01-201-28-123-100	PARKS & RECREATION - S&W	220,901.00
01-201-28-123-200	PARKS OTHER EXPENSES	31,395.50
01-201-28-145-100	RECREATION S & W	193,006.50
01-201-28-145-200	RECREATION O/E	61,650.50
01-201-28-146-200	RECREATION TEEN PROGRAMS O/E	2,500.00
01-201-29-150-200	PUBLIC LIBRARY O/E	5,000.00
01-201-30-173-200	PRIOR YEARS BILLS	3,550.84
01-201-30-184-100	ACCUMULATED ABSENCES	500.00
01-201-31-160-200	STREET LIGHTING O/E	349,257.50
01-201-31-161-200	ELECTRIC O/E	143,253.50
01-201-31-162-200	TELEPHONE O/E	81,267.00
01-201-31-164-200	WATER O/E	15,995.00
01-201-31-165-200	SEWER O/E	5,017.00
01-201-31-167-200	NATURAL GAS O/E	26,547.50
01-201-31-168-200	GASOLINE	224,646.50
01-201-32-170-200	LANDFILL DISPOSAL COSTS	133,590.50
01-201-35-180-200	Contingent	5,000.00
01-201-36-174-200	POLICE & FIREMENS RETIREMENT	1,951,000.00
01-201-36-175-200	PUBLIC EMPLOYEES RETIREMENT	906,499.00
01-201-36-176-200	EMPLOYER'S PORTION FICA	561,381.50
01-201-36-179-200	DEFINED CONTRIBUTION RETIREMENT PROGRAM	500.00
01-201-41-313-000	Drunk Driving Enforc Grant	0.00

01-201-41-343-000	Clean Communities Grant	0.00
01-201-41-347-000	Recycling Tonnage Grant	0.00
01-201-41-361-000	Municipal Drug Alliance	15,763.00
01-201-41-363-000	COPS IN SHOPS	0.00
01-201-41-365-000	Body Armor Grant	0.00
01-201-41-366-000	Drive Sober or get Pulled Over Grant	0.00
01-201-41-367-000	Chaper 159 - 2013 Highway Safety Fund	0.00
01-201-41-368-000	Chapter 159 - 2013 NRCS Grant	0.00
01-201-41-369-000	Chapter 159 - 2013 DDEF	0.00
01-201-41-370-000	Chapter 159 - Clean Communities Grant	0.00
01-201-43-207-100	MUNICIPAL COURT S&W	161,680.50
01-201-43-207-200	MUNICIPAL COURT O/E	22,066.50
01-201-43-211-100	PUBLIC DEFENDER S&W	8,285.00
01-201-44-222-200	CAPITAL IMPROVEMENT FUND	150,000.00
01-201-45-220-200	BOND PRINCIPAL	1,570,000.00
01-201-45-221-200	LEASE PRINCIPAL	96,000.00
01-201-45-230-200	BOND-INTEREST - OTHER EXPENSES	721,000.00
01-201-45-231-200	DEBT SERVICE LEASE - INTEREST	6,000.00
01-201-45-235-200	NOTE INTEREST	87,500.00
01-201-45-240-200	GREEN TRUST DEBT SERVICE	28,885.00
01-201-46-335-200	Deferred Charges Unfunded	212,000.00
01-201-50-299-200	RESERVE FOR UNCOLLECTED TAXES	

TOTALS 19,386,592.54

	WATER UTILITY FUND	
05-201-55-500-100	SALARY & WAGES	390,747.52
05-201-55-500-200000	WATER UTILITY OE	2,722,009.50
05-201-55-501-200000	WATER CAPITAL OUTLAY	2,500.00
05-201-55-503-254010	SOCIAL SECURITY - WATER EMPLOYEE BENEFIT	29,892.19
05-201-55-503-261010	Unemployment	0.00
05-201-55-503-287010	PENSION - WATER EMPLOYEE BENEFITS	0.00
05-201-55-504-000	Emergency Approp - NJEIT Financing	0.00
	Deferred Charges Unfunded	201,000.00
05-201-55-509-200000	Emergency Approp - Hurricane Sandy	0.00
05-201-55-520-260040	Bond Principal	1,545,000.00
05-201-55-530-290040	Interest on Bonds	612,340.00
05-201-55-535-290040	Interest on Notes	12,500.00
	NJEIT Loan Principal	320,400.00
	NJEIT Loan Interest	58,300.00
	NJEIT Loan Fees	22,000.00

TOTALS		5,916,689.21
	RECREATION & SWIM UTILITY FUND	
09-201-55-400-101000	RECREATION - SALARY & WAGES	709,620.06
09-201-55-400-200020	RECREATION - OE	844,799.42
09-201-55-451-000000	Capital Outlay	0.00
09-201-55-452-250	Interest on Notes	5,000.00
09-201-55-487-254413	Social Security Payment	54,271.97
09-201-55-487-261413	Unemployment	2,500.50
09-201-55-487-287413	Pension	0.00
TOTALS		1,616,191.95

RESOLUTION # 2014-82

RESOLUTION AUTHORIZING TRANSFER OF APPROPRIATION
RESERVES DURING FIRST THREE MONTHS OF THE FISCAL YEAR

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriation reserve transfers during the first three (3) months of the following fiscal year, when it has been determined that additional funds may be necessary to pay for services or goods that had been received in the operations of the preceding year.

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

From:

(2013) Police – Salaries & Wages	\$170,000.00
(2013) Street Lighting -- Other Expenses	\$15,000.00
(2013) Landfill Disposal Costs -- Other Expenses	\$15,000.00

To:

(2013) Accumulated Absences	\$200,000.00
Totals	\$200,000.00 \$200,000.00

RESOLUTION # 2014-83

RESOLUTION AUTHORIZING TOWNSHIP OFFICIALS TO SECURE
PROPOSALS FOR FINANCING THE PURCHASE OF POLICE VEHICLES

WHEREAS, the Police Department has submitted its 2014 capital plan which includes a request for the replacement of police vehicles; and

WHEREAS, the Township has reviewed and finalized a request for six (6) vehicles; and

WHEREAS, the Township is desirous of obtaining these vehicles for the Police Department; and

WHEREAS, the estimated cost of the vehicles is \$180,000.00; and

WHEREAS, the Township wishes to continue its program of financing the purchase of police vehicles.

NOW, THEREFORE, BE IT RESOLVED THAT the Township Council of the Township of Marlboro hereby authorizes proposals to be secured for financing the purchase of six (6) police vehicles at an estimated cost of \$180,000.00.

RESOLUTION # 2014-84

A RESOLUTION AUTHORIZING THE REJECTION OF BIDS
FOR IMPROVEMENTS TO HAMILTON PARK SEPTIC FOR
THE TOWNSHIP OF MARLBORO

WHEREAS, on January 7, 2014, bids were opened for the IMPROVEMENTS TO HAMILTON PARK SEPTIC; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2(a), a contracting unit may reject all bids if the lowest bid substantially exceeds the cost estimates for the goods or services; and

WHEREAS, the sole response received from DeMaio Electrical Company, Inc. exceeded the Township's budgeted cost by more than 182%.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that all bids heretofore received for IMPROVEMENTS TO HAMILTON PARK SEPTIC are hereby rejected pursuant to N.J.S.A. 40A:11-13.2(a).

BE IT FURTHER RESOLVED, that the Business Administrator is hereby authorized and directed to return the bid bond(s) or other security(ies) to the appropriate bidder(s).

RESOLUTION # 2014-85

RESOLUTION AUTHORIZING THE MARLBORO TOWNSHIP POLICE DEPARTMENT TO APPLY TO THE STATE OF NEW JERSEY OFFICE OF THE ATTORNEY GENERAL DEPARTMENT OF LAW AND PUBLIC SAFETY DIVISION OF ALCOHOLIC BEVERAGE CONTROL FOR THE COPS IN SHOPS - COLLEGE/FALL INITIATIVE 2013-2014.

Whereas, the State of New Jersey Department of Law and Public Safety, Division of Alcoholic Beverage Control has received grant funds from the Division of Highway Traffic Safety to administer the Cops-In-Shops- College/Fall Initiative for 2013-2014; and

Whereas, this program is a cooperative effort between the Division of Highway Traffic Safety (HTS) and the Division of Alcoholic Beverage Control (ABC); and

Whereas, it is the intent and spirit of the State of New Jersey Department of Law and Public Safety, Division of Alcoholic Beverage Control to use the grant to assist local undercover law enforcement officers to join forces with local retail establishments to deter the sales of alcohol to underage individuals and to stop adults from attempting to purchase alcohol for people under the legal age; and

Whereas, the Marlboro Township Police Department wishes to apply to the State of New Jersey Department of Law and Public Safety, Division of Alcoholic Beverage Control for the Cops-In-Shops- College/Fall Initiative 2013-2014 grant.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Township Council of the Township of Marlboro that the Township is hereby authorized to submit a grant application to the State of New Jersey Office of the Attorney General Department of Law and Public Safety Division of Alcoholic Beverage Control for the COPS IN SHOPS program.

BE IT FURTHER RESOLVED THAT that Mayor and Township Clerk are hereby authorized to execute the "COPS IN SHOPS - COLLEGE/FALL INITIATIVE 2013-2014" grant agreement and that their signatures constitute acceptance of the terms and conditions of the grant agreement.

RESOLUTION # 2014-86

A RESOLUTION APPROVING CHANGE ORDER NO. 1 TO THE
EXISTING CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO
AND NT&P CONSTRUCTION INC. FOR INTERIOR RENOVATIONS
TO THE POLICE DEPARTMENT

WHEREAS, by Resolution #2013-162 the Township of Marlboro authorized the award of a contract to NT&P CONSTRUCTION INC. for interior renovations to the Police Department (the "Project"); and

WHEREAS, Change Order No. 1 has been requested resulting in an increase in the original contract amount of \$171,960.00 to \$191,987.58, a net increase of \$20,027.58; and

WHEREAS, in a memo dated January 8, 2014, the Township's Department of Public Works has recommended approval of Change Order No. 1, as alterations from the original design were called for in some areas due to existing and unforeseen conditions. These alterations include installation of new doors and relocation of interior hallway and restroom access to isolate jail cells from office area; and

WHEREAS, the Township Council of the Township of Marlboro has reviewed the memo from the Supervisor of Buildings and Grounds dated January 8, 2014 and approved by the Director of Public Works' and is amenable to approving Change Order No. 1 in order that the Project be completed, such Project being in the interests of the public health, safety and welfare.

WHEREAS, funds in the amount of \$20,027.58 have been certified by the Chief Financial Officer for this purpose in Capital Account #04-215-12-08B-122288; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that Change Order No. 1 to the existing contract with NT&P CONSTRUCTION INC., be and is hereby approved, increasing the original contract total of \$171,960.00 to \$191,987.58, a net increase of \$20,027.58.

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

- a. NT&P CONSTRUCTION, INC.
- b. Township Administrator
- c. Township Director of Public Works

RESOLUTION # 2014-87

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO FM GENERATOR, INC. FOR THE PROVISION OF EMERGENCY GENERATOR MAINTENANCE, REPAIRS AND REBUILDS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on February 21, 2013 (R.2013-106) the Township Council of the Township of Marlboro awarded a contract to FM GENERATOR, INC. for the PROVISION OF EMERGENCY GENERATOR MAINTENANCE, REPAIRS AND REBUILDS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

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 Director of the Department of Public Works has recommended that the Township approve a one (1) year renewal of the contract; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to FM GENERATOR, INC. whose address is 35 Pequit Street, Canton, Massachusetts 02021 for a period of one year beginning on March 1, 2014 through February 28, 2015, in a total amount not to exceed \$3,500.00 for annual preventive maintenance and for repair service \$105.00 per hour straight time and \$120.00 per hour overtime; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with FM GENERATOR, INC. in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED, the Chief Financial Officer has certified that sufficient funds are available in Account Numbers 01-201-26-122-288126 and 05-201-55-500-288020 in a total amount not to exceed \$3,500.00 for the annual preventive maintenance; and

BE IT FURTHER RESOLVED, funds for the repair service will be certified by the Chief Financial Officer at the time of order; and

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

- a. FM GENERATOR, INC.
- b. Township Business Administrator
- c. Department of Public Works

RESOLUTION # 2014-88

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO STARR TRANSIT CO., INC. FOR THE PROVISION OF COACH BUS TRANSPORTATION SERVICES FOR THE TOWNSHIP OF MARLBORO RECREATION DEPARTMENT SENIOR PROGRAM

WHEREAS, on March 14, 2013 (R.2013-130) the Township Council of the Township of Marlboro awarded a contract to STARR TRANSIT CO., INC. for the PROVISION OF COACH BUS TRANSPORTATION SERVICES FOR THE TOWNSHIP OF MARLBORO RECREATION DEPARTMENT SENIOR PROGRAM; and

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 Director of Recreation has recommended that the Township approve a one (1) year renewal of the contract; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to STARR TRANSIT CO., INC. whose address is 2531 East State Street, Trenton, New Jersey 08619 for a period of one year beginning on March 1, 2014 through February 28, 2015, in a total amount not to exceed \$19,645.00; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with STARR TRANSIT CO., INC. in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED, funds will be certified from Account Number 09-201-55-400-288471 at the time user fees are collected and services are committed to; and

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

- a. STARR TRANSIT CO., INC.
- b. Township Business Administrator
- c. Department of Recreation

RESOLUTION # 2014-89

WHEREAS, the New Jersey Recreation & Parks Association (NJRPA) is a not-for-profit Professional organization which provides a variety of services to recreation organizations throughout the State of New Jersey; and

WHEREAS, the Township of Marlboro Department of Recreation is a member of the NJRPA; and

WHEREAS, the Department of Recreation utilizes the services of the NJRPA for its Camp and Teen Programs, and for professional recreation training; and

WHEREAS, the NJRPA sponsors a "Community Service Summer Discount Program" which enables the Department of Recreation to purchase tickets for a variety of events at a substantial discount; and

WHEREAS, the total value of the services to be provided for 2014 are estimated at and shall not exceed \$72,700.00 in the aggregate; and

WHEREAS, funds will be certified at the time participation counts are available and tickets are ordered from Accounts # 09-201-55-400-212-445, # 09-201-55-400-212-480, and 09-201-55-400-212-485.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that the Township Council of the Township of Marlboro, hereby authorizes the Mayor and Town Clerk to execute an agreement with the NJRPA, 13 April Lane Somerset, NJ 08873-5301 for the services described above.

RESOLUTION # 2014-90

RESOLUTION AUTHORIZING THE PURCHASE OF TICKETS FOR MARLBORO DEPARTMENT OF RECREATION FEE-BASED PROGRAMS

WHEREAS, the Department of Recreation organizes numerous trips to a variety of destinations for program participants; and

WHEREAS, the trip destinations include theaters, indoor and outdoor amusement facilities, restaurants and parks; and

WHEREAS, program participants register for the trip and the Department of Recreation purchases tickets based upon the demand for a particular trip; and

WHEREAS, participants pay a fee to register for these programs; and

WHEREAS, the Department of Recreation estimates various trips and associated fees for the 2014 program year in an amount not to exceed \$170,741.00; and

WHEREAS, the funding for these trips is generated from user fees and will be available from Recreation Utility Accounts 09-201-55-400-212445 (NJRPA CONSIGNMENT TICKETS), 09-201-55-400-212471 (SENIOR TRIPS), 09-201-55-400-212480 (SUMMER DAY CAMP TRIPS), and 09-201-55-400-212485 (TEEN TRAVEL CAMP).

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that the Township Council of the Township of Marlboro, hereby authorizes the Department of Recreation to register program participants for various fee based programs as described above in an amount not to exceed \$170,741.00.

BE IT FURTHER RESOLVED, should schedule changes occur which do not result in an increased expenditure, the schedule changes may be adopted administratively.

RESOLUTION # 2014-91

RESOLUTION AUTHORIZING APPLICATION FOR GRANT FUNDING TO THE
2014 DR PEPPER SNAPPLE/KEEP AMERICA BEAUTIFUL PARK BIN
GRANT PROGRAM THROUGH THE DPS/KAB PUBLIC PARK RECYCLING GRANT

WHEREAS, the Township has received notice from the State of New Jersey Department of Environmental Protection (NJDEP) that a public park recycling grant offering is being sponsored by Dr Pepper Snapple Group and Keep America Beautiful; and

WHEREAS, the DPS/KAB Park Recycling Bin Grant program is designed to help local, regional and state parks establish or expand recycling opportunities for visitors; and

WHEREAS, the Township of Marlboro is committed to expanding recycling opportunities in its public areas.

NOW, THEREFORE, BE IT RESOLVED THAT the Municipal Council of the Township of Marlboro hereby authorizes application to be made to Dr Pepper Snapple Group/Keep America Beautiful for recycling bins for public parks.

At 7:45PM, Councilwoman Marder moved that the meeting be adjourned. This was seconded by Council Vice President Mazzola, and as there was no objection, the Clerk was asked to cast one ballot.

MINUTES APPROVED: March 6, 2014

OFFERED BY: MAZZOLA	AYES: 4
SECONDED BY: MARDER	NAYS: 0
	ABSENT: Cantor

ALIDA MANCO,
MUNICIPAL CLERK

SCOTT METZGER,
COUNCIL PRESIDENT