

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

June 19, 2014

The Marlboro Township Council held its regularly scheduled Council Meeting on June 19, 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 LaRocca (7:15pm), Councilwoman Marder, Council Vice President Mazzola and Council President Metzger. Councilman Cantor was absent.

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

Council President Metzger left at 7:25pm. The meeting was chaired by Council Vice President Mazzola.

Councilwoman Marder moved that Resolution #2014-193/Ordinance #2014-11 (Amending Section 220-99 - Signs - Regulating Temporary Political Signs) be tabled to July 17th. This was seconded by Councilman LaRocca and passed on a roll call vote of 3 - 0 in favor of tabling (Absent: Cantor, Metzger).

Councilwoman Marder moved that the minutes of May 15, 2014 be approved. This was seconded by Council Vice President Mazzola

and was passed on a roll call vote of 2 - 0 in favor, with Councilman LaRocca abstaining (Absent: Cantor, Metzger).

The following Resolution #2014-211/Ordinance #2014-14 (Amending Code Section 138-37 Entitled "Additional Parking and Traffic Regulations" Subsection N to Correctly Identify the Shopping Center (formerly Regal Cinemas)) was introduced by reference, offered by Councilwoman Marder, seconded by Council Vice President Mazzola and passed on a roll call vote of 3 - 0 in favor (Absent: Cantor, Metzger).

RESOLUTION # 2014-211

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

ORDINANCE # 2014-14

AN ORDINANCE AMENDING SECTION 138-37 ENTITLED "ADDITIONAL PARKING AND TRAFFIC REGULATIONS" OF THE MARLBORO TOWNSHIP CODE TO AMEND SUBSECTION N TO CORRECTLY IDENTIFY THE SHOPPING CENTER

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 July 17, 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 # 2014-14

AN ORDINANCE AMENDING SECTION 138-37 ENTITLED "ADDITIONAL PARKING AND TRAFFIC REGULATIONS" OF THE MARLBORO TOWNSHIP CODE TO AMEND SUBSECTION N TO CORRECTLY IDENTIFY THE SHOPPING CENTER

WHEREAS, the Section 138-37 of the Township Code entitled "Additional Parking and Traffic Regulations" provides guidelines for enforceable regulations on semipublic roads, streets, driveways and parking lots in Marlboro Township.

WHEREAS, the movie theater, Regal Cinemas, Inc., has been demolished and a new developer, American Plaza, LLC, has constructed a Costco, as well as additional improvements, on the subject property.

WHEREAS, the development of the Costco property by American Plaza, LLLC, has resulted in the preparation of a updated signage and striping plan to clearly depict parking areas, commuter stalls, drive aisles, and traffic control signage.

WHEREAS, The Township Council of the Township of Marlboro seeks to amend Section 138-37, Subsection N, to correctly identify the respective shopping center, consistent with current uses, structures, parking stalls, commuter stalls, drive aisles, and traffic control measures.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Township Council of the Township of Marlboro, that Section 138-37 of the Code of the Township of Marlboro entitled "Additional Parking and Traffic Regulations" is hereby amended and supplemented to amend section 138-37(N) entitled Marlboro Movies Cinema 8 Shopping Center as follows:

N) Marlboro Costco Shopping Center. American Plaza, LLC has filed a written consent with the Township of Marlboro that the provisions of Subtitle 1, Title 39 of the Revised Statutes of New Jersey be made applicable to the semipublic roads, streets, driveways, and parking lots at the Marlboro Costco shopping Center (Block 176 Lots 5.01, 5.02, 9-11) in the Township of Marlboro, County of Monmouth, and the following regulations shall be enforceable:

- 1) All vehicles must park in designated areas between the lines provided.
- 2) Handicapped parking. All stalls shall be 12 feet wide as shown on the attached site plans and signed with the R7-8 and R7-8P (reserved parking sign and penalty plate), in the designated parking areas for persons who have been issued the handicapped parking permits by the Division of Motor Vehicles.
- 3) Parking time limited. No person shall park a vehicle for longer than three hours on any day upon the entire property, except the commuter lots.
- 4) Restricted parking. No person shall stop or stand a vehicle anytime upon any of the following streets or parts of streets: throughout the access drives.

Name of Street	Side	Hours	Location
All streets and aisles	Both	All	Entire length

- 5) Tow-away zone. Any vehicle parked or standing as to obstruct or impede a normal flow of traffic, block entrances or exitways, loading zones, oil fills, any grass area, pedestrian walkways, or present in any way a safety or traffic hazard may be removed by towing the vehicle at the owner's or operator's expense.
- 6) Weight limitations. Trucks over four tons' gross weight are hereby excluded from the main parking areas, except for pickup and delivery of materials in the area.
- 7) All access streets and stop intersections are as shown on the Proposed Signage and Striping Plan provided by EP Design Services, LLC, dated March 21, 2012, last revised June 19, 2013.

Through streets and stop intersections.

(a) Through streets. The following streets or parts of streets are hereby designated through streets. Stop signs shall be installed on the near right side of the street intersection the through streets.

Name of Street	Limit
A Street	Entire Length
B Street	Entire Length
C Street	Entire Length
D Street	Entire Length

(b) Stop intersections. The following described intersections are hereby designed as stop intersections. Stop signs shall be installed as provided therein.

Name of Street	Stop Sign(s) On
Street "A" and Street "C"	Street "C"
Street "C" and Street "D"	Street "C"
Street "B" and Street "D"	Street "D" (northerly approach)

- 8) Speed limits.

- (a) The speed limit for both directions of travel in the parking lots and roadway lane shall be 15 mph.
- (b) Regulatory and warning signs shall be erected and maintained to effect the above designated speed limits authorized by the Department of Transportation

- 9) Permit commuter parking. Commuter parking will be by Marlboro Township commuter parking permit only. This permit will be hung from the rearview mirror when the vehicle is parked and removed from the mirror while the vehicle is in motion.

Yellow striping will designate the commuter parking stalls.

- 10) Midblock crosswalks. The following locations are hereby established as midblock crosswalks:

Name of Street	Location
A Street	As indicated on the site plans
B Street	As indicated on the site plans

- 11) Loading zones. The locations as denoted on the Proposed Signage and Striping Plan, prepared by EP Design Services, LLC, dated March 21, 2012, last revised June 19, 2013 are hereby designated as loading zones. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

Name of Lots	Time	Location
B Street	All	As indicated on the site plans

- 12) All signs, posts, bolts or other materials shall be installed and paid for by the applicant. Work shall be checked by the Police Department to insure installation meet state and federal specifications, and all signing shall conform to the current Manual on Uniform Traffic Control Devices, pursuant to N.J.S.A. 39:4-198 and N.J.S.A. 39:4-183.27.

- 13) Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of this chapter or any supplement thereto shall be liable to a penalty of not more than \$500 or imprisonment for a term not exceeding 15 days, or both.

- 14) Effect of regulations. If any part of this regulation is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of the regulation.

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

adjudicated, and the remainder of the Ordinance shall be deemed invalid 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 #2014-212 (Renewal Liquor Licenses - July 1, 2014 - June 30, 2015) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman LaRocca and passed on a roll call vote of 3 - 0 in favor (Absent: Cantor, Metzger).

RESOLUTION # 2014-212

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following Liquor Licenses be and they are hereby renewed for the period beginning July 1, 2014 through June 30, 2015.

- | | | |
|-----|---|-----------------|
| 1. | S & A Route 79, Inc.
T/A Crown Palace | 1328 33 005 008 |
| 2. | Just Sports Bar & Grill
T/A Fireside Grill & Bar | 1328 33 003 004 |
| 3. | M. S. D. Enterprise, Inc.
T/A Martucci's Deli | 1328 44 009 004 |
| 4. | Bella Vista Country Club | 1328 33 004 004 |
| 5. | Worthwhile, Inc.
T/A Cambridge Spirits Unlimited | 1328 44 016 002 |
| 6. | Briad Restaurant Group,L.L.C.
T/A TGI Fridays | 1328 33 017 002 |
| 7. | J.R.J. Hospitality Inc.
T/A Nonna's | 1328 33 015 012 |
| 8. | Rosalita's Roadside Cantina | 1328 33 018 002 |
| 9. | Hituja Corp.
T/A Marlboro Buy Rite Liquors | 1328 44 001 006 |
| 10. | B.T.A., LLC
T/A Pino's La Forchetta | 1328 33 008 008 |
| 11. | 476 Route 520 Corp.
T/A Samvera Restaurant | 1328 33 002 012 |

12. Exit 123 Liquors, LLC	1328 44 021 001
13. Morganville Ind. Vol. Fire Co.	1328 31 012 001
14. Morganville Vol. Fire Co.	1328 31 013 001
15. AGPC Management, LLC	1328 33 007 005
16. B & B Hospitality Group T/A Osteria	1328 33 019 002
17. Wickatunk Holdings LLC	1328 33 010 003

BE IT FURTHER RESOLVED that pursuant to NJAC 13: 2-19.1, renewal of the aforementioned licenses shall not bar or abate any pending or anticipated disciplinary proceeding against any licensed establishment.

The following Resolution #2014-213 (Authorizing Engineering Survey Services - Tennent Road Parcel ("Baydock")) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman LaRocca and passed on a roll call vote of 3 - 0 in favor (Absent: Cantor, Metzger).

RESOLUTION # 2014-213

A RESOLUTION AUTHORIZING AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT BETWEEN MASER CONSULTING P.A. AND THE TOWNSHIP OF MARLBORO FOR SURVEYING AND ENGINEERING SERVICES IN CONNECTION WITH THE ACQUISITION OF BLOCK 172, LOT 48 LOCATED ON TENNENT ROAD ("BAYDOCK")

WHEREAS, the Municipal Council of the Township of Marlboro authorized the acquisition of Block 172, Lot 48, a 50+ acre parcel located on Tennent Road "Baydock" for purposes of open space and recreation; and

WHEREAS, the Township requires surveying and engineering services in connection with satisfying Green Acres requirements in order to obtain reimbursement of 50% of the acquisition costs ("Project"); and

WHEREAS, Maser Consulting P.A. has provided a proposal dated May 28, 2014 (the "Proposal") for the professional services required in connection with the Project; and

WHEREAS, the Township of Marlboro and Maser Consulting P.A. have entered into a Professional Services Contract, awarded under a fair and open process, and seek 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 \$28,900.00 for such Professional Services, as further described and set forth in Maser Consulting P.A.'s Proposal, attached hereto and made a part hereof; and

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

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$28,900.00 are available for this purpose from Account # 04-215-11-04A-140291; and

WHEREAS, the Township Council has deemed it necessary and in the best interest of the Township of Marlboro to amend the contract with Maser Consulting P.A. to provide the required 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, Maser Consulting P.A. has previously completed and submitted a Business Entity Disclosure Certificate certifying that Maser Consulting P.A. has not made any reportable contributions that would bar the award of a contract pursuant to Marlboro Township Code Chapter 18 or N.J.S.A. 19:44A-20.5, and that no reportable contributions that would violate the law will be made during the term of the contract.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that a Professional Services Contract between Maser Consulting P.A. and the Township of Marlboro, to expand the scope of services to include SURVEYING AND ENGINEERING SERVICES IN CONNECTION WITH THE ACQUISITION OF BLOCK 172, LOT 48

LOCATED ON TENNENT ROAD ("BAYDOCK") by way of its Conflict Engineers ("Professional Services"), at a fee not to exceed \$28,900.00 for such Professional Services, as further described and set forth in Maser Consulting P.A.'s Proposal dated May 28, 2014 ("Proposal"), 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 \$28,900.00 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. Maser Consulting P.A., 331 Newman Springs Road, Suite 203, Red Bank, NJ 07701
- b. Township Administrator
- c. Township Chief Financial Officer

The following Resolution #2014-214 (Authorizing LSRP Services - Tennent Rd Parcel ("Baydock")) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman LaRocca and passed on a roll call vote of 3 - 0 in favor (Absent: Cantor, Metzger). Councilwoman Marder stated the preserved property total this year is 87 acres.

RESOLUTION # 2014-214

A RESOLUTION AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT BETWEEN CME ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR THE PROVISION OF LICENSED SITE REMEDIATION PROFESSIONAL (LSRP) SERVICES IN CONNECTION WITH BLOCK 172, LOT 48 LOCATED ON TENNENT ROAD ("BAYDOCK")

WHEREAS, the Municipal Council of the Township of Marlboro authorized the acquisition of Block 172, Lot 48, a 50 acre parcel located on Tennent Road "Baydock" for purposes of open space and recreation; and

WHEREAS, CME Associates was authorized to perform the requisite Preliminary Assessment and Site Inspection (PASI) and Site Investigation (SI) Reports, and having completed the work determined that there are no further investigation requirements; and

WHEREAS, in order to obtain reimbursement of 50% of the acquisition costs from New Jersey Green Acres, following the passage of the Site Remediation Reform Act N.J.S.A. 58:10C-1, a Response Action (RAO) for the entire site must be prepared by a Licensed Site Remediation Professional (LSRP); and

WHEREAS, CME Associates has provided a proposal dated May 27, 2014 (the "Proposal") for the professional services required 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 \$6,500.00 for such Professional Services, as further described and set forth in CME's Proposal, attached hereto and made a part hereof; and

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

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$6,500.00 are available for this purpose from Account # 04-215-11-04A-140291; 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 Proposals; and

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

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

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that a Professional Services Contract between CME Associates and the Township of Marlboro, to expand the scope of services to include LICENSED SITE REMEDIATION PROFESSIONAL (LSRP) SERVICES IN CONNECTION WITH BLOCK 172, LOT 48 LOCATED ON TENNENT ROAD ("BAYDOCK") by way of its Township Engineers ("Professional Services"), at a fee not to exceed \$6,500.00 for such Professional Services, as further described and set forth in CME's Proposal dated May 27, 2014 ("Proposal"), 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 \$6,500.00 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. Business Administrator
- c. Township Chief Financial Officer

As the consent agenda, the following resolutions were introduced by reference, offered by Councilman LaRocca, seconded by Councilwoman Marder, and as there was no objection, the Clerk was asked to cast one ballot (Absent: Cantor, Metzger): Res. #2014-215 (Confirming Emergency Contract LSRP & Environmental Remediation Services - Dimeo Parcel), Res. #2014-216 (Authorizing Application for the U.S. Dept. of Justice, Office of Community Oriented Policing Services, FY 2014 COPS Hiring Program (CHP)), Res. #2014-217 (Authorizing Participation in U.S. Dept. of Defense (DoD) 1033 Program and Acceptance of Transferred Excess Property), Res. #2014-218 (Authorizing Budget Amendment - Chapter 159 - 2014 Clean Communities Grant), Res. #2014-219 (Authorizing Budget Amendment - Chapter 159 - 2014 Alcohol Ed Rehab Funding), Res. #2014-220 (Authorizing Two Year Contract Renewal - Water Distribution Products), Res. #2014-221 (Authorizing Award of Bid - HVAC Maintenance), Res. #2014-222 (Reject Bid - Soccer Field Irrigation Improvements), Res. #2014-223 (Authorizing Award of Bid - Texas Road), Res. #2014-224 (Award of State Contract-Microsoft Enterprise Agreement (2014 Capital 033-1)), Res. #2014-225 (Authorizing Final Change Order and Close out - Improvements to Vanderburg Road - Phase III), Res. #2014-226 (Authorizing Recreation Fireworks Display Permit), Res. #2014-227 (Authorizing One Year Renewal of Shared Services Agreement with BOE for Janitorial Services), Res. #2014-228 (Authorizing Shared Services Agreement with Marlboro BOE for Architectural, Bid and Management Services for Roof Replacement Projects), Res. #2014-229 (Authorizing Right of Access Agreement - Union Hill Park and Ride), Res. #2014-230 (Authorizing Final Payment and Close Out Amboy Road Improvements), Res. #2014-231 (Authorizing Internet-Based Reverse Auctions for Sale of Solar Renewal Energy Credits (S-RECS)& Award of Bid), Res. #2014-232 (Authorizing Application for Recycling Tonnage Grant), Res. #2014-233 (Authorizing Agreements for Processing of Credit Card Payments, Amending Township's Cash Management Plan and Establishing a Change

Fund), Res. #2014-234 (Authorizing Agreement between NJDOT and Police Dept - Route 18 Improvements), Res. #2014-235 (Authorizing Amendment to Shared Service Agreement with Manalapan - Swim Club and Swim Camp), Res. #2014-236 (Authorizing Application to Michael Allen Davidson Foundation - M.A.D. 9/11 for Playground Equipment Grant), Res. #2014-237 (Cancelling Stale Checks - Court), Res. #2014-238 (Authorizing Agreement Booster Club - Referee Services), Res. #2014-239 (Authorizing Application to NJDLGS - Electronic Tax Sale Pilot Program), Res. #2014-240 (Authorizing Application 2014 Drive Sober or Get Pulled Over Grant), Res. #2014-242 (Redemption Tax Sale Certs - Various) and Res. #2014-243 (Redemption Tax Sale Certs (2) - Various).

RESOLUTION # 2014-215

A RESOLUTION CONFIRMING EMERGENCY CONTRACTS WITH PRIME ENVIRONMENTAL INC. AND CME ASSOCIATES INC. FOR THE REMOVAL OF DRUMS FROM THE DIMEO PROPERTY AS REPORTED BY NEW JERSEY GREEN ACRES PURSUANT TO N.J.S.A. 40A:11-6 FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, on April 30, 2014 the Business Administrator received a call and email (attached) from Tom Stevens of NJ Green Acres regarding his findings during a routine inspection of Township properties; and

WHEREAS, it was reported that 25 unidentified drums of unidentified material had been deposited on the Dimeo Property in an unsecured location in violation of Green Acres regulations and must be removed on an expedited basis; and

WHEREAS, N.J.S.A. 40A:11-6 states that "Any contract may be ... awarded for a contracting unit without public advertising for bids and bidding therefor ... when an emergency affecting the public health, safety or welfare requires the immediate ... performance of services"; and

WHEREAS, N.J.S.A. 40A:11-6(b) states that "Upon the furnishing of such goods or services ... the contractor furnishing such goods or services shall be entitled to be paid therefor and the contracting unit shall be obligated for said payment ..."; and

WHEREAS, the Business Administrator in consultation with the Township Engineer determined that the presence of unidentified

material on public property in an unsecured location constituted an emergency under the terms of N.J.S.A. 40A:11-6; and

WHEREAS, the Business Administrator received proposals from Prime Environmental, Inc. estimating the cost of \$12,215.00 for the physical inspection and drum removal, and CME Associates Inc. estimating a cost of \$2,500.00 for the required engineering services; and

WHEREAS, pursuant to N.J.S.A. 40A:11-6, the Business Administrator authorized Prime Environmental Inc. under the supervision of the Township Engineer, CME Associates to pack and remove the material on an expedited basis; and

WHEREAS, the Township Council has deemed it necessary and in the best interest of the Township of Marlboro to confirm the contracts awarded to Prime Environmental Inc. and CME Associates; and

WHEREAS, funds have been certified by the Chief Financial Officer in the amount of \$14,715.00 in account # 04-215-11-04A-140291 for this purpose.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that contracts with Prime Environmental Inc. whose address is 75 Crows Mill Road, PO Box 290, Keasbey, NJ 07732 in an amount not to exceed \$12,215.00, and CME Associates with an address of 1460 Route 9 South, Howell, NJ 07731 in an amount not to exceed \$2,500.00 for THE REMOVAL OF DRUMS FROM THE DIMEO PROPERTY AS REPORTED BY NEW JERSEY GREEN ACRES PURSUANT TO N.J.S.A. 40A:11-6 FOR THE DEPARTMENT OF PUBLIC WORKS, be and is hereby confirmed; and

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

- a. CME Associates
- b. Prime Environmental, Inc.
- c. Township Business Administrator
- d. Director of Public Works

RESOLUTION # 2014-216

RESOLUTION AUTHORIZING THE TOWNSHIP OF MARLBORO TO APPLY FOR THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES, FY 2014 COPS HIRING PROGRAM (CHP) FOR THE MARLBORO TOWNSHIP POLICE DEPARTMENT

WHEREAS, the U.S Department of Justice, FY 2014 Cops Hiring Program (CHP) provides funding directly to law enforcement agencies to hire and/or rehire career law enforcement officers in an effort to increase their community policing capacity and crime prevention efforts; and,

WHEREAS, the funds are dedicated funds and cannot be used for any other purpose; and,

WHEREAS, the FY2014 CHP grant will cover up to 75% of the approved entry-level salary and fringe benefits of each newly hired and/or rehired, full-time sworn career law enforcement officer over a 3 year (36-months) grant period, with a minimum 25% local cash match requirement and maximum federal share of \$125,000 per officer position; and

WHEREAS, Total federal share for three (3) officers over 3 years is \$375,000 and Local share for three (3) officers over 3 years is estimated at \$220,437.

WHEREAS, the Township wishes to apply for the maximum amount of three (3) officers based on 5% of total sworn officers for Marlboro Township along with hiring one (1) new hire and two (2) rehires (sworn NJ officers laid off) with incorporating one (1) of those officers a military veteran as requested by the CHP grant; and,

WHEREAS, the township agrees to maintain the three (3) officers for 12 months after the 3 year grant period as a requirement of the CHP grant requires.

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 U.S. Department of Justice, FY2014 Cops Hiring Program (CHP) and execute an agreement for funding from the FY2014 Cops Hiring Program.

RESOLUTION # 2014-217

AUTHORIZING THE TOWNSHIP OF MARLBORO DIVISION OF POLICE TO PARTICIPATE IN THE UNITED STATES DEPARTMENT OF DEFENSE (DoD) 1033 PROGRAM FOR THE TRANSFER OF SURPLUS MILITARY EQUIPMENT

WHEREAS, the 1033 Program (formerly the 1208 Program) permits the Secretary of Defense to transfer, without charge, excess U.S. Department of Defense (DoD) personal property (supplies and equipment) to state and local law enforcement agencies (LEAs); and

WHEREAS, the 1033 Program has allowed law enforcement agencies to acquire vehicles (land, air and sea), weapons, computer equipment, fingerprint equipment, night vision equipment, radios and televisions, first aid equipment, tents and sleeping bags, photographic equipment and more; and

WHEREAS, the requesting agency must be a government agency that has a primary function of enforcing laws and with officers who are compensated and have powers of arrest and apprehension; and

WHEREAS, the receiving agency is responsible for all costs associated with the property after it is transferred, as well as for all shipping or federal repossession costs; and

WHEREAS, the recipient must accept the property on an as-is, where-is basis; and

WHEREAS, transferred property may not be sold, leased, rented, exchanged, bartered, used to secure a loan, used to supplement the agency's budget or stockpiled for possible future use.

WHEREAS, the Marlboro Division of Police is a qualified local law enforcement agency (LEA) under this program and wishes to participate; and

WHEREAS, the Township of Marlboro supports application to the 1033 program in order to obtain surplus military equipment from the DoD at little or no cost to the Township.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Marlboro that the Division of Police is hereby authorized to make application to the Department of Defense 1033 Program.

RESOLUTION # 2014-218

RESOLUTION REQUESTING APPROVAL OF ITEMS OF
REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

Section 1

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, hereby requests the Director of Local Government Services to approve the insertion of an revenue in the budget of the year 2014 in the sum of \$75,851.37, which has been received by the municipality for the "2014 Clean Communities" Grant.

Section 2

BE IT FURTHER RESOLVED that the amount of \$75,851.37 be hereby appropriated under the caption "2014 Clean Communities" Grant.

RESOLUTION # 2014-219

RESOLUTION REQUESTING APPROVAL OF ITEMS OF
REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

Section 1

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, hereby requests the Director of Local Government Services to approve the insertion of an revenue in the budget of the year 2014 in the sum of \$945.28, which has been received by the municipality for the "Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund".

Section 2

BE IT FURTHER RESOLVED that the amount of \$945.28 be hereby appropriated under the caption "Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund".

RESOLUTION # 2014-220

A RESOLUTION AUTHORIZING YEARS 2 AND 3 OF CONTRACT TO WATER WORKS SUPPLY CO., INC. FOR THE SUPPLY OF WATER DISTRIBUTION PRODUCTS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS WATER UTILITY DIVISION

WHEREAS, on July 18, 2013 (R.2013-234) the Municipal Council of the Township of Marlboro awarded a contract to WATER WORKS SUPPLY CO., INC. for the SUPPLY OF WATER DISTRIBUTION PRODUCTS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS WATER UTILITY DIVISION; and

WHEREAS, the bid specifications included the option to renew said contract for one two-year, or two one-year extensions on the same terms and conditions as specified in the bid proposal; and

WHEREAS, the Acting Superintendent of the Department of Public Works has recommended that the Township approve a two (2) 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 WATER WORKS SUPPLY CO., INC. whose address is 660 State Highway 23, PO Box 306, Pompton Plains, NJ 07444 for a period of two years beginning on July 1, 2014 through June 30, 2016, in a total amount not to exceed \$98,648.88; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with WATER WORKS SUPPLY 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 in the amount of \$49,324.44 have been certified by the Chief Financial Officer from account #06-215-13-10A-500288; and

BE IT FURTHER RESOLVED funds for the 2015 portion in the amount of \$49,324.44 will be certified at the time the 2015 Capital Budget is adopted; and

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

- a. WATER WORKS SUPPLY CO., INC.
- b. Township Business Administrator
- c. Department of Public Works

RESOLUTION # 2014-221

A RESOLUTION AWARDED CONTRACT TO CORE MECHANICAL, INC. FOR HVAC MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for HVAC MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, and on May 21, 2014, received two (2) bids therefor; and

WHEREAS, the two (2) bids received were as follows:

Company	Current Facilities	Pending Facility	TOTAL
Core Mechanical, Inc. 7150 N. Park Drive, Suite 400 Pennsauken, NJ 08109	41,042	2,724	43,766
Air Systems Maintenance, Inc. 718 Jefferson Avenue Kenilworth, NJ 07033	63,073	1,827	64,900

; and

WHEREAS, the submission of the apparent lowest bidder, Core Mechanical, Inc. is responsive as detailed in the June 12, 2014 memo from the Acting Director of Public Works; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to CORE MECHANICAL, INC. whose address is 7150 N. Park Drive, Suite 400, Pennsauken, NJ 08109 for HVAC MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, for a contract amount at prices specified in the bid proposal not to exceed \$43,766.00 for a term of one year, with an option to renew the contract based upon on the same terms and conditions as specified in the bid proposal for an additional one (1) two-year period or two (2) one-year periods at the exclusive option of the Township; and

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

BE IT FURTHER RESOLVED funds in the amount of \$21,883.00 representing the 2014 portion of the contract have been certified by the Chief Financial Officer in Account #01-201-26-122-288126.

BE IT FURTHER RESOLVED funds for the 2015 portion of the contract will be certified by the Chief Financial Officer upon adoption of the 2015 Municipal Budget.

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

- a. CORE MECHANICAL, INC.
- b. Township Business Administrator
- c. Township Chief Financial Officer
- d. Township Acting Director of Public Works

RESOLUTION # 2014-222

A RESOLUTION AUTHORIZING THE REJECTION OF BIDS FOR THE PROJECT TITLED SOCCER FIELD IRRIGATION IMPROVEMENTS FOR THE TOWNSHIP OF MARLBORO RECREATION DEPARTMENT

WHEREAS, on June 11, 2014, bids were opened for the project titled SOCCER FIELD IRRIGATION IMPROVEMENTS for the Township of Marlboro Recreation Department; 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 improvements; and

WHEREAS, the base bid of the lowest response received from Royal Irrigation exceeded the Township's budgeted cost by more than 49%.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that all bids heretofore received for the project titled SOCCER FIELD IRRIGATION IMPROVEMENTS for the Township of Marlboro Recreation Department 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 # 2014-223

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO LUCAS CONSTRUCTION GROUP, INC. FOR TEXAS ROAD IMPROVEMENTS

WHEREAS, the Township of Marlboro as part of its 2014 capital program (060-7) authorized various road improvements including Texas Road; and

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for TEXAS ROAD IMPROVEMENTS, and on June 11, 2014, received eight (8) bids, as follows:

#	Bidder	Bidder Address	Total Bid
1	Lucas Construction Group, Inc.	173 Amboy Road, Morganville, NJ 07751	\$568,801.50
2	Lucas Brothers, Inc.	80 Amboy Road, Morganville, NJ 07751	\$609,972.20
3	JADS Construction	PO Box 513, South River, NJ 08882	\$623,593.00
4	Meco, Inc.	PO Box 536, Clarksburg, NJ 08510	\$632,661.20
5	Z Brothers Concrete Contractors	304 Jernee Mill Road, Sayreville, NJ 08872	\$638,574.80
6	Earle Asphalt Co.	PO Drawer 556, Farmingdale, NJ 07727	\$654,313.13
7	Black Rock Enterprises, LLC	1316 Englishtown Road, NJ 08857	\$707,534.40
8	C.J. Hesse Inc.	PO Box 207, Belford, NJ 07718	\$718,444.00

; and

WHEREAS, it has been determined that the submission of the lowest bidder, LUCAS CONSTRUCTION GROUP, INC. is responsive as detailed in a June 12, 2014 memo submitted by the Township Engineer; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to LUCAS CONSTRUCTION GROUP, INC., whose address is 173 Amboy Road, Morganville, NJ 07751 in an amount not to exceed \$568,801.50 for TEXAS ROAD IMPROVEMENTS; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, a contract with LUCAS CONSTRUCTION GROUP, INC. in an amount not to exceed \$568,801.50; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that sufficient funds in the amount of \$568,801.50 are available for the aforesaid contract in Capital Account 04-215-14-03B-060288; and

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

- a. LUCAS CONSTRUCTION GROUP, INC.
- b. Township Administration
- c. Acting Director of Public Works
- d. Township Engineer
- e. Chief Financial Officer

RESOLUTION # 2014-224

A RESOLUTION AUTHORIZING CONTRACT WITH DELL MARKETING LP
FOR THE PURCHASE OF MICROSOFT SERVER AND CLIENT SOFTWARE IN
THE TOWNSHIP OF MARLBORO INFORMATION TECHNOLOGY DEPARTMENT
UNDER NJ STATE CONTRACT 77003

WHEREAS, the Marlboro Township Information Technology Department, as part of the Township's approved 2014 Capital Program (033-1), has recommended that the Township purchase Microsoft Server and Client software (Year 4) under the NJ State Contract 77003; and

WHEREAS, it is necessary for operations to upgrade the Township's Technology Infrastructure to the latest versions of Microsoft Server and Client software to more efficiently and securely serve the needs of the Township; and

WHEREAS, the most cost-effective way to purchase the software is by entering into an Enterprise Agreement with Microsoft which allows the Township to remain current on any future releases of all software purchased for a period of three years, at which point the Agreement can be extended at reduced costs for another 3 year period; and

WHEREAS, purchasing the software will allow for decreased operating expenses in future operating budgets as existing 3rd party systems are replaced by functionality included in the Microsoft software; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12, a municipality may, without advertising for bids, purchase goods under any contract for such goods entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the Information Technology Department has reviewed the information received and has recommended that DELL MARKETING LP be awarded the contract based upon the quotation received; and

WHEREAS, funds are available the in Account Number 04-215-14-03A-033297 and have been certified to by the Chief Financial Officer of the Township of Marlboro.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to contract with DELL MARKETING LP whose address is ONE DELL WAY, ROUND ROCK, TX 78682 for the provision of Microsoft Server and Client software under NJ State Contract 77003 in an amount not to exceed \$53,628.96; and

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

- a. DELL MARKETING LP
- b. Township Administrator
- c. Township Chief Information Officer
- d. Township Chief Financial Officer

RESOLUTION # 2014-225

A RESOLUTION APPROVING CLOSE OUT CHANGE ORDER TO THE EXISTING CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND MECO, INC. AND AUTHORIZING FINAL PAYMENT AND ACCEPTANCE OF IMPROVEMENTS TO VANDERBURG ROAD - PHASE III

WHEREAS, by Resolution #2013-264 the Township of Marlboro authorized the award of a contract to MECO, INC. for the IMPROVEMENTS TO VANDERBURG ROAD - PHASE III project (the "Project"); and

WHEREAS, Closeout Change Order has been requested resulting in a decrease in the original contract amount of \$298,161.25 to \$271,409.03, a net decrease of \$26,752.22; and

WHEREAS, in Letter dated May 12, 2014, the Township Engineer has confirmed that the Project has been completed in accordance with the approved plans and specifications and has recommended approval of the Closeout Change Order, acceptance of the Project improvements, and issuance of final payment in the amount of \$36,013.70; and

WHEREAS, pursuant to the terms of the contract, MECO, INC. has provided a two-year maintenance bond in an amount equal to 15% of the final contract amount or \$40,711.35; and

WHEREAS, the Township Council of the Township of Marlboro has reviewed the Township Engineer's May 12, 2014 letter and is amenable to approving Closeout Change Order, accepting the Project improvements and issuing a final payment to MECO, INC. in the amount of \$36,013.70 in order that the Project be completed, such Project being in the interests of the public health, safety and welfare.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that Closeout Change Order to the existing contract with MECO, INC., be and is hereby approved, decreasing the original contract amount of \$298,161.25 to \$271,409.03, a net decrease of \$26,752.22.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro, that the Project improvements be and are hereby accepted, and that final payment in the amount of \$36,013.70 for work completed by MECO, INC. is hereby approved.

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

- a. MECO, INC.
- b. Township Business Administrator
- c. Township Engineer
- d. Township Chief Financial Officer

RESOLUTION # 2014-226

RESOLUTION AUTHORIZING THE ISSUANCE OF A FIREWORKS
DISPLAY PERMIT TO INTERNATIONAL FIREWORKS MFG. CO. INC.

WHEREAS, N.J.S.A. 21:3-1, *et seq.* regulates the sale, exposure for sale, use, distribution or possession of fireworks or pyrotechnics in the State of New Jersey so as to advance the interests of public health, safety and welfare of the people of the State of New Jersey; and

WHEREAS, upon satisfaction of the conditions set forth in N.J.S.A. 21:3-1, *et seq.*, and more particularly those set forth in N.J.S.A. 21:3-3, the governing body of any municipality may, by resolution, approve the granting of a permit for said purposes to a qualified organization, when such display is to be handled by a competent operator in the manner approved by the Chief of the Police and the Fire Department of the municipality so as not to be hazardous to property or endanger any person or persons; and

WHEREAS, INTERNATIONAL FIREWORKS MFG. CO. INC. has applied for a permit to conduct a fireworks display within the Township of Marlboro on July 13, 2014 (with a rain date of August 10, 2014) upon satisfaction of the conditions set forth in N.J.S.A. 21:3-1, *et seq.* and in accordance with all applicable New Jersey Administrative Code regulations promulgated in accordance therewith, as amended from time to time.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED that the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey does hereby grant approval to INTERNATIONAL FIREWORKS MFG. CO. INC. to conduct a fireworks display on July 13, 2014 (with a rain date of August 10, 2014) within the Township of Marlboro pursuant to N.J.S.A. 21:3-1, *et. seq.*, and more particularly N.J.S.A. 21:3-3, subject to:

1. Receipt of approval by the Chief of the Police and Fire Department in accordance with the above; and
2. The posting of adequate surety which may be cash, government bonds, personal bond, or other form of insurance in a sum of not less than Two Thousand Five Hundred Dollars (\$2,500.00), N.J.S.A. 21:3-5; and
3. The furnishing of the necessary Certificates of Insurance to the Township in a form acceptable to the Township Attorney.

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized and directed to send copies of this resolution to the following:

1. INTERNATIONAL FIREWORKS MFG. CO. INC.
2. The Chief of the Police and Fire Department
3. The Fire Prevention Bureau
4. Township Business Administrator

RESOLUTION # 2014-227

A RESOLUTION AUTHORIZING YEAR 2 OF SHARED SERVICES AGREEMENT
WITH THE MARLBORO BOARD OF EDUCATION TO PROVIDE JANITORIAL
SERVICES FOR THE MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on June 13, 2013 (R.2013-205) the Township Council of the Township of Marlboro authorized a shared services agreement with the Marlboro Board of Education for the provision of JANITORIAL SERVICES FOR THE MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, the shared services agreement included the option to renew said contract for two additional one-year periods on the same terms and conditions as specified in the agreement; and

WHEREAS, in a memo dated June 6, 2014 the Acting Superintendent of the Department of Public Works has recommended that the Township approve a one (1) year renewal of the agreement; 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 year 2 of the shared services agreement be authorized with Marlboro Board of Education for a period of one year beginning on July 1, 2014 through June 30, 2015, in a total amount not to exceed \$80,436.00; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with Marlboro Board of Education in accordance with this resolution, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED funds in the amount of \$40,218.00 have been certified by the Chief Financial Officer from account #01-201-26-122-288126; and

BE IT FURTHER RESOLVED funds for the 2015 portion of the contract will be certified by the Chief Financial Officer upon adoption of the 2015 Municipal Budget; and

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

- a. Marlboro Board of Education
- b. Township Business Administrator
- c. Department of Public Works

RESOLUTION # 2014-228

A RESOLUTION OF THE TOWNSHIP OF MARLBORO IN MONMOUTH COUNTY,
NEW JERSEY AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE
MARLBORO BOARD OF EDUCATION TO PROVIDE ARCHITECTURAL SERVICES
FOR THE MARLBORO TOWNSHIP DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro ("Township") is in need of architectural services for new roofing installation at the Marlboro

Township Recreation Center and Municipal Park Concession Building for the Department of Public Works, and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., (the "Act") permits units of local government to share services for particular purposes and to effectuate agreements for any service or circumstance that will aid and encourage a reduction of local expenses; and

WHEREAS, the Township of Marlboro and Marlboro Board of Education ("BOE") are public bodies corporate and politic of the State of New Jersey and are authorized under New Jersey Law to enter into a Shared Services Agreement pursuant to the Act; and

WHEREAS, the BOE has awarded a contract pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11) for architectural services for the maintenance of the school buildings; and

WHEREAS, the BOE and the Township have negotiated the terms of a Shared Services Agreement, included as EXHIBIT A and incorporated into this resolution as if set forth at length herein; and

WHEREAS, the Administration and Department of Public Works have recommended the proposed agreement as representing the best value for Marlboro taxpayers; and

WHEREAS, the Municipal Council has indicated its desire to accept the recommendation of the Administration and Department of Public Works; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$9,800.00 are available for this purpose from Account 04-215-12-08B-122288; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Marlboro as follows:

1. The above recitals are hereby incorporated into the body of this Resolution as if set forth at length herein.
2. The Shared Services Agreement shall be open to public inspection in the Clerk's office and shall take effect upon the adoption of a resolution and execution of the agreement by both parties.

3. The Mayor and Township Clerk are hereby authorized to execute a Shared Services Agreement, the terms of which are annexed hereto as EXHIBIT A.

4. A copy of the Shared Services agreement shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs.

RESOLUTION # 2014-229

A RESOLUTION AUTHORIZING A RIGHT OF ENTRY AGREEMENT TO SRW ENVIRONMENTAL SERVICES, INC TO ACCESS THE UNION HILL ROAD COMMUTER PARKING LOT FOR INSTALLING AND SAMPLING OF MONITORING WELLS

WHEREAS, SRW Environmental Services, Inc with an address of 208 Seymour Avenue, Point Pleasant, New Jersey 08742 has been hired by Jamison Realty, LLC to investigate and perform environmental remediation of the Jamison lot; and

WHEREAS, SRW Environmental has requested that the Township of Marlboro permit it to enter onto the property known as the Union Hill Road commuter parking lot which is known as Block 299, Lot 20 on the Official Tax Map of the Township of Marlboro for the purposes of installing and periodic sampling of Monitoring Wells; and

WHEREAS, as part of the Right of Entry Agreement if any contamination is found emanating onto the Township owned lot from the lot across Union Hill Road which is being investigated and remediated by SRW and is owned by Jamison Realty, LLC, Jamison will bear 100% of the costs of remediation and clean-up of the Township owned lot to NJDEP standards.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro:

1. That it hereby authorizes a Right of Entry Agreement between the Township of Marlboro, SRW Environmental Services, Inc. and Jamison Realty, LLC which would permit the entry onto the property known as the Union Hill Road commuter parking lot, which is also known as Block 299, Lot 20 on the Official Tax of the Township of Marlboro for the purposes of installing and periodic sampling of Monitoring Wells on the above referenced property.

2. The Mayor and Township Clerk are hereby authorized and directed to execute and witness, respectively, the Right of Entry Agreement in substantially the same form as that attached hereto and made a part hereof as Exhibit A and any other documents which may be required or necessary to effectuate the Right of Entry Agreement.

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

- a. SRW Environmental Services
- b. Jamison Realty, LLC
- c. Township Business Administrator
- d. Township Engineer

RESOLUTION # 2014-230

A RESOLUTION APPROVING CLOSE OUT TO THE EXISTING CONTRACT
BETWEEN THE TOWNSHIP OF MARLBORO AND LUCAS CONSTRUCTION
GROUP, INC. AND AUTHORIZING FINAL PAYMENT AND ACCEPTANCE
OF THE INTERIM AMBOY ROAD IMPROVEMENTS

WHEREAS, by Agreement made between Lucas Construction Group Inc. and Township of Marlboro on May 22, 2014, the Township of Marlboro authorized the contract to Lucas Construction Group, Inc. for the Interim Amboy Road Improvements project(the "Project"); and

WHEREAS, the Township Council of the Township of Marlboro is accepting the Project improvements and issuing a final payment to Lucas Construction Group, Inc. in the amount of \$6,889.00 in order that the Project be completed, such Project being in the interests of the public health, safety and welfare.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the Project improvements be and are hereby accepted, and that final payment in the amount of \$6,889.00 for work completed by Lucas Construction Group, Inc. is hereby approved.

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

- a. Lucas Construction Group, Inc.
- b. Township Administrator
- c. Township Engineer
- d. Township Chief Financial Officer

RESOLUTION # 2014-231

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

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

WHEREAS, in 2012 and 2013, the Township Council authorized the engagement of Marex Spectron, an on-line purchasing agent authorized by the State of New Jersey to conduct internet-based auctions for the sale of S-RECs generated or anticipated to be generated; and

WHEREAS, the Township has been closely monitoring market conditions and wishes to sell to enter into a contract to sell up to 50% of future S-RECS generated between June 1, 2015 and May 31, 2017; and

WHEREAS, the Township wishes to conduct a sale of S-RECs before July 31, 2014; and

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

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

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

WHEREAS, Marex Spectron has once again offered to serve as Marlboro Township's on-line purchasing agent for the reasonable sum of \$3.00 per S-REC sold totaling \$3,000.00 for 50% or approximately

1,000 S-RECs to be generated and sold between June 1, 2015 and May 31, 2017; and

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

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

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

Section 2. The Township is hereby authorized to enter into an agreement with Marex Spectron, with corporate offices located at 360 Madison Avenue, Third Floor, New York, NY 10017, as an on-line purchasing agent, to conduct competitive auctions utilizing an internet-based platform in conjunction with the Township's planned sale of S-RECs.

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

BE IT FURTHER RESOLVED that

Section 1. The Mayor, or his designee, is hereby authorized to conduct internet-based auctions through Marex Spectron for the sale of approximately 50% or approximately 1,000 S-RECs to be generated between June 1, 2015 and May 31, 2017; and

Section 2. The Mayor, or his designee, is hereby authorized to award a contract to and execute an agreement, in a form approved by the Township Attorney, with the responsible bidder(s) which offer(s) the highest per credit price offering resulting from the aforementioned internet-based auction for the sale of S-RECs, provided the bid accepted offers a per S-REC price equal to or higher than \$170.00; and

Section 3. The Mayor, or his designee, shall report on the bid results at the first meeting of the Township Council following the conclusion of the auctions to enable the Township Council to ratify and confirm the contract award.

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

- A. Mayor Jonathan L. Hornik
- B. Marlboro Township Chief Financial Officer
- C. Marlboro Township Director of Public Works
- D. Marex Spectron
- E. NJ Division of Local Government Services

RESOLUTION # 2014-232

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and indicate the assent of the Marlboro Township Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that Marlboro Township hereby endorses the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and Energy and designates the Recycling Coordinator to ensure that the said Application is properly filed.

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

RESOLUTION # 2014-233

RESOLUTION AUTHORIZING AGREEMENTS FOR THE PROCESSING OF CREDIT CARD PAYMENTS, AMENDING THE TOWNSHIP'S CASH MANAGEMENT PLAN TO REFLECT THE ADDITION OF ACCOUNTS AND ESTABLISHING A CHANGE FUND FOR THE TOWNSHIP

WHEREAS, the Township's parking pay station at the Union Hill Commuter Lot is obsolete and no longer serviceable; and

WHEREAS, the Township needs to purchase a new parking pay station for its Union Hill Commuter Lot which will accept credit card payments; and

WHEREAS, the Township has obtained quotes and has selected the proposal of low quote vendor IPS; and

WHEREAS, IPS provides the physical hardware *and* serves as a payment gateway to allow for credit card transactions from its parking pay stations; and

WHEREAS, the Township's existing credit card processor, TransFirst, has verified that it will work with IPS as a gateway under its current fee structure; and

WHEREAS, Transfirst is the merchant account partner for Investors Savings Bank, the Township's custodial bank; and

WHEREAS, IPS will present the Township a monthly check for the revenue generated by the pay station, and has presented the Township with a proposal which establishes the terms, conditions and fees applicable to its services, which will be billed monthly and/or deducted from the monthly check that is sent to the Township (Attachment A and J); and

WHEREAS, the Township currently enables customers to pay taxes, water charges and recreation fees online; and

WHEREAS, the Township desires to allow customers to pay for taxes, water charges, recreation and various other permit and license fees online and in-person using a credit card or e-check; and

WHEREAS, Nationwide Payment Solutions ("Municipay") is a credit card processor and payment gateway that has strategic and integrated relationships with the MSI Tax and Water Collection Systems utilized by the Township, SpatialDataLogic Permitting Web Portal, and Capturepoint Recreation Registration software packages currently utilized by the Township; and

WHEREAS, Municipay offers a service/convenience fee option which has the highest level of compatibility with the above software packages and allows the Township to process credit cards at no cost to the Township by charging a convenience fee to the customer; and

WHEREAS, the convenience fees charged by Municipay are lower than those charged by the current processor, Point and Pay; and

WHEREAS, Municipay also offers retail credit card processing that can be used for smaller transactions like registrations and permits; and

WHEREAS, Municipay will provide the hardware required to process credit cards on premises at no cost to the Township;

WHEREAS, Municipay has presented the Township with a proposal in the form of a merchant account agreement which establishes the terms, conditions and fees for the transaction processing services (Attachments B-I); and

WHEREAS, IPS, TransFirst, and Municipay have reviewed and agreed to comply with the Township's Privacy Policy; and

WHEREAS, the Department of Finance and Division of Information Technology have recommended the above described course of action in order to initiate on-line and on-premises credit card payment processing for daily parking fees at commuter lots, recreation programs and various permits, licenses, taxes, water charges and other fees, requiring the execution of agreements with Transfirst, IPS and Municipay.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that the Mayor and Township Clerk are hereby authorized to execute an agreement in a form acceptable to the Township Attorney with IPS Group Inc, 5601 Oberlin Drive, Suite 100, San Diego, CA 92121 to act as a payment gateway for daily commuter parking fees; and

BE IT FURTHER RESOLVED by the Township Council of the Township of Marlboro that the Mayor and Township Clerk are hereby authorized to execute a merchant services account agreement in a form acceptable to the Township Attorney with Transfirst Holdings LLC, 12202 Airport Way, Ste 100, Broomfield, CO 80021 in order to process credit card payments for daily commuter parking fees; and

BE IT FURTHER RESOLVED by the Township Council of the Township of Marlboro that the Mayor and Township Clerk are hereby authorized to execute a merchant services account agreement in a form acceptable to the Township Attorney with Municipay LLC, 400 Technology Way, Scarborough, ME 04074 in order to process credit card payments and e-checks for taxes, water, recreation and various other permit and license fees.

BE IT FURTHER RESOLVED by the Township Council of the Township of Marlboro that the Township's Cash Management Plan is hereby amended to include the necessary payment gateway and merchant services accounts.

BE IT FURTHER RESOLVED by the Township Council of the Township of Marlboro that a Change Fund be established in the Current Fund in the amount of \$500.00 for purposes of satisfying the transaction fee processing cash flow requirements.

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

- a. Township Business Administrator
- b. Township Chief Financial Officer
- c. Township Chief of Police
- d. Township Chief Information Officer

RESOLUTION # 2014-234

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT
BETWEEN THE STATE OF NEW JERSEY DEPARTMENT OF
TRANSPORTATION AND TOWNSHIP OF MARLBORO

WHEREAS, the State of New Jersey intends to perform pavement rehabilitation of Route 18 from south of Texas Road to Rues Lane. The proposed pavement rehabilitation will provide for milling and overlay to either match existing profile or a 2 to 3 inch increase in profile elevation. Pavement reconstruction is needed at locations to maintain the existing minimum vertical clearances. The project also includes replacement of substandard guide rail, Americans with Disabilities Act (ADA) compliance, replacement of loop detectors with image detectors and new ITS facilities. The construction will primarily be done during overnight hours, and will not require road closures within the Township of Marlboro; and

WHEREAS, the project proposed by the State of New Jersey Department of Transportation may require the use of municipal police for work zone safety operations supplementing the traffic control plan established under the contract for construction of the project; and

WHEREAS, the State of New Jersey Department of Transportation has requested that the Township of Marlboro enter into a Police Agreement and Statement of Costs for Traffic Directors. The costs incurred by the Township of Marlboro Police in connection with the project shall be paid directly to the Township of Marlboro by the State of New Jersey Department of Transportation pursuant to an agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Marlboro, in the County of Monmouth and the State of New Jersey, that the Mayor and Township Clerk are hereby authorized to execute an agreement between the State of New Jersey Department of Transportation and the Township of Marlboro to provide for the direct payment to the Township of Marlboro of costs incurred on the pavement rehabilitation of Route 18 from south of Texas Road to Rues Lane construction project(s) for municipal police services in the form attached hereto.

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

- a. New Jersey Department of Transportation
- b. Township Administration
- c. Chief of Police

RESOLUTION # 2014-235

A RESOLUTION AUTHORIZING AN AMENDMENT TO SHARED SERVICES
AGREEMENT BETWEEN TOWNSHIP OF MARLBORO AND TOWNSHIP OF
MANALAPAN FOR USE OF MARLBORO SWIM CLUB

WHEREAS, the Township of Marlboro ("Provider") and the Township of Manalapan ("Manalapan") initially entered into an agreement on June 17, 2008 for use of the Marlboro Swim Club; and

WHEREAS, the fees to be charged to Manalapan residents for membership at the Marlboro Swim Club were set forth in "EXHIBIT A" of the agreement; and

WHEREAS, Marlboro and Manalapan have agreed to update the fees in the agreement as set forth in the document labeled "EXHIBIT A" dated April 9, 2014.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the shared services agreement between Marlboro and Manalapan be amended as set forth in "EXHIBIT A" dated April 9, 2014.

RESOLUTION # 2014-236

RESOLUTION AUTHORIZING APPLICATION FOR GRANT FUNDING FROM
THE MICHAEL ALLEN DAVIDSON FOUNDATION - M.A.D. 9/11 FOR
NEW RECREATION PLAYGROUND EQUIPMENT AND INSTALLATION

WHEREAS, the Michael Allen Davidson Foundation - M.A.D. 9/11 is a not-for-profit organization that addresses the need for social, economic and religious tolerance through the education of our youth coupled with the restoring of recreation facilities in the remembrance of those lost; and

WHEREAS, the Township has been advised that it is eligible to apply for funding for parts and installation for a new playground up to \$25,000; and

WHEREAS, the Township of Marlboro is interested in seeking out alternative sources of funding for public improvements to be selected from priority projects that did not receive funding during the last round of capital budget authorizations; and

WHEREAS, the Mayor and Municipal Council of the Township of Marlboro wish to apply for funding from the MICHAEL ALLEN DAVIDSON FOUNDATION - M.A.D. 9/11.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that Marlboro Township hereby authorizes the submission of a grant application for playground equipment from the MICHAEL ALLEN DAVIDSON FOUNDATION - M.A.D. 9/11.

BE IT FURTHER RESOLVED, the Mayor and Township Clerk are hereby authorized to accept the terms of the program and execute a grant agreement on behalf of the Township of Marlboro.

RESOLUTION # 2014-237

WHEREAS, checks have been outstanding in the Municipal Court bank accounts of the Township of Marlboro, Monmouth County, State of New Jersey, and

WHEREAS, the Municipal Court Administrator has determined that there is \$611.00 in unclaimed monies in the Bail Account and \$59.20 in stale dated checks in the General Account, and

WHEREAS, the Township needs to cancel such outstanding checks, and

WHEREAS, the cancellation of such checks needs to be approved by resolution of the Township Council of the Township of Marlboro, Monmouth County, State of New Jersey,

NOW, THEREFORE, BE IT RESOLVED that the checks identified on the following schedule be hereby cancelled;

<u>Check Number</u>	<u>Check Date</u>	<u>Check Amount</u>
Court Bail Account		
1268	8/3/2010	\$ 11.00
1338	9/23/2010	1,500.00
1406	10/25/2010	1.00
1593	2/8/11	267.00
1669	3/9/11	11.00
1763	5/2/11	5.00
1792	5/16/11	6.00
1925	7/25/2011	6.00
1940	8/2/2011	31.00
1942	8/2/2011	9.00
2039	9/20/2011	11.00
2072	10/13/11	<u>1,000.00</u>
Total		2,858.00

Court General Account

0022	1/24/2012	\$	10.00
0023	1/24/2012		1.00
0087	7/17/2012		<u>10.00</u>
Total			21.00

RESOLUTION # 2014-238

RESOLUTION AUTHORIZING AGREEMENT WITH THE MARLBORO SOCCER ASSOCIATION BOOSTERS, INC. (BOOSTER CLUB) FOR THE PROVISION OF REFEREEING SERVICES FOR THE MARLBORO TOWNSHIP DEPARTMENT OF RECREATION SOCCER LEAGUES

WHEREAS, the BOOSTER CLUB is a not-for-profit organization which provides refereeing services to the Marlboro Township Department of Recreation; and

WHEREAS, the Township of Marlboro Department of Recreation and Recreation Commission are in need of refereeing services for the 2014 Spring and Fall soccer seasons; and

WHEREAS, the BOOSTER CLUB has supplied a proposal to provide such services for the 2014 Spring and Fall soccer seasons; and

WHEREAS, the total value of the services to be provided for 2014 are estimated at and shall not exceed \$60,000.00 in the aggregate; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose from Account # 09-201-55-400-296409.

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 enter into an agreement with the BOOSTER CLUB, P.O. Box 436, Marlboro, New Jersey 07746 for the services described above.

RESOLUTION # 2014-239

A RESOLUTION AUTHORIZING KELLY A. HAHN, TAX COLLECTOR, TO COMPLETE APPLICATION TO PARTICIPATE IN ELECTRONIC TAX SALE PROCESS

WHEREAS, N.J.S.A 54:5-19, authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Government Services; and

WHEREAS, the Director of the Division of Local Government Services has promulgated rules and regulations for pilot programs; and

WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct pilot programs; and

WHEREAS, the rules and regulations authorize a municipality to submit an application for participation in the pilot program for an electronic tax sale; and

WHEREAS, Chief Financial Officer Lori A. Russo has advised that an electronic tax sale is innovative and provides a greater pool of potential lien buyer, thus creating the environment for a more complete tax sale process; and

WHEREAS, Mrs. Russo has recommended that Kelly A. Hahn be authorized to complete the necessary application for the Township of Marlboro to participate in the electronic tax sale; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the Township of Marlboro wishes to participate in the pilot program for an electronic tax sale; and

BE IT FURTHER RESOLVED that Kelly A. Hahn, Tax Collector shall and hereby authorized to complete an application to participate in the electronic tax sale program and submit the same to the Director of Local Government Services.

RESOLUTION # 2014-240

SUPPORTING THE 2014 DRIVE SOBER OR GET PULLED OVER STATEWIDE LABOR DAY CRACKDOWN GRANT

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 19% of motor vehicle fatalities in New Jersey are alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the Labor Day Holiday at the end of the summer is traditionally a time of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *2014 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from August 15, 2014 through September 1, 2014; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadway.

NOW, THEREFORE, BE IT RESOLVED that Marlboro Township declares its support for the 2014 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown from August 15, 2014 through September 1, 2014; and pledges to increase awareness of the dangers of drinking and driving.

RESOLUTION # 2014-242

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$223,685.07 as per Schedule "A",

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the amount of \$87,416.37 be refunded to the certificate holders as per Schedule "A",

SCHEDULE "A"

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>LIENHOLDER</u>	<u>AMOUNT</u>
2013-115	360.02/18.06	BULKWARK SYSTEMS, LLC	87,416.37
10	Hopkinson Court	22 EMILY ROAD MANALAPAN, NJ 07726 Assessed Owner: Magellara, Nasuf & Emel	
TOTAL:			\$87,416.37

RESOLUTION # 2014-243

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$61,682.41 as per Schedule "A",

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the amount of \$61,682.41 be refunded to the certificate holders as per Schedule "A",

SCHEDULE "A"

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>LIENHOLDER</u>	<u>AMOUNT</u>
2013-121	373/18	US BANK CUST FOR TOWER, DBW	54,465.89
8 Harvest Court		50 S 16 TH STREET ST 1950 TOW PHILADELPHIA, PA 19102 Assessed Owner: MULLINS, EDWARD & ANTOINETTE	
12-113	412/307/C0055	ACTLIEN HOLDING, INC	4,704.69
55 Thrasher Court		45 W 45 th STREET, SUITE 1402 NEW YORK, NY 10036 Assessed Owner: Pollaci, Vito	
11-101	178/290/C0003	CHANGSHENG LU	2,280.33
3 Westlake Ct.		628 N. BUTRICK STREET WAUKEGAN, IL 60085 Assessed Owner: Ecksel, Shawn & Kerri	
2013-080	242/7	SOHEHA	231.50
48 River Drive		P.O. Box 9416 Trenton, NJ 08650 Assessed Owner: Silverstone, Lee H. & Krupa M.	
TOTAL:			\$61,682.41

At 8:15PM, Councilwoman Marder moved that the meeting be adjourned. This was seconded by Councilman LaRocca, and as there was no objection, the Clerk was asked to cast one ballot (Absent: Cantor, Metzger).

MINUTES APPROVED: JULY 17, 2014

OFFERED BY: MAZZOLA

AYES: 3

SECONDED BY: MARDER

NAYS: 0

ABSTAIN: CANTOR, METZGER

ALIDA MANCO,
MUNICIPAL CLERK

SCOTT METZGER,
COUNCIL PRESIDENT