

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

December 18, 2014

The Marlboro Township Council held its regularly scheduled Council Meeting on December 18, 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, Councilwoman Marder, Council Vice President Mazzola and Council President Metzger.

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.

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

Council President Metzger opened the Public Hearing on Resolution #2014-418/Ordinance #2014-24 (Providing for Licensing of Motor Vehicle Auction and Salvage Operations). The public hearing was held and closed. Discussion followed, during which Township Attorney Louis N. Rainone answered Council's questions. The following Resolution #2014-418/Ordinance #2014-24 (Providing for Licensing of Motor Vehicle Auction and Salvage Operations) was introduced by reference, offered by Council Vice President Mazzola, seconded by Councilwoman Marder and passed on a roll call vote of 3

- 2 in favor with Councilman Cantor and Council Vice President Mazzola voting no.

RESOLUTION # 2014-418

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

ORDINANCE # 2014-24

ORDINANCE PROVIDING FOR LICENSING OF MOTOR
VEHICLE AUCTION AND SALVAGE OPERATIONS

which was introduced on December 4, 2014, public hearing held on December 18, 2014, be adopted on second and final reading this 18th day of December, 2014.

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

The following Resolution #2014-419 (Confirming Appointment of Superintendent of Public Works) was introduced by reference, offered by Councilman Cantor, seconded by Councilwoman Marder and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2014-419

A RESOLUTION CONFIRMING THE MAYOR'S
APPOINTMENT OF ROBERT MILLER AS SUPERINTENDENT
OF PUBLIC WORKS FOR THE TOWNSHIP OF MARLBORO

WHEREAS, the Superintendent of Public Works serves as the Director of the Department of Public Works in Marlboro Township; and

WHEREAS, a vacancy has existed in the position of Superintendent of Public Works since the retirement of Robert DiMarco in 2014; and

WHEREAS, Robert Miller, a Supervisor in the Department of Public Works has been serving as the Acting Superintendent; and

WHEREAS, Mayor Jonathan L. Hornik has appointed ROBERT MILLER as the Superintendent of Public Works for the Township of Marlboro; and

WHEREAS, ROBERT MILLER is licensed and qualified to serve as Superintendent of Public Works in accordance with the Township Code and State law; and

WHEREAS, pursuant to law, the appointment of ROBERT MILLER as Superintendent of Public Works of the Township of Marlboro is subject to the advice and consent of the Township Council; and

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

1. The aforesaid recitals are incorporated herein by reference as if set forth at length.

2. The Township Council of the Township of Marlboro hereby confirms and gives its advice and consent to the appointment of ROBERT MILLER as the Superintendent of Public Works for the Township of Marlboro; and

3. A certified copy of this resolution shall be provided to Mayor Jonathan Hornik.

As the consent agenda, the following resolutions were introduced by reference, offered by Councilman Cantor, seconded by Council President Metzger, and as there was no objection, the Clerk was asked to cast one ballot: Res. #2014-420 (Authorizing Acceptance of donations from area businesses for Recreation Division of senior citizens), Res. #2014-421 (Authorizing Acceptance of Playground (Union Hill Park/MAD Grant)), Res. #2014-422 (Authorizing Amendment to Contract for Legal Defense of Tax Appeal Services), Res. #2014-423 (Authorizing Amendment to the Agreement with New Jersey American Water Company, Inc. dated February 5, 2008 for the Supply of Water), Res. #2014-424 (Authorizing Emergency Interconnect Agreement with New Jersey American Water Company, Inc.), Res. #2014-425 (Authorizing Budget Amendment Chapter 159 - 2014 End of Year Drive Sober or Get Pulled Over Grant), Res. #2014-426 (Authorizing 2015 Temporary Budget Current (26.25%), Water Utility and Recreation and Swim Utility), Res. #2014-427 (Authorizing Cancellation of 2012 and 2013 "Stale" Checks), Res. #2014-428 (Authorizing Cancellation of Municipal Court Checks), Res. #2014-429 (Authorizing Cancellation of Unexpended Capital Account Balances), Res. #2014-430 (Authorizing Adjustments and Cancellation to Grants Receivable and Appropriation Reserve Balances), Res. #2014-431 (Authorization Cancellation of Recreation & Swim Utility Unexpended Operating Fund Balances), Res. #2015-432 (Authorizing Award of Bid - Printing Services), Res. #2015-433 (Township Exemption - B. 171, L. 50 QFarm), Res. #2015-434 (Township Exemption - B. 267, L. 42 QFarm), Res. #2014-435 (Township Exemption - B. 172, L. 48), Res. #2014-436 (Redemption Tax Sale Certs - Various), Res. #2014-437 (Tax Court Judgment - B 157, L 37.02 - Year 2013), Res. #2014-438 (Tax Court Judgment - B 157, L 37.02 - Year 2014), Res. #2014-439 (Cancelling Uncollectible Taxes) and Res. #2014-440 (Redemption Tax Sale Certificate - B. 146, L. 15).

RESOLUTION # 2014-420

A RESOLUTION AUTHORIZING ACCEPTANCE OF DONATIONS
FROM AREA BUSINESSES TO BE USED AS DOOR PRIZES
FOR THE 2014 SENIOR HOLIDAY PARTY

WHEREAS, the following businesses have donated the following items:

Kathy's Café	Gift Certificate
Serafina Jewelers	Necklace
La Piazza Restaurant	Gift Certificate
All Seasons Diner II	Gift Card
Marlboro Pizza	Gift Certificate-One Large Pizza
The Hair Lounge	Gift Certificate for hair
cut/blow out, make up case,hairspray	
Rapunzel Salon & Day Spa	Gift Certificate for Hair Cut
Headlines International Salon	Gift Certificates for product
and shampoo	
Camillo's Wood Fire Trattoria	Gift Certificate
Fireside Bar & Grill	Gift Certificate
Attilio's	Gift Certificate-One Large Pizza
Fred & Murray's Deli	Gift Certificate
Investors Bank, Fatima Camacho	Basket of Cheer
Bagel World	3 Gift Certificates-1 dozen Bagels
Classic Fur & Leathers	Leather Gloves
Rosalita's Roadside Cantina	Gift Certificate
Tuscany	Gift Basket
Gold-n-Times Jewelers	Gift Certificate
Spa Nails I	2 Gift Certificates for Manicures
Stop & Shop	Gift Card
All Star Productions	2 Tickets for luncheon show
Two River Theater	2 Tickets to a show
Hudson City Savings Bank	\$50 Check

; and

WHEREAS, the donated items will be used for the purposes of door prize giveaways for attendees of the 2014 Senior Holiday Party run by the Senior Division of the Recreation Department; and

WHEREAS, the funds donated by the Hudson City Savings Bank will be deposited into the Senior Trip Revenue Account (Account# 09-192-08-471) and used for in-house gift certificates for Senior Trips; and

WHEREAS, the Recreation Department recommends that the Township accept the donations; and

WHEREAS, there has been no promise of future employment, services, goods or other thing of value exchanged in return for said donations.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the donation of the items listed and provided as described above is hereby accepted.

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

- a. Township Administrator
- b. Township Recreation Director

RESOLUTION # 2014-421

A RESOLUTION APPROVING CLOSE OUT TO THE EXISTING CONTRACT
BETWEEN THE TOWNSHIP OF MARLBORO AND THE
MICHAEL ALLEN DAVIDSON FOUNDATION - M.A.D. 9/11
AND AUTHORIZING ACCEPTANCE OF THE PLAYGROUND

WHEREAS, by Resolution #2014-236 the Township of Marlboro authorized the submission of a grant application to THE MICHAEL ALLEN DAVIDSON FOUNDATION - M.A.D. 9/11 for new Recreation playground equipment and installation (the "Project") at no cost to the Township; and

WHEREAS, the playground facilities were installed on November 2, 2014; and

WHEREAS, in a Letter dated November 10, 2014, the Certified Playground Safety Inspector from General Recreation Inc. has confirmed that the project has been completed and the equipment has been installed as per the manufacturer's specifications; and

WHEREAS, upon completion of installation the Certified Safety Inspector within the Department of Recreation completed a playground safety audit in accordance with ASTM Specification F1487, the Standard Consumer "Safety Performance Specification for Playground Equipment for Public Use" and CPSC Handbook for Public Playground Safety; and

WHEREAS, the Township has received a copy of the applicable playground equipment warranty from the manufacturer, Landscape Structures, Inc. and certificates of insurance from the equipment installer, General Recreation, Inc.; and

WHEREAS, based upon the safety audit, the Certified Safety Inspector's November 10, 2014 letter, the certificates of insurance and the applicable warranty, the Director of Recreation has recommended the acceptance of the Project improvements.

WHEREAS, the Township Council is in agreement with the Director's recommendation.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, that the Project improvements be and are hereby accepted for work completed by THE MICHAEL ALLEN DAVIDSON FOUNDATION - M.A.D. 9/11 and is hereby approved.

BE IT FURTHER RESOLVED, that:

(1) the Municipal Clerk be hereby authorized to draft a letter to the foundation reiterating the Township's appreciation; and

(2) a certified copy of this Resolution shall be provided to each of the following:

- a. Township Administrator
- b. Township Recreation Director

RESOLUTION # 2014-422

A RESOLUTION AUTHORIZING AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC FOR SPECIAL TAX COUNSEL SERVICES

WHEREAS, the Township entered into an agreement with CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC to provide special tax counsel services, awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5 (R. 2014-017); and

WHEREAS, in a letter dated December 11, 2014, the Tax Assessor has reported that an additional \$5,000.00 is required in order provide for the proper defense of tax appeals through the end of 2014; and

WHEREAS, payment for services associated with the defense of 2014 appeals requires an amendment to the 2014 agreement; 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 \$5,000.00 are available for this purpose from Account # 01-201-20-050-226; 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 Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) and shall provide for compensation at the rates set forth in the proposal dated November 26, 2013, in an additional amount not to exceed \$5,000.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. That notice of the award of this contract amendment shall be published in accordance with law.

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

- a. CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC
- b. Township Administrator
- c. Township Chief Financial Officer
- d. Tax Assessor

RESOLUTION # 2014-423

AUTHORIZING AMENDMENT TO WATER SUPPLY AGREEMENT BETWEEN THE NEW JERSEY AMERICAN WATER COMPANY, INC. AND THE TOWNSHIP OF MARLBORO TO ESTABLISH THE METHODOLOGY FOR CALCULATING PEAKING CHARGES

WHEREAS, the New Jersey American Water Company, Inc., a public utility corporation of the State of New Jersey with its principal office at 1025 Laurel Oak Road, Voorhees, NJ 08043 (the "Company"), and the Township of Marlboro, the successor in interest to the Marlboro Township Municipal Utilities Authority, a municipal

corporation of the State of New Jersey maintaining its administrative offices at 1979 Township Drive, in the Township of Marlboro, County of Monmouth and State of New Jersey, and having a mailing address of 1979 Township Drive, Marlboro, NJ 07746 (the "Township") are party to an agreement for the supply of water entered into on February 5, 2008 ("the Agreement"); and

WHEREAS, on or about July 22, 2011 the Company requested to purchase water in excess of the allowable peak quantity of 0.375 million gallons per day ("mgd") or 375,000 gallons (in excess of 50% of the contractual daily minimum of 0.250 mgd, or 250,000 gallons); and

WHEREAS, the Township advised the Company via email communication that "peaking charges" will apply to water quantities purchased in excess of the allowable peak of 375,000 gallons; and

WHEREAS, the Township also advised the Company that peaking charges and rates shall be calculated in the manner similar to the formula used by Middlesex Water Company ("MWC") under the water supply agreement between MWC and the Township; and

WHEREAS, the Company has indicated its agreement via email communication (EXHIBIT A) to the said methodology of calculating peaking charges for water quantities purchased in excess of the allowable peak of 375,000 gallons which is further described in a draft agreement prepared by the parties.

NOW, THEREFORE, BE IT RESOLVED by the Company and the Township that the rate charged for water quantities purchased in excess of the allowable peak of 375,000 gallons shall be calculated in the manner similar to the formula used by MWC under the water supply agreement between MWC and the Township.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute an amendment to the agreement with the Company in a form acceptable to the Township Attorney.

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

- a. New Jersey American Water Company
- b. Department of Public Works
- c. Township Engineer

RESOLUTION # 2014-424

AUTHORIZING EMERGENCY INTERCONNECT AGREEMENT
BETWEEN THE NEW JERSEY AMERICAN WATER COMPANY, INC.
AND THE TOWNSHIP OF MARLBORO

WHEREAS, the New Jersey American Water Company, Inc., a public utility corporation of the State of New Jersey with its principal office at 1025 Laurel Oak Road, Voorhees, NJ 08043 (the "Company"), and the Township of Marlboro, the successor in interest to the Marlboro Township Municipal Utilities Authority, a municipal corporation of the State of New Jersey maintaining its administrative offices at 1979 Township Drive, in the Township of Marlboro, County of Monmouth and State of New Jersey, and having a mailing address of 1979 Township Drive, Marlboro, NJ 07746 (the "Township") are party to an agreement for the supply of water entered into on February 5, 2008 ("the Agreement"); and

WHEREAS, there are currently two (2) existing interconnections between the respective water systems of the Township and the Company, located on Lloyd Road at or near the municipal boundary line between Marlboro Township and Aberdeen Township) and Schanck Road at or near the municipal boundary line of Marlboro and Holmdel Township; and

WHEREAS, the two (2) existing interconnections are designed solely for the supply of water by the Township to the Company; and

WHEREAS, the Township desires to establish a protocol for the provision of water by the Company to the Township solely under emergency circumstances, to the extent the Company is in a position to supply water; and

WHEREAS, the Company has agreed to establish a protocol for the provision of water by NJAWC to the Township solely under emergency circumstances.

NOW, THEREFORE, BE IT RESOLVED by the Company and the Township that the Company will provide a supply of water to the Township under emergency circumstances to the extent the Company is in a position to supply water, pursuant to a protocol agreed upon by the parties.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute an amendment to the agreement with the Company in a form acceptable to the Township Attorney.

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

- a. New Jersey American Water Company
- b. Department of Public Works
- c. Township Engineer

RESOLUTION # 2014-425

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 \$7,500.00, which items are now available as a revenue from the New Jersey Department of Law and Public Safety as the "Drive Sober or Get Pulled Over Year End Holiday Crackdown Grant".

Section 2

BE IT FURTHER RESOLVED that the amount of \$7,500.00 be hereby appropriated under the caption "Drive Sober or Get Pulled Over Year End Holiday Crackdown Grant".

RESOLUTION # 2014-426

RESOLUTION ADOPTING A TEMPORARY
BUDGET CALENDAR YEAR 2015

WHEREAS, N.J.S.A. 40A:4-19 provides for temporary appropriations to be made by the governing body within the first 30 days of the beginning of the fiscal year, and

WHEREAS, appropriations are to provide for the period for the first three months of the new fiscal year, and

WHEREAS, the total of the appropriations so made shall not exceed 26.25% of the total of the appropriations made for all purposes in the budget for the preceding fiscal year excluding

appropriations made for interest and debt redemption charges and capital improvement fund, and

WHEREAS, twenty-six point twenty-five percent (26.25%) of the Township of Marlboro budget for Calendar Year 2015, excluding debt service and capital improvement fund is \$8,335,462.64, and

WHEREAS, twenty-six point twenty-five percent (26.25%) of the Township of Marlboro Recreation and Swim Utility budget for Calendar Year 2014, excluding debt service and capital improvement fund is \$680,708.96, and

WHEREAS, twenty-six point twenty-five percent (26.25%) of the Township of Marlboro Water Utility budget for Calendar Year 2014, excluding debt service and capital improvement fund is \$1,853,742.26, and

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey, that the following temporary appropriations are made for the first three months of Calendar Year 2015 according to the schedule attached hereto and a made a part hereof, and

BE IT FURTHER RESOLVED, that this Resolution take effect immediately, and that a copy of this Resolution be transmitted to the Business Administrator, Chief Financial Officer and Auditor.

RESOLUTION # 2014-427

CANCELLING 2012 AND 2013 CHECKS

WHEREAS, checks have been outstanding in bank accounts of the Township of Marlboro, Monmouth County, State of New Jersey for more than ninety days, 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 by hereby cancelled;

RESOLUTION # 2014-428

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 \$2,214.00 in unclaimed monies in the Bail Account, 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 by hereby cancelled;

<u>Check Number</u>	<u>Check Date</u>	<u>Check Amount</u>
<u>Court Bail Account:</u>		
833	06/27/13	\$261.00
848	07/03/13	11.00
891	07/29/13	34.00
954	08/21/13	11.00
984	09/12/13	811.00
1017	09/30/13	2.00
1019	09/30/13	1.00
1081	11/06/13	6.00
1109	11/25/13	311.00
1119	11/27/13	11.00
1133	12/11/13	322.00
1143	12/17/13	211.00
1173	01/07/14	161.00
1273	03/13/14	61.00
		<u>\$2,214.00</u>

RESOLUTION # 2014-429

CANCELLING UNEXPENDED CAPITAL FUND BALANCES

WHEREAS, certain capital ordinances within the Township of Marlboro General Capital Account have balances remaining for capital improvement authorizations previously authorized by the Township Council of the Township of Marlboro, Monmouth County, State of New Jersey, and

WHEREAS, certain projects for which remaining funding exists have been deemed as unnecessary or no longer needed, and

WHEREAS, the cancellation of these balances must be completed through resolution of this Governing Body,

NOW, THEREFORE, BE IT RESOLVED that the following capital ordinances be cancelled in the amounts depicted with the funded balances being cancelled into capital surplus and the unfunded balances being recorded to reduce debt authorization.

Ordinance Number	Funded	Unfunded
2004-06		\$ 50,509.47
2006-19	\$ 17,492.69	
2007-12	\$ 9,731.65	
2009-28	\$ 591.08	
2010-07	\$ 6.25	
2010-16	\$ 88,089.18	
2011-02	\$ 16,521.67	
2011-13	\$ 348.24	
2012-08		\$ 159.12
2012-08		\$ 250,000.00
2013-08		\$ 71.40
Total	\$ 132,780.76	\$ 300,739.99

BE IT FURTHER RESOLVED, that whereas certain capital ordinances have authorized debt balances remaining in the financial records of the Township of Marlboro,

NOW, THEREFORE, BE IT RESOLVED, that the following balances of Bonds or Notes Authorized But Not Issued be hereby cancelled:

Ordinance Number	Amount
2004-06	\$ 50,000.00

RESOLUTION # 2014-430

AUTHORIZING ADJUSTMENTS AND CANCELLATION TO GRANT RECEIVABLE AND APPROPRIATION RESERVE BALANCES

WHEREAS, the Township of Marlboro Financial Statements contain certain grant balances, and

WHEREAS, the following grants have balances but are no longer active; and

WHEREAS, the cancellation of the grants listed is necessary to accurately represent the grant records maintained by the Township of Marlboro.

NOW, THEREFORE, BE IT RESOLVED that the following adjustments and cancellations are hereby approved, and the Chief Financial

Officer is authorized to make the appropriate entries to reflect this action.

	<u>Cancellation Amount</u>
<u>Receivables</u>	
Stormwater Management Grant	\$ 15,464.00
CDBG - Sr. Center Renovations	\$ 4,579.26
Green Communities Grant	\$ 0.35
Highway Safety Fund	\$ 219.65
Click It or Ticket Grant	\$ 4,000.00
Municipal Alliance Grant	\$ 21,479.50
Body Armor Grant	\$ 0.27
Drive Sober or Get Pulled Over	\$ 400.00
Total	\$ 46,143.03

<u>Appropriated Reserves</u>	
Robertsville & Union Hill Rd. Improvements	\$ 32,352.28
Green Communities Grant	\$ 0.35
Stormwater Management Grant	\$ 12,397.64
CDBG - Sr. Center Renovations	\$ 7,397.80
Handicapped Rec Ops	\$ 2,520.00
NJ Sustainable Grant	\$ 6.25
Highway Safety Fund	\$ 219.65
Click It or Ticket Grant	\$ 4,000.00
Municipal Alliance Grant	\$ 342.12
Drive Sober or Get Pulled Over	\$ 4,800.00
Total	\$ 64,036.09

RESOLUTION # 2014-431

CANCELLING 2014 APPROPRIATIONS

WHEREAS, appropriations exist in the 2014 Recreation and Swim Utility Operating budget that have been deemed to not be needed for the operations of 2014; and

WHEREAS, it is permissible for appropriations to be cancelled to surplus in the year budgeted.

NOW, THEREFORE, BE IT RESOLVED that a total of \$123,000.00 in 2014 appropriations be hereby canceled and credited to Recreation and Swim Utility Operating Surplus as follows:

Salaries & Wages	\$95,000.00
Other Expenses	\$10,000.00
Unemployment	\$5,000.00
Social Security Payment	\$13,000.00

RESOLUTION # 2014-432

A RESOLUTION AWARDING CONTRACTS TO MGL PRINTING SOLUTIONS, CENTURION PRINTING, RIDGEWOOD PRESS, CRAFTMASTER PRINTING, INC. AND URNER BARRY PUBLICATIONS, INC. FOR PRINTING-DIRECT MAILING SERVICES FOR THE TOWNSHIP OF MARLBORO

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for PRINTING-DIRECT MAILING SERVICES and on November 13, 2014, received eight (8) bids, as follows:

	Urner Barry Publications, Inc., Bayville, NJ	Ridgewood Press, Ridgewood, NJ	Craftmaster Printing, Inc., Neptune City, NJ	Graphic Image, Inc., Milford, CT	MGL Printing Solutions, New Providence, NJ	The Courier Printing Corp., Deposit, NY	Centurion Printing, Kenilworth, NJ	Parkway Printing, Marlboro, NJ
SEC. A: ENVELOPES	14,048.00	8,105.40*	10,166.00	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	8,137.50	4,537.00
SEC. B: BUSINESS CARDS	3,961.00	<i>No Bid</i>	3,014.00	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	3,466.50	1,645.00*
SEC. C: LETTERHEAD	275.00	232.00	211.00	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	183.00	<i>No Bid</i>
SEC. D: FORMS	16,929.00	4,111.00	16,211.65	<i>No Bid</i>	5,706.00*	<i>No Bid</i>	11,033.50	14,501.68*
SEC. E: BOOKLETS/BROCHURE S	9,332.00	3,503.00	7,712.00	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	3,155.00*
SEC. F: POSTERS/SIGNS	<i>No Bid</i>	150.00	1,702.30	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>
SEC. G: STICKERS	2,225.00	1,547.00	1,218.00	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>
SEC. H: COPIES	<i>No Bid</i>	<i>No Bid</i>	3,515.00	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	1,330.00*	875.00
SEC. I: MISCELLANEOUS	6,025.00	3,882.00	14,740.50	<i>No Bid</i>	<i>No Bid</i>	<i>No Bid</i>	3,894.00	4,410.50
SEC. J: PRINT/MAILING	31,715.50	<i>No Bid</i>	<i>No Bid</i>	30,296.64*	<i>No Bid</i>	48,272.51*	<i>No Bid</i>	4,095.00
TOTAL	84,510.50	21,530.40*	58,490.45	30,296.64*	5,706.00*	48,272.51*	28,044.50*	33,219.18*
Artwork Set-up Fee, If Applicable	0.00	0.00	0.00	0.00	0.00	0.00	45.00	60.00/hr

* Figures adjusted for mathematical error.

WHEREAS, the Department of Administration has reviewed the bids received and reports that all of the respondents were non-responsive in that they took a variety of different exceptions to individual print job items, and/or did not offer a bid; and

WHEREAS, as a result of all of the respondents being non-responsive, not all of the bid items are recommended for award; and

WHEREAS, the Department of Administration also reports that the bid submission of Parkway Printing & Promotions, LLC was materially deficient in failing to include a Disclosure of Investments in Iran as required by P.L. 2012, c. 25, rendering the bid non-responsive; and

WHEREAS, the Department of Administration has advised that the Township would be best served by awarding contracts to Centurion Printing, 352 Market Street, Kenilworth, NJ 07033, Craftmaster

Printing, Inc., 2024 Corlies Avenue, Neptune City, NJ 07753, MGL Printing Solutions, 154 South Street, New Providence, NJ 07974, Ridgewood Press, 609 Franklin Township, Ridgewood, NJ 07450, and Urner Barry Publications, Inc., 182 Queens Blvd., Bayville, NJ 08721, summarized as follows:

	Centurion Printing, Kenilworth, NJ	Craftmaster Printing, Inc., Neptune City, NJ	MGL Printing Solutions New Providence, NJ	Ridgewood Press, Ridgewood, NJ	Urner Barry Publications, Inc., Bayville, NJ
SECTION A: ENVELOPES	8,137.50	10,166.00	0.00	8,105.40	14,048.00
SECTION B: BUSINESS CARDS	3,466.50	3,014.00	0.00	0.00	3,961.00
SECTION C: LETTERHEAD	183.00	211.00	0.00	232.00	275.00
SECTION D: FORMS (BUILDING ITEMS D14-D18, & D21, ENGINEERING & ZONING)	4,761.50	6,768.10	0.00	1,288.00	10,136.00
SECTION D: FORMS (BUILDING ITEMS D19, D20 & D22, COURT & FIRE PREVENTION)	1,713.00	8,404.55	0.00	1,565.00	5,003.00
SECTION D: FORMS (TAX COLLECTOR & WATER)	3,584.00	0.00	5,706.00	235.00	0.00
SECTION D: FORMS (POLICE & RECREATION)	975.00	1,039.00	0.00	1,023.00	1,790.00
SECTION E: BOOKLETS/BROCHURES (RECSR)	0.00	2,429.00	0.00	0.00	3,822.00
SECTION E: BOOKLETS/BROCHURES (RECREATION ITEM E4)	0.00	0.00	0.00	0.00	580.00
SECTION E: BOOKLETS/BROCHURES (RECREATION ITEMS E3, E5-E9 EXCEPT E7, POLICE, DRUG ALLIANCE)	0.00	1,118.00	0.00	763.00	2,130.00
SECTION F: POSTERS/SIGNS	0.00	1,702.30	0.00	150.00	0.00
SECTION G: STICKERS (BUILDING)	0.00	1,218.00	0.00	1,282.00	1,875.00
SECTION G: STICKERS (SWIM)	0.00	0.00	0.00	265.00	350.00
SECTION H: COPIES	1,330.00	3,515.00	0.00	0.00	0.00
SECTION I: MISCELLANEOUS (COURT)	0.00	538.50	0.00	0.00	0.00
SECTION I: MISCELLANEOUS (POLICE, TAX COLLECTOR, RECREATION ITEMS I7, I8 & I13)	3,894.00	5,109.00	0.00	3,057.00	3,650.00
SECTION I: MISCELLANEOUS (RECREATION ITEMS I14-I17)	0.00	1,410.00	0.00	0.00	1,250.00
SECTION J: PRINT/MAILING (CLERK, POLICE, RECREATION, SWIM)	0.00	0.00	0.00	0.00	15,031.50
SET-UP FEE (ESTIMATE OF 7 QTY.)	45.00 x 7 = 315.00	0.00	0.00	0.00	0.00
	5,259.50	20,821.35	5,706.00	13,213.40	16,861.50

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Department of Administration 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 Centurion Printing in an amount not to exceed \$5,259.50, Craftmaster Printing, Inc. in an amount not to exceed \$20,821.35, MGL Printing Solutions in an amount not to exceed \$5,706.00, Ridgewood Press in an amount not to exceed \$13,213.40 and Urner Barry Publications, Inc. in an amount not to exceed \$16,861.50 for PRINTING-DIRECT

MAILING SERVICES for the period January 1, 2015 through December 31, 2015 with an option to renew for one two-year or two one-year periods on the same terms and conditions as specified in the bid; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with Centurion Printing, Craftmaster Printing, Inc., MGL Printing Solutions, Ridgewood Press, and Urner Barry Publications, 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 that funds will be certified by the Chief Financial Officer in 2015 upon adoption of the 2015 budget; and

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

- a. Centurion Printing
- b. Craftmaster Printing, Inc.
- c. MGL Printing Solutions
- d. Ridgewood Press
- e. Urner Barry Publications, Inc.
- f. Township Business Administrator
- g. Township Chief Financial Officer

RESOLUTION # 2014-433

WHEREAS, there are taxes for the year 2014 that remain outstanding on the following property as designated on the Marlboro Township Tax Map: Block 171 Lot 50 QFarm, located on 60 Harbor Road,

WHEREAS, the aforementioned property was purchased by Township of Marlboro, and the Township Tax Collector has therefore recommended that taxes in the amount of \$69.26 be cancelled being Township of Marlboro is tax exempt.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to cancel the balance of the 2014 taxes totaling \$69.26 as stated above.

RESOLUTION # 2014-434

WHEREAS, there are taxes for the year 2014 that remain outstanding on the following property as designated on the Marlboro Township Tax Map: Block 267 Lot 42 QFarm, located on 403 Tennent Road,

WHEREAS, the aforementioned property was purchased by Township of Marlboro, and the Township Tax Collector has therefore

recommended that taxes in the amount of \$95.36 be cancelled being Township of Marlboro is tax exempt.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to cancel the balance of the 2014 taxes totaling \$95.36 as stated above.

RESOLUTION # 2014-435

WHEREAS, there are taxes for the year 2014 that remain outstanding on the following property as designated on the Marlboro Township Tax Map: Block 172 Lot 48, located on Tennent Road,

WHEREAS, the aforementioned property was purchased by Township of Marlboro, and the Township Tax Collector has therefore recommended that taxes in the amount of \$5,053.44 be cancelled being Township of Marlboro is tax exempt.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to cancel the balance of the 2014 taxes totaling \$5,053.44 as stated above.

RESOLUTION # 2014-436

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$20,477.69 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 \$20,477.69 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>
2014-019	143/17	MTAG Cust. for Fig Capital	5,680.62
23 Woodbrook Drive		8323 Ramona Blvd West Suite 2 Jacksonville, FL 32221 Assessed Owners: Federal National Mortgage Assn.	
2014-031	171.01/17	MTAG Cust. for Fig Capital	2,124.18
30 Peregrine Drive		8323 Ramona Blvd West Suite 2 Jacksonville, FL 32221 Assessed Owners: Kiste, Rodolfo & Jodi Zolkin	

2014-029 171/29 103 Crine Road	MTAG Cust. for Fig Capital 8323 Ramona Blvd West Suite 2 Jacksonville, FL 32221 Assessed Owners: Korabiak, Walter & Patricia	9,824.09
2014-051 184/1 189 ROUTE 520	US Bank for FNA Jersey BOI 50 S. 15 TH Street Suite 1950 Philadelphia, PA 19102 Assessed Owner: Smith, David	631.34
2013-125 5 Marigold Lane	US BANK C/F NJ BOARDWALK, LLC LB# 005191 P.O. Box 645191 Cincinnati, OH 45264 Assessed Owner: Wolfson, Steven & Karen	2,217.46
		TOTAL: 20,477.69

RESOLUTION # 2014-437

WHEREAS, the Tax Court of New Jersey has granted a judgment in the amount of \$3,589.05 for the year 2013 for Block 157 Lot 37.02, located at 118 Conover Road assessed to Ozbay, Kenan & Anna,

WHEREAS, the 2013 taxes have been paid in full, the Tax Collector is directed to refund the amount of \$3,589.05

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to direct the Tax Collector to refund the amount of \$3,589.05, to Ozbay, Kenan & Anna.

RESOLUTION # 2014-438

WHEREAS, the Tax Court of New Jersey has granted a judgment in the amount of \$4,337.73 for the year 2014 for Block 157 Lot 37.02, located at 118 Conover Road assessed to Ozbay, Kenan & Anna,

WHEREAS, the 2014 taxes have been paid in full, the Tax Collector is directed to refund the amount of \$4,337.73

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to direct the Tax Collector to refund the amount of \$4,337.73, to Ozbay, Kenan & Anna.

RESOLUTION # 2014-439

A RESOLUTION AUTHORIZING THE CANCELLATION OF
CERTAIN TAXES DETERMINED TO BE UNCOLLECTIBLE -

WHEREAS, the attached list in the amount of \$850.44 known as Schedule "A", is comprised of taxes that remain outstanding and unpaid; and

WHEREAS, these outstanding taxes were for tax years 2013; and

WHEREAS, these parcels are known as a "gore" a lot created in error or a lot where ownership cannot be determined therefore,

WHEREAS, it has been determined that the said outstanding taxes, are uncollectible; and

WHEREAS, the Township Tax Collector has recommended that they be canceled.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro, in the County of Monmouth and State of New Jersey that the taxes relating to these properties, which have been determined to be uncollectible are hereby canceled in the amount of \$850.44.

Schedule "A"

<u>BLOCK</u>	<u>LOT</u>	<u>ASSESSED OWNER</u>	<u>CANCELLED AMOUNT</u>
153	56.01	Unknown Owner 1979 Township Dr. Marlboro, NJ 07746	\$ 757.86
193.13	128	Unknown Owner 1979 Township Dr. Marlboro, NJ 07746	\$ 92.58

Total: \$ 850.44

RESOLUTION # 2014-440

WHEREAS, Certificate of Sale #99-67 was issued to The Township of Marlboro, 1979 Township Drive, Marlboro, New Jersey, for delinquent taxes on Block 146, Lot 15 (Wooleytown Road), assessed to Sabal Corp. c/o C. Brodsky, at a tax sale held on April 22, 1999; and,

WHEREAS, the assessed owner, Spring Valley Properties, LLC, has redeemed Certificate #99-67 by paying the full amount of the delinquency.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro, that the Mayor and Municipal Clerk of the Township of Marlboro are hereby authorized to endorse Certificate of Sale #99-67 for cancellation.

At 8:50 PM, 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: January 29, 2015

OFFERED BY: MARDER AYES: 3

SECONDED BY: METZGER NAYS: 0

ABSTAIN: CANTOR, SCALEA

ALIDA MANCO,
MUNICIPAL CLERK

SCOTT METZGER,
COUNCIL PRESIDENT