

MARLBORO TOWNSHIP COUNCIL MEETING

August 17, 2023

The Marlboro Township Council held its regularly scheduled meeting on August 17, 2023 at 7:00 P.M. at the Marlboro Township Municipal Complex located at 1979 Township Drive, Marlboro, New Jersey.

Council President Qazi opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of this regularly scheduled meeting of the Township Council of the Township of Marlboro was sent to the Asbury Park Press, the Star Ledger and the Board of Education Office on August 15, 2023; published in the Asbury Park Press on November 16, 2022; 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 Municipal Clerk called the Roll.

PRESENT: Council Vice President DiNuzzo, Councilwoman Marder, Councilman Milman, Councilman Scalea and Council President Qazi.

Also present: Mayor Jonathan L. Hornik, Township Attorney Louis N. Rainone, Esq., Business Administrator Jonathan Capp, Municipal Clerk Susan A. Branagan and Deputy Municipal Clerk Jennifer M. Johnson

Proclamation: Mayor Hornik delivered a proclamation to mark August 31 as Overdose Awareness Day in the boundaries of Marlboro Township. Every August, Municipalities throughout Monmouth County display purple flags to represent an individual lost due to a drug overdose. The proclamation stated that Marlboro is proud to be a stigma free community, supporting residents who need treatment for mental illness and substance abuse.

Council Speaks Out: Councilman Scalea thanked all that were involved in the planning and operation of the Township's annual concert and fireworks. Councilwoman Marder provided an update on upcoming events and programs for fall recreation. Councilman Milman noted that it was overdose awareness month and asked that everyone be more aggressive with his or her work against these tragic overdoses. Council Vice President DiNuzzo echoed Councilman Scalea's comment on the Township concert and firework display.

Administration Report: Mayor Hornik began by thanking all that came out to enjoy the Dog Days of Summer event at the Marlboro Farmers Market and the annual Mayor's Trophy Game on the Union Hill ball fields to benefit the Matthew Friedman Memorial Foundation. The Mayor

was honored to have pro- Football Hall of Fame, Class of 2023 member Joe Klecko at the event to help raise funds for foundation. The Mayor announced that in 2026, there would be a countywide celebration for the 250<sup>th</sup> anniversary of the United States. Marlboro is participating in RevolutionNJ, celebrating the role Monmouth County and New Jersey played in our country's history. The Mayor appointed the Marlboro Historic Commission, led by Doug Tilton, to work with Monmouth County on celebration planning. Next, Mayor Hornik provided his support for agenda items such as the \$300,000 grant from NJDOT for Route 79 bikeways for construction of a bike path from Station Road along Route 79 towards Wickatunk connecting the existing bike path to Wickatunk businesses. The Mayor announced the acceptance of the 2022 Audit. It is the eleventh consecutive year of having a 'perfect' audit from an independent accounting firm. Mayor Hornik thanked the Council, Business Administrator Jonathan Capp, Chief Financial Officer Lori Russo and the township employees for all the work that goes into achieving these financial accolades year after year. Mayor Hornik announced that Governor Murphy had signed legislation restoring busing for the Marlboro High School. The Mayor has no formal governmental role in the school districts but stated that he will continue to be a strong advocate for Marlboro residents' safety, quality of life and education. He thanked Assembly Speaker Craig Coughlin and Senators Vin Gopal and Declan O'Scanlon for their steadfast support in ensuring that this bill made its way to the Governor's desk. In closing, The Mayor wished all students a wonderful school year and congratulated all students heading off to college.

Councilman Milman introduced a motion to move Citizen's Voice up on the agenda. This was seconded by Council Vice President DiNuzzo and approved by unanimous voice vote.

Citizen's Voice:

Frank Festa of 1727 Ramapo Way, Scotch Plains, New Jersey said that he has not received engineering approval to proceed with building on his commercial property.

John Gibardi of 1 Hudson Bay Terrace made some suggestions for changing the order of business of the Marlboro Township Council meetings, council meeting TV recordings, the Marlboro farmer's market and security at the before and aftercare programs at Marlboro schools.

Councilman Milman moved that the Council meeting minutes of July 20, 2023 be approved. This was seconded by Councilwoman Marder, and passed on a roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and Councilman Scalea abstained.

Councilwoman Marder introduced a motion to open the public hearing for Ordinance #2023-018 (Ordinance Appropriating a \$300,000 Grant from the New Jersey Department of Transportation to be Received by the Township for Route 79 Bikeways) this was seconded by Councilman Milman and approved by unanimous voice vote. The Council President asked if anyone from the public wished to speak.

With no one from the public wishing to speak, Councilman Milman offered a motion to close the public hearing, seconded by Councilwoman Marder and approved by unanimous voice vote.

The following Ordinance #2023-018 (Ordinance Appropriating a \$300,000 Grant from the New Jersey Department of Transportation to be Received by the Township for Route 79 Bikeways) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman Milman and passed on a roll call vote of 5 - 0 in favor.

ORDINANCE #2023-018

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING A \$300,000 GRANT TO BE RECEIVED BY THE TOWNSHIP FOR THE ROUTE 79 PIKE PATH PROJECT IN AND FOR THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY

The following resolution #2023-191 (Endorsing America250 and Confirming the Appointment of a Township Committee to Commemorate the 250th Anniversary of the Establishment of the United States) was introduced by reference, offered by Council Vice President DiNuzzo, seconded by Councilman Scalea and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2023-191

ENDORING AMERICA250 AND CONFIRMING THE APPOINTMENT OF THE MARLBORO HISTORIC COMMISSION TO COMMEMORATE THE 250<sup>th</sup> ANNIVERSARY OF THE ESTABLISHMENT OF THE UNITED STATES

WHEREAS, 2026 marks the 250th anniversary of the founding of the United States of America; and

WHEREAS, to observe this momentous occasion, the U.S. Semiquincentennial Commission, established by Congress (P.L. 114-196) in 2016, and its supporting non-profit America250, will plan and commemorate on a national level the celebration of our nation's semiquincentennial; and

WHEREAS, New Jersey played a significant role during the American Revolution when it saw more battles and skirmishes than any other state and was truly the Crossroads of the American Revolution; and

WHEREAS, Governor Philip Murphy and the New Jersey State Legislature in 2018 authorized the creation of a program to plan, encourage, develop, and coordinate the commemoration of the 250<sup>th</sup> anniversary of the founding of the United States, New Jersey's pivotal role in the American Revolution, and the contributions of its diverse peoples to the nation's past, present, and future; and

WHEREAS, the New Jersey Historical Commission, under the leadership of Secretary of State Tahesha Way, with its non-profit partner Crossroads of the American Revolution established RevolutionNJ to advance the role that history plays in public discourse, community engagement, education, tourism, and scholarship in New Jersey; and

WHEREAS, RevolutionNJ will engage New Jerseyans in all 21 counties and 564 municipalities through its officially recognized programs, initiatives, and events; and

WHEREAS, Monmouth County also has a rich history integral to the independence effort, including the critical Battle of Monmouth; and

WHEREAS, Monmouth County Board of County Commissioners has established by way of resolution, Monmouth County's Committee that will commemorate our nation's semiquincentennial, highlighting Monmouth County's role in the fight for independence, and will coordinate events and activities throughout Monmouth County, working with public and private entities; and

WHEREAS, it is fitting and desirable that we commemorate the beginning of our great nation and the role New Jersey and Monmouth County have played over the past 250 years, as well as its present and future role as part of the United States, with particular focus on the individuals, ideas, and events that shaped our Country, State, County and the Township of Marlboro; and

WHEREAS, preserving, studying, celebrating and enjoying our history strengthens our communities by way of building bonds amongst our residents, engages our youth in the education about our nation and its founding principles, improves our economies by promoting our unique history and attracting visitors to our community; and

WHEREAS, Mayor Jonathan Hornik will direct the Marlboro Historic Commission, led by Chairman Douglas Tilton, to represent the Township of Marlboro to the County of Monmouth Project 250; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the Township of Marlboro hereby endorses RevolutionNJ and its mission to advance the role that history plays in public discourse, community engagement, education, tourism and scholarship in New Jersey.

BE IT FURTHER RESOLVED that:

1. The Township of Marlboro commemorates the 250<sup>th</sup> anniversary of the establishment of the United States as an independent Nation.
2. The Township of Marlboro confirms the appointment of the Marlboro Historic Commission to develop a plan for this commemoration that will coordinate with the federal, state and county celebration committees and will promote the maximum involvement of our residents, neighborhoods, businesses, schools, historical and civic organizations, and institutions in the commemorations.
3. The Township of Marlboro further urges all its residents to reflect upon the significance of this event and the role that our Township and its people have played in the history and development of our Nation and to participate in this important commemoration, endeavoring to include the stories of all those whose lives are part of history, and understanding that the revolution continues today as we uphold the ideals articulated in our founding documents.

Auditor Valerie Dolan, CPA, RMA, PSA and partner of the Nisivoccia LLP accounting firm provided a brief explanation of the 2022 audit report.

The following resolution #2023-192 (Authorizing Acceptance of 2022 Audit) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman Scalea and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2023-192

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the annual report of audit for the year 2022 has been filed by a Registered Municipal Accountant with the Municipal Clerk

as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed as a minimum, the sections of the annual audit entitled "Comments and Recommendations", and

WHEREAS, the members of the governing body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five (45) days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Marlboro, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Council President Qazi and Councilman Scalea recused themselves from voting on Resolution #2023-193. Council Vice President DiNuzzo chaired the council meeting for this resolution.

The following resolution #2023-193 (Adjusting the Annual LOSAP Contribution and Certifying List of Qualified Volunteer Members) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman Milman and passed on a roll call vote of 3 - 0 in favor. Recusal - Council President Qazi and Councilman Scalea.

RESOLUTION #2023-193

RESOLUTION ADJUSTING THE ANNUAL LOSAP CONTRIBUTION  
AND CERTIFYING LIST OF QUALIFIED VOLUNTEER MEMBERS

WHEREAS, a Length of Service Award Program (LOSAP) was approved by referendum in 2001 to reward members of the Marlboro First Aid Squad and the Morganville First Aid Squad for their services to the residents of Marlboro Township, in accordance with Chapter 399 of the Laws of 1997; and

WHEREAS, the Township of Marlboro makes annual LOSAP contributions for the volunteers who meet the annual qualifications as certified by the LOSAP Chairman of both the Marlboro and Morganville First Aid Squads, and

WHEREAS, the Township of Marlboro passed Ordinance #2008-2 in 2008 which prospectively increased the annual LOSAP contribution by the amount of the regional Consumer Price Index, and

WHEREAS, the regional CPI (Consumer Price Index) for the purpose of adjusting the annual LOSAP contribution made on behalf of every qualifying volunteer was 7.8%, making the annual contribution \$1,540.54 per qualifying participant, and

WHEREAS, pursuant to N.J.S.A. 40A:14-191, emergency service organizations participating in a LOSAP shall annually certify to the sponsoring agency a list of all volunteer members who have qualified for credit under the LOSAP program for the previous year; and

WHEREAS, upon receipt of the certified list from the emergency service organizations, the sponsoring agency shall review the list and upon finding that the list is accurate, approval shall be made by resolution of the governing body; and

WHEREAS, the Plan Administrator has reviewed the attached certified list of qualified volunteer members submitted by the Marlboro First Aid Squad and recommends approval by the Township Council.

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

1. The Township Council hereby approves the certified list of volunteer members who have qualified for credit under the LOSAP program for 2022, a copy of which is attached hereto and made part of this resolution.
2. The Municipal Clerk and the Marlboro First Aid Squad are hereby directed to post said certified list for a period of 30 days as required by the governing State statutes.

The following resolution #2023-194 (Reappointment of Municipal Clerk) was introduced by reference, offered by Councilman Scalea, seconded by Councilwoman Marder and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2023-194

A RESOLUTION OF REAPPOINTMENT OF SUSAN A. BRANAGAN  
TO THE POSITION OF MUNICIPAL CLERK AND ESTABLISHMENT OF TENURE

WHEREAS, Susan A. Branagan was duly appointed and confirmed to the position on January 7, 2021 (Resolution #2021-010), for a three (3) year term in accordance with N.J.S.A. 40A:9-133, et. seq. effective September 1, 2020; and

WHEREAS, Susan A. Branagan is and has been certified as a Registered Municipal Clerk since April 16 2009, and has satisfied the continuing education requirements for said certification; and

WHEREAS, the Township Council of the Township of Marlboro is desirous of reappointing Susan A. Branagan, RMC effective September 1, 2023;

WHEREAS, this appointment has occurred with 60 (sixty) days of the expiration of the three year term identified above.

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

1. Susan A. Branagan, RMC is hereby reappointed to the position of Municipal Clerk of the Township of Marlboro.
2. Susan A. Branagan, RMC is and has upon this reappointment attained tenure pursuant to N.J.S.A. 40A:9-133, et. seq.



3. Certified copy of this resolution will be sent to the Director of the Division of Local Government Services

The following resolution #2023-195 (Authorizing Award of Bid 2023-12 2023 Road Improvement Program) was introduced by reference, offered by Council Vice President DiNuzzo, seconded by Councilman Scalea and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2023-195

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO MECO, INC. FOR THE 2023 ROADWAY IMPROVEMENT PROGRAM

WHEREAS, the Township of Marlboro as part of its 2020 and 2023 capital programs (2020-060-05 & 2023-060-01) authorized various road and drainage improvements ("Project"); and

WHEREAS, the Township of Marlboro authorized the receipt of bids (#2023-12) for the 2023 ROADWAY IMPROVEMENT PROGRAM, and on August 4, 2023 received five (5) bids, summarized as follows:

Bidder	Meco, Inc. P.O. Box 536 Clarksburg, NJ 08510	Blackrock Enterprises 1316 Englishtown Road Old Bridge, NJ 08857	Lucas Brothers Inc. 80 Amboy Road Morganville, NJ 07751	Fiore Paving Co., Inc. 4 Fiore Court Oceanport, NJ 07757	Seacoast Construction Inc. 15 Addington Court East Brunswick, NJ 08816
Base Bid	\$2,188,242.80	\$2,394,018.00	\$2,540,540.00	\$2,591,224.50	\$2,798,791.10
Alt A	\$320,596.20	\$353,106.00	\$370,370.00	\$399,766.50	\$421,575.00
Alt B	\$74,767.50	\$108,339.50	\$84,000.00	\$102,281.50	\$118,390.00
Alt C	\$119,212.50	\$132,255.50	\$133,000.00	\$162,050.10	\$140,785.00
Alt D	\$108,184.50	\$127,281.00	\$129,000.00	\$152,060.15	\$141,240.00
<b>Total</b>	<b>\$2,811,003.50</b>	<b>\$3,115,000.00</b>	<b>\$3,256,910.00</b>	<b>\$3,407,382.75</b>	<b>\$3,620,781.10</b>

; and

WHEREAS, the Township Engineer has reviewed the bids received and in a memo dated August 4, 2023, recommends that the Base Bid and Alternates A through D for the 2023 ROADWAY IMPROVEMENT PROGRAM be awarded to MECO, Inc. as the lowest and responsible bidder, whose address is P.O. Box 536, Clarksburg, New Jersey 08510, for the total bid price amount not to exceed \$2,811,003.50; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in General Capital Accounts 04-215-20-05F-122298, 04-215-21-04C-060288 and 04-215-23-05D-060288 for the project.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the bid for 2023 ROADWAY IMPROVEMENT PROGRAM for the Township of Marlboro Department of Public Works be and is hereby awarded to Meco, Inc., whose address is P.O. Box 536, Clarksburg, New Jersey 08510 for a contract amount not to exceed \$2,811,003.50.

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

- a. Mecco Inc.
- b. Township Business Administrator
- c. Township Director of Public Works
- d. Township Engineer
- e. Township Chief Financial Officer

The following resolution #2023-196 (First Amendment to the Agreement dated April 1, 2010 for the Supply of Water Between the Township of Marlboro and Gordon's Corner Water Company) was introduced by reference, offered by Council Vice President DiNuzzo, seconded by Councilman Milman and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2023-196

AUTHORIZING AMENDMENT #1 TO WATER SUPPLY AGREEMENT BETWEEN  
THE TOWNSHIP OF MARLBORO WATER UTILITY AND GORDON'S CORNER  
WATER COMPANY TO ESTABLISH THE PARAMETERS FOR A "FALL  
PURCHASE" OPTION

WHEREAS, the Gordon's Corner Water Company ("Company") and the Township of Marlboro Township Water Utility Division ("MTWUD" or "Township") entered into an agreement for the supply of water effective April 1, 2010 ("the Agreement"); and

WHEREAS, on or about May 5, 2023 the Company requested a "Fall Purchase Option" to purchase water in excess of the minimum take or pay amount of 1.5 million gallons per day or "MGD" ("excess purchase") to be purchased from the Township on an as-needed basis with no minimum in accordance with the following schedule:

- a. October 10 million gallons (MG) or 225 gallons per minute (gpm)
- b. November 40 million gallons (MG) or 925 gallons per minute (gpm)
- c. December 40 million gallons (MG) or 895 gallons per minute (gpm)

; and

WHEREAS, the Township will supply the requested water via the existing Wyncrest Bulk Purchase Interconnection (up to 525 gpm) and 6" Emerson Drive Emergency Interconnection (up to 400 gpm); and

WHEREAS, the Company is responsible to maintain and verify the accuracy the 6" Emerson Drive meter on an annual basis including the calibration thereof. The meter shall be tested by a certified meter testing company at the expense of GCWC per BPU Specification (Volumetric Test). Any required repairs/upgrades to the Emerson Drive Interconnection to facilitate its use shall be the sole responsibility of GCWC; and

WHEREAS, if, in order to supply the requested water, the Township must purchase in excess of its take or pay minimum from Middlesex Water Company (MWC) pursuant to the Township's contract with MWC effective August 1, 2006, the Company will be solely responsible for the peaking charges/fees assessed by MWC for additional water purchased in any month the Company exercises its option; and

WHEREAS, all rates for the purchase of water including peaking charges shall be calculated in accordance with the rate provisions of the Agreement; and

WHEREAS, the Township is agreeable to supplying the additional water to the Company within 48 hours of request; and

WHEREAS, the Company has indicated its agreement with the terms as set forth herein.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that an amendment to the Agreement effective April 1, 2010, setting forth the terms of the optional additional water purchase for amounts in excess of the minimum take or pay amount, as stated herein, is hereby approved.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute an amendment to the Agreement, affixed to this resolution as EXHIBIT A, incorporating the terms of this resolution.

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

- a. Gordons Corner Water Company
- b. Department of Public Works
- c. Township Engineer

Resolution #2023-197 (Authorizing Participation in the Sustainable Jersey Municipal Certification Program) was pulled from the Consent Agenda and voted on separately.

As the Consent Agenda, the following resolutions were introduced by reference, offered by Councilwoman Marder, seconded by Councilman Scalea and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2023-198

RESOLUTION AUTHORIZING THE EXECUTION OF A COMMODITY  
RESALE AGREEMENT WITH THE COUNTY OF MONMOUTH

WHEREAS, N.J.A.C. 5:34-7.15 authorizes local contracting units to enter into Commodity Resale Agreements for the purchase of certain commodities from other contracting units; and

WHEREAS, the County of Monmouth has authorized the renewal of the Monmouth County Commodity Resale System (SYSTEM IDENTIFIER 99174 - MCCRS), for the period of October 1, 2023 through September 30, 2028; and

WHEREAS, it would be in the best interest of this Municipality to remain a member of the Monmouth County Commodity Resale System for the period of October 1, 2023 through September 30, 2028.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the Mayor and Municipal Clerk be and they are hereby authorized to execute the attached Commodity Resale Agreement with the County of Monmouth.

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

- a) County of Monmouth
- b) Township Business Administrator
- c) Director of Public Works
- d) Chief Financial Officer

RESOLUTION #2023-199

A RESOLUTION REAUTHORIZING SHARED SERVICES AGREEMENT BETWEEN THE  
TOWNSHIP OF MARLBORO AND THE WESTERN MONMOUTH UTILITIES AUTHORITY  
TO PROVIDE FOR SNOW PLOW OPERATOR CONTRACT SERVICES FOR THE  
MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on July 21, 2021 (Resolution #2022-167) the Township Council of the Township of Marlboro authorized a shared services agreement with the Western Monmouth Utilities Authority to provide for SNOW PLOW OPERATOR CONTRACT SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, in a memo dated July 20, 2023, the Director of Public

Works has recommended that the Township reauthorize the agreement for snow plow operator contract services; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a shared services agreement be reauthorized with Western Monmouth Utilities Authority whose address is 103 Pension Road, Manalapan, NJ 07726 for a one (1) year period beginning on December 1, 2023, through November 30, 2024, for an amount not to exceed \$24,000.00.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, a shared services agreement with Western Monmouth Utilities Authority in accordance with this resolution, and in a form to be approved by the Township Attorney.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified funds in the amount of \$12,000.00 for the aforesaid contract in Account #01-201-26-119-288105.

BE IT FURTHER RESOLVED, funds for the 2024 portion in an amount of \$12,000.00 will be certified at the time of adoption of the 2024 municipal budget.

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

- a. Western Monmouth Utilities Authority
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2023-200

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO BRITTON  
INDUSTRIES, INC. FOR THE PROVISION OF LEAF DISPOSAL  
SERVICES FOR THE TOWNSHIP OF MARLBORO

WHEREAS, on October 20, 2022 (Resolution #2022-224) the Township Council of the Township of Marlboro awarded a contract to BRITTON INDUSTRIES, INC., for the PROVISION OF LEAF DISPOSAL SERVICES FOR THE TOWNSHIP OF MARLBORO (Bid #2022-13); and

WHEREAS, the bid specifications included the option to renew said contract for one (1) two-year or two or (2) one-year extensions on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, in a memo dated July 20, 2023, the Director of Public Works has recommended that the Township approve the first one (1) year extension of the contract; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the contract with Britton Industries, Inc., whose address is 227 Bakers Basin Road, Lawrenceville, NJ 08648 be extended for a period of one year commencing on November 1, 2023 and expiring on October 31, 2024, for a total amount not to exceed \$101,250.00.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified funds from Operating Account #01-201-26-117-288103 and Grant Accounts #02-213-19-701-117000 and #02-213-18-701-117000 in the amount of \$101,250.00.

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

- a. Britton Industries, Inc.
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2023-201

A RESOLUTION AUTHORIZING YEAR 5 OF CONTRACT TO FREEHOLD  
CARTAGE, INC. FOR COMMUNITY SPRING BULK PICK-UP FOR THE  
TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on December 12, 2019 (Resolution #2019-367) the Township Council of the Township of Marlboro awarded a contract to FREEHOLD CARTAGE, INC., the low bidder for COMMUNITY SPRING BULK PICK-UP FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (Bid #2019-24); and

WHEREAS, the bid specifications included the option to renew said contract for four (4) additional one (1) year periods in accordance with N.J.S.A. 40A:11-15(3) on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, on December 17, 2020 (Resolution #2020-317) the Township Council of the Township of Marlboro approved the first one-year extension of the contracts; and

WHEREAS, on September 9, 2021 (Resolution #2021-289) the

Township Council of the Township of Marlboro approved the second one-year extension of the contracts; and

WHEREAS, on August 18, 2022 (Resolution #2022-191) the Township Council of the Township of Marlboro approved the third one-year extension of the contracts; and

WHEREAS, in a memo dated July 20, 2023 the Director of Public Works has recommended that the Township approve a fourth and final one (1) year extension of the contract; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the contract with FREEHOLD CARTAGE, INC., whose address is PO BOX 5010, Freehold, NJ 07728 be extended for a period of one year commencing on January 1, 2024 and expiring on December 31, 2024, in accordance with its low bid submission for a total amount not to exceed \$211,550.00, inclusive of and anticipating 1,000 tons of bulk waste collected at \$86.00 per ton.

BE IT FURTHER RESOLVED, that funds in the amount of \$211,550.00 will be made available and certified by the Chief Financial Officer upon adoption of the 2024 budget, as follows:

01-201-26-117-233112	\$125,550.00
01-201-32-170-233112	\$ 86,000.00

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

- a. FREEHOLD CARTAGE, INC.
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2023-202

A RESOLUTION AUTHORIZING THE REJECTION OF BIDS AND  
CONTRACT EXTENSION FOR THE PROVISION OF ELECTRICAL  
REPAIR SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT  
OF PUBLIC WORKS (DPW)

WHEREAS, the Township of Marlboro authorized the acceptance of bids for the PROVISION OF ELECTRICAL REPAIR SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW) (Bid 2023-11), and on July 26, 2023, the Township received two bids summarized as follows:

#	Bidder	Bidder Address	Contract 1A					Grand Total
1	Electro Maintenance, Inc.	2416 Route 35	Category	QUANTITY	UNIT	UNIT PRICE	TOTAL	\$18,500.00
		Suite C	Foreman	90	Hours	\$ 115.00	\$10,350.00	
		Manasquan, NJ 08736	Journeyman	50	Hours	\$ 113.00	\$ 5,650.00	
2	Magic Touch Construction Co., Inc.	59 West Front St.	Category	QUANTITY	UNIT	UNIT PRICE	TOTAL	\$28,850.00
		Keyport, NJ 07735	Foreman	90	Hours	\$ 165.00	\$14,850.00	
			Journeyman	50	Hours	\$ 155.00	\$ 7,750.00	
			Three (3) Year Apprentice	50	Hours	\$ 125.00	\$ 6,250.00	
#	Bidder	Bidder Address	Contract 1B					Grand Total
1	Electro Maintenance, Inc.	2416 Route 35	Category	QUANTITY	UNIT	UNIT PRICE	TOTAL	\$18,500.00
		Suite C	Foreman	90	Hours	\$ 115.00	\$10,350.00	
		Manasquan, NJ 08736	Journeyman	50	Hours	\$ 113.00	\$ 5,650.00	
2	Magic Touch Construction Co., Inc.	59 West Front St.	Category	QUANTITY	UNIT	UNIT PRICE	TOTAL	\$28,850.00
		Keyport, NJ 07735	Foreman	90	Hours	\$ 165.00	\$14,850.00	
			Journeyman	50	Hours	\$ 155.00	\$ 7,750.00	
			Three (3) Year Apprentice	50	Hours	\$ 125.00	\$ 6,250.00	
#	Bidder	Bidder Address	Contract 1C					Grand Total
1	Electro Maintenance, Inc.	2416 Route 35	Category	QUANTITY	UNIT	UNIT PRICE	TOTAL	\$37,000.00
		Suite C	Foreman	180	Hours	\$ 115.00	\$20,700.00	
		Manasquan, NJ 08736	Journeyman	100	Hours	\$ 113.00	\$11,300.00	
2	Magic Touch Construction Co., Inc.	59 West Front St.	Category	QUANTITY	UNIT	UNIT PRICE	TOTAL	\$57,700.00
		Keyport, NJ 07735	Foreman	180	Hours	\$ 165.00	\$29,700.00	
			Journeyman	100	Hours	\$ 155.00	\$15,500.00	
			Three (3) Year Apprentice	100	Hours	\$ 125.00	\$12,500.00	

; and

WHEREAS, the bid received from Electro Maintenance Inc., whose address is 2416 Route 35, Suite C, Manasquan, NJ 08736, failed to include a fully executed bid bond; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23.2(a), the failure to include the mandatory bid bond, shall render the bid unresponsive and cannot be cured by the governing body; and

WHEREAS, the bid received from Magic Touch Construction Co., Inc., whose address is 59 West Front Street, Keyport, NJ 07735, exceeds the Township's budgeted costs for the PROVISION OF ELECTRICAL REPAIR SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW); and

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

WHEREAS, the current contract for the PROVISION OF ELECTRICAL REPAIR SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW) was renewed under Resolution 2022-152 for a term set to expire on August 31, 2023; and



WHEREAS, in a memo dated July 28, 2023, the Director of Public Works has advised that the current contractor, Electro Maintenance Inc., whose address is 2416 Route 35, Suite C, Manasquan, NJ 08736, is willing to extend the current contract pricing and terms until October 31, 2023, in an amount not to exceed \$7,000.00, excluding parts, to be billed at a rate of ten percent (10%) above contractor's price pursuant to the bid specifications in order to allow the Township sufficient time to rebid the contract; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the bid received for the project titled PROVISION OF ELECTRICAL REPAIR SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW) (Bid 2023-11) is hereby rejected pursuant to N.J.S.A. 40A:11-13.2(b).

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).

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro that a contract be extended with Electro Maintenance Inc., whose address is 2416 Route 35, Suite C, Manasquan, NJ 08736, for a period of two months, expiring on October 31, 2023, with the same contract pricing and terms in a total amount not to exceed \$7,000.00, excluding parts to be billed at a rate of ten percent (10%) above contractor's price pursuant to the bid specifications in order to allow the Township sufficient time to rebid the contract.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certify funds in the amount of \$7,000.00 from Utility Account 05-201-55-500-288020 and Operating Account 01-201-26-122-288126 for anticipated labor costs and \$1,000.00 from Operating Account 01-201-23-122-251126 for anticipated parts costs.

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

- a. Electro Maintenance Inc.
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2023-203

ADOPTING THE MARLBORO OFFICE OF EMERGENCY MANAGEMENT EMERGENCY OPERATIONS PLAN (EOP) AND AUTHORIZING CONTINUED PARTICIPATION IN THE MONMOUTH COUNTY MUTUAL AID AND ASSISTANCE AGREEMENT

WHEREAS, Chapter 222, Public Law 1989 mandates the development and approval of Emergency Operations Plans for all municipalities, counties and the State; and

WHEREAS, an Emergency Operations Plan is established in order for the Municipal Office of Emergency Management to better prepare for and manage jurisdiction-wide emergencies; and

WHEREAS, the Marlboro Township Emergency Management Coordinator must submit an Emergency Operations Plan through the County Office of Emergency management to the State Office of Emergency Management for initial review and approval, which requires recertification every four (4) years; and

WHEREAS, the Township Council of the Township of Marlboro is in receipt of an Emergency Operations Plan with the recommended amendments and a request from the Emergency Management Coordinator for formal adoption; and

WHEREAS, the Township participates in the Monmouth County Mutual Aid and Assistance program ("Program") which exists to ensure that the necessary resources are available to Marlboro and other Monmouth County municipalities in the event of an emergency; and

WHEREAS, the Program requires the execution of an agreement between the County, Marlboro Township and Participating Units (the Monmouth County Intra-County Mutual Aid and Assistance Agreement or "Agreement") which requires renewal on a quadrennial basis; and

WHEREAS, the Emergency Management Coordinator recommends reauthorization of this agreement to ensure that the necessary resources are available to Marlboro in the event of an emergency; and

WHEREAS, the Mayor and Township Council concur with the recommendations of the Marlboro Emergency Management Coordinator.

NOW, THEREFORE, BE IT RESOLVED, by, the Township Council of the Township of Marlboro that the Marlboro Emergency Operations Plan be and is hereby adopted, as amended.

BE IT FURTHER RESOLVED, that the Township Council of the Township of Marlboro hereby authorizes the renewal of the Monmouth County Intra-County Mutual Aid and Assistance Agreement, and

authorizes Mayor Jonathan L. Hornik to execute the attached agreement ("EXHIBIT A") with Monmouth County for a term consistent with the Municipal Emergency Operations Plan ending on December 31, 2027.

BE IT FURTHER RESOLVED, that the Municipal Clerk is directed to provide a certified true copy of this resolution to the Monmouth County Office of Emergency Management Coordinator.

RESOLUTION #2023-204

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO  
ACTION UNIFORM COMPANY LLC FOR THE PROVISION OF  
UNIFORMS FOR THE TOWNSHIP OF MARLBORO

WHEREAS, on September 15, 2022 (Resolution #2022-210) the Township Council of the Township of Marlboro awarded a contract to ACTION UNIFORM COMPANY LLC FOR THE PROVISION OF UNIFORMS FOR THE TOWNSHIP OF MARLBORO (Bid #2022-11); and

WHEREAS, the bid specifications included the option to renew said contract for one (1) two-year or two or (2) one-year extensions on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, in a memo dated August 2, 2023, the Chief of Police has recommended that the Township approve the first one (1) year extension of the contract; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the contract with ACTION UNIFORM COMPANY LLC, whose address is 1500 S. New Road, Pleasantville, NJ 08232 be extended for a period of one year commencing on January 1, 2024 and expiring on December 31, 2024, for a total amount not to exceed \$249,311.00.

BE IT FURTHER RESOLVED, that the Chief Financial Officer will certify funds upon the adoption of the 2024 municipal operating budget.

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

- a. ACTION UNIFORM COMPANY, LLC
- b. Township Business Administrator
- c. Chief of Police
- d. Chief Financial Officer

RESOLUTION #2023-205

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE SHARED SERVICES  
AGREEMENT BETWEEN THE TOWNSHIP OF MARLBORO AND THE TOWNSHIP  
OF HOWELL FOR THE 2023 USE OF THE HOWELL FIREARMS RANGE

WHEREAS, on October 20, 2022 (Resolution #2022-246) the Township Council of the Township of Marlboro reauthorized a shared services agreement with the Township of Howell for the utilization of the Howell Township's Firearms Range for 2023, in an amount not to exceed \$2,500.00 ("Services"); and

WHEREAS, the Township of Howell has revised its rate schedule and form of agreement for 2023, requiring an amendment; and

WHEREAS, in a memo dated August 2, 2023, the Chief of Police has requested an increase of \$500.00 to the authorization to cover the required training days under the amended rates; and

WHEREAS, the Services are necessary in order to maintain the proper practice and training for the Marlboro Township Law Enforcement Officers, being in the interest of the public health, safety and welfare.

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that an amendment to the shared services agreement approved on October 20, 2022 (Resolution #2022-246) for 2023, with the Township of Howell whose address is 300 Old Tavern Road, Howell, NJ 07731, in creasing the contract amount by \$500.00 for a total contract amount not to exceed \$3,000.00.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified funds in the amount of \$500.00 for the aforesaid contract in Current Account #01-201-25-106-288644.

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

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

RESOLUTION #2023-206

A RESOLUTION AUTHORIZING ACCEPTANCE  
OF DONATIONS FROM MISTER SOFTEE  
FOR THE MARLBORO TOWNSHIP POLICE DEPARTMENT

WHEREAS, Mister Softee has donated \$2,600.00 in ice cream to the Marlboro Township Police Department for National Night Out; and

WHEREAS, the donated ice cream is for all attending residents of National Night Out to enjoy; and

WHEREAS, in a memo dated August 8, 2023, the Chief of Police has recommended the acceptance of the ice cream donation; and

WHEREAS, there have been no promises 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 donations as described herein are hereby accepted.

BE IT FURTHER RESOLVED, that the Township Council of the Township of Marlboro hereby extends it thanks to Mister Softee for their support of the Marlboro Township Police Department.

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

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

RESOLUTION #2023-207

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO  
DOT DESIGNING LLC FOR THE PROVISION OF T-SHIRTS IN VARIOUS COLORS  
AND SIZES FOR THE TOWNSHIP OF MARLBORO

WHEREAS, on April 20, 2023 (Resolution #2023-117) the Township Council of the Township of Marlboro awarded a contract to DOT DESIGNING LLC FOR THE PROVISION OF T-SHIRTS IN VARIOUS COLORS AND SIZES FOR THE TOWNSHIP OF MARLBORO (Bid #2023-04); and

WHEREAS, the bid specifications included the option to renew said contract for one (1) two-year or two or (2) one-year extensions on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, in a memo dated July 28, 2023, the Director of Recreation has recommended that the Township approve the first one (1) year extension of the contract; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the contract with DOT DESIGNING LLC, whose address is 242 Possum Hollow Road, Monroe Township, NJ 08831 be extended for a period of one year commencing on January 1, 2024 and expiring on December 31, 2024, for a total amount not to exceed \$96,857.80.

BE IT FURTHER RESOLVED, that the Chief Financial Officer will certify funds upon the adoption of the 2024 municipal operating and utility budgets.

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

- a. DOT DESIGNING LLC
- b. Township Business Administrator
- c. Director of Recreation
- d. Chief Financial Officer

RESOLUTION #2023-208

TAX LIEN REDEMPTIONS

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$14,067.83 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 Township Council of the Township of Marlboro that the amount of \$14,067.83 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>
2022-044	412.05/12	WSFS AS CUST LVTLOPS/ FIRSTRUST PO Box 815 Fort Washington, PA 19034	4,024.72

2022-043	412/316	Trystone Capital Assets, LLC PO Box 1030 Brick, NJ 08723	3,577.86
2020-055	412/231	Trystone Capital Assets, LLC PO Box 1030 Brick, NJ 08723	3,024.47
2023-018	176/15/C0003	Changsheng Lu 628 N Butrick Street Waukegan, IL 60085	3,440.78

RESOLUTION #2023-209

AUTHORIZING PAYMENT TO MARLBORO TOWNSHIP WATER UTILITY  
DIVISION FOR PAYMENTS MADE AT TAX SALE

WHEREAS, tax sale certificates sold at the 2023 Tax Lien Sale included delinquent water charges in the amount of \$1,531.58 as per Schedule "A",

WHEREAS, the above-mentioned tax sale certificates were bought by a third party,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the above-mentioned water charges in the amount of \$1,531.58 be refunded to the Marlboro Township Water Utility Division.

Schedule A				
BLOCK	LOT	QUAL	ADDRESS	AMOUNT
	115	26	ROUTE 79	\$326.40
	173	7 C0180	180 ESSEX PLACE	\$1,205.18
<b>TOTAL</b>				<b>\$1,531.58</b>

RESOLUTION #2023-210

AUTHORIZING PAYMENT TO WESTERN MONMOUTH UTILITIES  
AUTHORITY FOR PAYMENTS MADE AT TAX SALE

WHEREAS, tax sale certificates sold at the 2023 Tax Lien Sale included delinquent sewer charges in the amount of \$20,427.18 as per Schedule "A",

WHEREAS, the above-mentioned tax sale certificates were bought by a third party,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the above-mentioned sewer charges in the amount of \$20,427.18 be refunded to the W.M.U.A.

Schedule A

BLOCK	LOT	QUAL	ADDRESS	AMOUNT
108	4		188 TEXAS ROAD	\$515.29
119	32.08		17 MONTICELLO COURT	\$597.86
119.03	15		63 PETRA DRIVE	\$343.17
119.05	23		608 ROBERT COURT	\$280.62
123	4.02		11 TENNENT ROAD	\$252.69
160	64		418 CORAL COURT	\$328.03
171	76		25 STATION ROAD	\$153.05
173	7	C0180	180 ESSEX PLACE	\$154.77
176	7	C0458	458 TIVOLI COURT	\$478.31
176	7	C0725	725 SNOWDROP COURT	\$254.08
176	7	C0851	851 MARIPOSA COURT	\$193.05
176	7	C1091	1091 ROSEBERRY COURT	\$429.66
176	15	C0003	34 ROUTE 9	\$1,167.43
178	2	C0011	11 BENNINGTON PLACE	\$614.91
178	2	C0293	293 STRATFORD PLACE	\$249.31
206.01	13		14 SALEM COURT	\$354.64
214.03	61		45 STEVENSON DRIVE	\$170.26
225	78		8 LIBERTY ROAD	\$588.12
268	49.02		26 BARTRAM ROAD	\$597.56
268.07	4		562 UNION HILL ROAD	\$510.58
269	13.02	C0002	190 ROUTE 9	\$3,048.78
270	98		21 MILLAY ROAD	\$254.08
288	29	C0455	455 BAYBERRY COURT	\$486.19
288	29	C0494	494 BAYBERRY COURT	\$254.08
299	22		33 WINDHAM WAY	\$724.08
299	40		32 MARC DRIVE	\$411.88
300.01	1		204 YELLOWKNIFE ROAD	\$294.65
339	73		15 ALISON COURT	\$510.43
360	25.16		14 LIVINGSTON COURT	\$581.42
360	25.18		10 LIVINGSTON COURT	\$545.79
360.03	4		19 RUTLEDGE ROAD	\$419.16
371	32		20 STONE LANE	\$485.04
371	67		52 HOMESTEAD CIRCLE	\$510.85



380	32	29 PEASLEY DRIVE	\$400.67
390	15	3 CARDINAL COURT	\$370.87
407	8	52 HERON DRIVE	\$511.96
412	268	26 SKYLARK COURT	\$392.60
412.07	31	27 WOODPECKER WAY	\$460.45
414	15	39 OLD MILL ROAD	\$513.32
421.04	22	16 COLERIDGE DRIVE	\$510.64
421.04	24	12 COLERIDGE DRIVE	\$506.85
<b>TOTAL</b>			<b>\$20,427.18</b>

RESOLUTION #2023-211

A RESOLUTION AUTHORIZING THE CANCELLATION OF  
CERTAIN TAXES ON EXEMPT PROPERTY

WHEREAS, the property located at 203 Spring Valley Road, designated as Block 172 Lot 1 on the Marlboro Township Tax Map is owned by the County of Monmouth and should be exempt from property taxes; and

WHEREAS, the exempt code was inadvertently removed from the Assessor's 2023 final book which resulted in 2023 property taxes being billed for this property in the amount of \$2,525.04; and

WHEREAS, the Township Tax Assessor has requested that the 2023 taxes be cancelled and, the Township Tax Collector has therefore recommended that taxes in the amount of \$2,525.04 be cancelled being that the County of Monmouth is tax exempt.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, in the County of Monmouth and State of New Jersey to cancel the 2023 taxes in the amount of \$2,525.04

RESOLUTION #2023-212

AUTHORIZING PAYMENT TO WESTERN MONMOUTH UTILITIES AUTHORITY FOR  
PAYMENTS MADE PRIOR TO TAX SALE

WHEREAS, delinquent sewer charges totaling \$36,026.28 were paid to the Township on behalf of Western Monmouth Utilities Authority to avoid tax sale as per Schedule "A",

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the above-mentioned sewer charges in the amount of \$36,026.28 be refunded to Western Monmouth Utilities Authority.

SCHEDULE "A"

<b>BLOCK</b>	<b>LOT</b>	<b>QUAL</b>	<b>ADDRESS</b>	<b>AMOUNT</b>
334	12		30 QUEBEC ROAD	\$199.64
269	12		194 ROUTE 9	\$236.36
378	24		11 CALDWELL TERRACE	\$387.12
412	240		39 KINGFISHER COURT	\$254.08
139	32		15 BROMLEY COURT	\$513.50
144	2		53 ROUTE 34	\$373.08
257	17		9 CHESLEY COURT	\$224.07
267	26		29 SUDBURY ROAD	\$507.71
295	14		21 MARC DRIVE	\$450.72
305	103		11 JAMIE COURT	\$254.08
392	28.14		6 MOLLY PITCHER ROAD	\$203.45
407	5		58 HERON DRIVE	\$380.43
148	10.03		2 REGAL DRIVE	\$512.25
148	10.4		9 REGAL DRIVE	\$361.40
171.02	26		58 CONDOR DRIVE	\$612.95
173	7	C0082	82 FOXWOOD PLACE	\$252.26
178	2	C0109	109 BEDFORD PLACE	\$511.96
178	290	C0176	176 NATHAN DRIVE	\$382.77
184	14		9 DEEP RUN COURT	\$449.04
193.02	54.35		1 PUEBLO COURT	\$309.33
204	11		9 POLLACK DRIVE	\$508.38
214.03	4		2 LOWERY LANE	\$252.29
216	3		10 HERBERT STREET	\$222.00
267	4		36 HALIFAX DRIVE	\$209.07
271	6		9 WYLIE TERRACE	\$162.81
285	7		5 POE COURT	\$476.00
285	12		8 KILMER DRIVE	\$193.00
337	1		39 CANADIAN WOODS RD	\$511.04
225	55		55 RIVER DRIVE	\$511.98
104	2		196 GREENWOOD ROAD	\$519.81
178	2	C0023	23 BENNINGTON PLACE	\$234.38
178	290	C0016	16 JASON COURT	\$254.08
270	15.02		103 SERPENTINE DRIVE	\$578.97
410	13		11 BRIDLE WAY	\$503.63

412	307	C0021	21 THRASHER COURT	\$470.72
108	9		200 TEXAS ROAD	\$512.61
119.01	45		36 RACHAEL DRIVE	\$439.05
120	45		102 TENNENT ROAD	\$503.13
120.02	14		416 IRONWOOD LANE	\$512.54
132.07	10	C0110	110 BLOOMSBURY DRIVE	\$613.50
139	67		110 KNOB HILL ROAD	\$181.73
176	7	C0414	414 INDIGO COURT	\$448.75
176.06	11		15 BLUFFS COURT	\$237.39
206.05	27.02		29A WYNCREST ROAD	\$581.65
285	1		25 WHITTIER DRIVE	\$342.50
300	33		43 REGINA ROAD	\$512.14
312	43		18 SUSAN DRIVE	\$512.95
312	130		55 ST LAWRENCE WAY	\$211.24
334	8		22 QUEBEC ROAD	\$514.96
371	78		3 WEATHERVANE WAY	\$510.62
381	20		86 CLUBHOUSE LANE	\$285.04
396	1	C0164	164 TANGERINE DRIVE	\$254.08
413.03	10		1 NIEMAN SQUARE	\$624.87
413.05	15		23 CLOVERLEAF DRIVE	\$352.62
109	5		42 WICKER PLACE	\$591.23
214.05	34		74 STEVENSON DRIVE	\$401.76
275	6		11 SANDBURG DRIVE	\$635.74
173	7	C0386	386 HAMPTON PLACE	\$555.03
189	17		4 ADAMS STREET	\$511.05
206.01	19		3 SALEM COURT	\$329.93
412	307	C0063	63 THRASHER COURT	\$340.48
176.02	76		11 ENCLOSURE DRIVE	\$480.02
120	18		52 TENNENT ROAD	\$1,281.07
318	5		20 GEANNE WAY	\$1,280.74
396	1	C0126	126 TANGERINE DRIVE	\$166.44
178	2	C0335	335 DEVON PLACE	\$640.91
180.01	31		330 DEERFIELD ROAD	\$511.80
178	2	C0343	343 YORKSHIRE PLACE	\$525.23
201	1		1 SILLS DRIVE	\$415.91
222	13		17 HUDSON STREET	\$526.18
251	38		99 GORDONS CORNER RD	\$816.68
256	8		7 SUSSEX ROAD	\$512.79
264	35		43 HALIFAX DRIVE	\$379.29
270	24		12 SANDBURG DRIVE	\$516.04
280	1		63 GUEST DRIVE	\$511.30

288	29	C0025	25 ASPEN AVENUE	\$259.93
301	6		3 WINDSOR COURT	\$388.83
305	124		11 LAKE ONTARIO LANE	\$316.69
335	9		9 QUEBEC ROAD	\$584.32
387	23		15 WESTON COURT	\$366.66
396	1	C0027	27 ORANGE DRIVE	\$531.74
396	1	C0036	36 ORANGE DRIVE	\$512.76
<b>TOTAL</b>				<b>\$36,026.28</b>

RESOLUTION #2023-213

REFUND OF TAX OVERPAYMENTS

WHEREAS, the attached list in the amount of \$89,825.16 known as Schedule "A", is comprised of amounts representing overpayments for taxes,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro to refund the above-mentioned overpaid amounts as per the attached Schedule "A".

Schedule "A"

<b>BLOCK/LOT</b>	<b>PROPERTY INFORMATION</b>	<b>AMOUNT</b>
132.14/1/C0201	201 Potts Road	\$2,060.68
129/7	23 Wilson Avenue	\$1,510.32
273/17	13 Fletcher Drive	\$1,539.43
415/22.02	Arcadia Blvd	\$84,714.73
		<b>\$89,825.16</b>

The following Resolution #2023-197 (Authorizing Participation in the Sustainable Jersey Municipal Certification Program) was introduced by reference, offered by Council Vice President DiNuzzo, seconded by Councilman Milman and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2023-197

AUTHORIZING SUPPORTING PARTICIPATION IN THE  
SUSTAINABLE JERSEY® MUNICIPAL CERTIFICATION PROGRAM

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Township of Marlboro strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, the Township of Marlboro hereby acknowledges that the residents of Township of Marlboro desire a stable, sustainable future for themselves and future generations; and

WHEREAS, Township of Marlboro wishes to support a model of government which benefits its residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

WHEREAS, by endorsing a sustainable path Township of Marlboro is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, elected representatives of the Township of Marlboro have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community; and

WHEREAS, pursuant to Resolution #2009-119, the Township submitted to the Sustainable New Jersey Municipal Certification process and received a Bronze level certification; and

WHEREAS, pursuant to Resolution #2016-194, the Township submitted to the Sustainable New Jersey Municipal Certification process and once again received a Bronze level certification; and

WHEREAS, the Township has been notified that its certification will expire on December 31, 2023; and

WHEREAS, since 2009, the Township has continued or expanded existing local initiatives and has pursued new sustainability programs which may be eligible for recognition by Sustainable New Jersey as part of the recertification process; and

WHEREAS, the Mayor and Township Council understand that land use is an essential component of overall sustainability for a municipality and desire that its zoning and its master plan reflect the goal of the Township of Marlboro remaining a sustainable community; and

WHEREAS, the Mayor and Township Council remain firmly in support of the Marlboro Green Team initially established in 2010 and the sustainability goals it works to achieve; and

WHEREAS, the Mayor and Township Council wish to make application to become recertified by Sustainable New Jersey.

NOW THEREFORE, BE IT RESOLVED, that to focus attention and effort within Township of Marlboro on matters of sustainability, the Township Council wishes to pursue local initiatives and actions that will lead to Sustainable Jersey Municipal recertification.

BE IT FURTHER RESOLVED, that the Mayor and Township Council pledge to consider municipal land use decisions in the interest of the Township of Marlboro remaining a truly sustainable community, and to support these principles in the next master plan revision and update of the Township's zoning.

BE IT FURTHER RESOLVED, by the Township Council of Township of Marlboro that we do hereby authorize Mayor Jonathan L. Hornik to serve as Township of Marlboro's agent for the Sustainable Jersey Municipal recertification process and authorize him to complete the Municipal Registration on behalf of the Township of Marlboro.

At 7:56 p.m., Councilman Scalea moved that the meeting be adjourned. This was seconded by Councilwoman Marder, and there was no objection. The Municipal Clerk was asked to cast one ballot.

MINUTES APPROVED: SEPTEMBER 14, 2023

OFFERED BY: SCALEA AYES: 5

SECONDED BY: MILMAN NAYS: 0

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SUSAN A. BRANAGAN,  
MUNICIPAL CLERK  
091423

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JUNED QAZI,  
COUNCIL PRESIDENT