

MINUTES FOR  
MONTGOMERY TOWNSHIP COMMITTEE  
REORGANIZATION MEETING  
January 3, 2013  
7:00 p.m.

1. The Montgomery Township Committee met at the Municipal Building, 2261 Van Horne Road, Belle Mead, NJ at 7:00 p.m. on the above date.

2. The Township Clerk called the meeting to order and led the salute to the flag.

3. The Open Public Meeting Statement was recited by the Clerk:

"Under the provisions of the Open Public Meetings Act, notice of the time and place of this meeting has been posted and sent to the officially designated newspapers."

4. Freeholder Mark Caliguire administered the Oath of Office to Committeemembers-elect Christine Madrid and Chris Sugden.

5. Present by ROLL CALL were:

TOWNSHIP COMMITTEE - Chris Sugden, Christine Madrid, Rich Smith, Patricia Graham,  
Ed Trzaska

Also noted as present were the following:

TOWNSHIP ADMINISTRATOR - Donato Nieman

TOWNSHIP ATTORNEY - Kristina P. Hadinger, Esq.

CHIEF FINANCIAL OFFICER - Walter Sheppard

TOWNSHIP CLERK - Donna Kukla

6. **ELECTION** of Mayor for 2013

6-1. Committeeman Smith nominated Committeeman Trzaska for the Office of Mayor. The motion was seconded by Committeewoman Graham and carried on the following:

ROLL CALL - Ayes - Sugden, Madrid, Smith, Graham, Trzaska  
Nays - None

6-2. By virtue of the vote, Ed Trzaska was elected Mayor of Montgomery Township for 2013.

6-3. Freeholder Mark Caliguire administered the Oath of Office to Mayor Trzaska.

7. **ELECTION** of Deputy Mayor for 2013

7-1. Mayor Trzaska nominated Committeewoman Graham for the Office of Deputy Mayor. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Sugden, Madrid, Smith, Graham, Trzaska  
Nays - None

7-2. By virtue of the vote, Patricia Graham was elected Deputy Mayor of Montgomery Township for 2013.

7-3. Sheriff Frank Provenzano administered the Oath of Office to Deputy Mayor Graham.

8. **ADDRESS BY MAYOR ED TRZASKA**

Mayor Trzaska read the following:

"I would like to thank my colleagues for electing me Mayor once again. Last year was truly a rewarding experience and I'm sure this year will be as well. I would also like to thank my wife, Jaci, for her continued support and advice. I couldn't do this job without her.

Last year we continued to focus on our vision of "Better, Smarter Government" and achieved many successes. We passed a budget that brings down municipal spending to below 2004 levels without impacting core services, approved a debt refinancing plan that saves taxpayers \$600,000, preserved our exceptional credit rating, achieved a perfect score from Governor Christie's Best Practices in Local Government program, and made live township meetings available to our residents at home for the first time ever. Even though these are significant accomplishments, it's time to look forward to 2013.

You never know what a new year will bring, but it is safe to say that 2013 is going to be challenging yet full of opportunities to protect and improve our quality of life. We are still confronting a structural budget deficit, an inefficient sewer system, and the need to preserve more key tracts of land. However, with hard work, the next 12 months can be very productive in shaping the Montgomery that future generations will enjoy.

When considering our community's long-term health and wellbeing, we have four key goals for 2013:

1. Protect public health and safety services - We currently have the optimal number of police officers, but with pending future retirements and two officers that will be on leave for extended periods of time (including a deployment to Afghanistan), we will begin recruiting new hires and cadets for the first time in almost a decade. We will also continue to fund important road projects like Hollow, Fairview, East Mountain, and Cherry Valley and are working closely with the county and state on repaving the northern portion of Route 206 and upgrading the CSX train crossing on 601 near Grandview Road.

(Item #8 Cont.)

2. Adhere to the Christie 2% property tax cap - Municipal finances are always tough, but the extra costs of Hurricane Sandy will make this year more difficult than normal. Even though FEMA will reimburse a significant portion of these costs, the money will not be available for the 2013 budget. Regardless, we are committed to doing more with less and will work towards complying with not just the letter of the cap law, but also its spirit.
3. Preserve additional open space and protect our rural character - I am excited about the opportunities we have to increase our open space portfolio this year. We have the best open space team in the area and will work with them on all aspects of the process. If we want to ensure that future generations get to enjoy the Montgomery we see today, now is the time to be aggressive with land acquisitions.
4. Optimize use of the limited commercial land in town - Montgomery doesn't have much land devoted to commercial or retail services, so we need to maximize its potential. We will be working proactively with business owners all throughout town to bring in new services and assist with the redevelopment of several complexes (including the long-delayed Montgomery Promenade and significant improvements to the Village Shopper corner of Route 206 and 518).

This is just a snapshot of what we will be working on in 2013. There are many more issues that will get plenty of time and attention, which includes those that are unplanned and unexpected.

In many ways, Montgomery is at the crossroads. After several decades of growth, we are becoming a mature community. Now is the time to be proactive and ensure that our unique balance of rural and suburban life is preserved. The next few years will determine what type of town we leave to our children, so let's get to work.

Thank you."

9. **ADDRESS BY DEPUTY MAYOR PATRICIA GRAHAM**

Deputy Mayor Graham read the following:

"Thank you Mayor Trzaska. I am honored to continue to serve on the Township Committee and I thank my colleagues for entrusting me with the position of Deputy Mayor. As Montgomery's elected representatives, our charge is to always look out for the best interests of Montgomery residents. I pledge to work hard to live up to the trust that you have placed in me.

I would like to first thank Mark Conforti for his selfless service to the township and on this committee. Mark was instrumental in reviewing the township finances and creating the 2012 budget. We'll certainly miss his clear thinking and pragmatic advice, but I am glad he is not going far -- just over to the Planning Board. Mark, we know where you live.

I, too, am proud of the many accomplishments described by Mayor Trzaska. Certainly the township's budget and financial health continue to be top priorities for the township committee. In these tough economic times, we must continue to hold down spending and taxes, while at the same time preserving essential services. But we must also continue to preserve the rural character of Montgomery Township and continue to wisely control development in accordance with our Master Plan. Wise leadership is essential.

Rather than repeat Mayor Trzaska's points I would like to recognize Montgomery's significant culture of volunteerism. The township's government functions well in part because of the many, many volunteers who devote their time, experience and hard work to the town. They include not only the EMS, Fire and public safety services, but also the members of the various boards -- zoning, planning, health, fire prevention -- and the many diverse committees serving the township. I thank all those volunteers.

I have the privilege of serving as liaison to the open space committee, which spends considerable time and effort locating and assisting the Township in its continued acquisition and/or preservation of open space. Largely through the work of this committee, over 30% of the land in Montgomery is now preserved and we added the Potter tract just this year. And the open space committee does much more than that -- it provides stewardship of many of the properties, mowing pathways maintaining the Cherry Brook Preserve, Sunset Park and Hobler Park and other properties enjoyed by our residents. I would also like to congratulate the Open Space Committee and Montgomery's professionals for obtaining \$325,000 matching grant funding from Green Acres, to be used for additional open space acquisitions.

Of course, Skillman Park is also extremely important open space in the heart of Montgomery. I am gratified to know that Montgomery's participation and input on the Skillman Park Committee is working well and plans for park uses are progressing well. What a wonderful resource for the township.

I also have the privilege of serving on the Municipal Alliance, whose mission includes providing various community education programs and services. I can tell you that those volunteers work very hard to serve this community and some of the programs they created or implemented include Montgomery's "Senior Prom," Red Ribbon Week, Community Coffees, Monty Night Off and Girls on the Run. It is the work of the volunteers, like those who serve on the Municipal Alliance, that improves the quality of life for all our residents. I think it is appropriate that, in these remarks, I recognize and thank all those volunteers.

(Item #9 Cont.)

And, of course, I would be remiss if I did not thank our excellent township professionals, including Mr. Neiman, Mr. Sheppard, Ms. Kukla and Ms. Hadinger who are here tonight for their good work and excellent service to the town. And I want to recognize and thank the township employees, who in many ways are the face of the township to Montgomery residents. The efforts of our volunteers and employees during hurricane Sandy were extraordinary. In short, township government is a team effort, and we have the "A" Team.

Finally, I would like to congratulate Christine Madrid and Chris Sugden on their election to the Township Committee. Both Christine and Chris are talented professionals who bring diverse skills to the Township Committee.

I look forward to continuing to serve with Christine, and Ed and Rich, to serving with Chris, as we face the challenges ahead for Montgomery Township.

Thank you."

10. **ADDRESS BY COMMITTEEMAN RICH SMITH**

Committeeman Smith read the following:

"Good Evening everyone and Happy New Year. As I think back on the past year, I am proud of what we have all accomplished. Some of the highlights for me include; improvement of the code enforcement department, commencement of Cherry Valley Road reconstruction project, deficit reduction and the acquisition of Skillman Park.

So where do we go from here? Each one of us on the Committee brings unique qualifications and ideas and contributes in different ways, that's what makes this process work so well. I have 3 personal goals for helping to improve the way the township operates that I plan to embark on this coming year.

Number 1 - Operational Efficiency and Revenue

- We have already started a task force that will be thoroughly examining the efficiency, productivity and organization of each department and position to make sure that we operate as a business would with fiscal responsibility to the tax payers.
- Our revenue generating departments such as Recreation, Code Enforcement and Youth Education will be carefully evaluated and restructured if necessary to ensure that we are maximizing the potential revenue each contributes to our budget.
- There are several planned commercial and residential projects in our Township that will have a positive impact if properly designed, approved and executed. Through our planning and zoning departments we need to work collaboratively with these firms to ensure that these new projects move forward to create the revenue streams we need.

Number 2 - Improve Technical Skills and Services

- Cross training of employees - just as shared services is a way of saving tax payers money, cross-training and qualifying employees to perform different services and tasks can also be economical.
  - Hiring of Professional Services - in addition to our employees we rely on several professional firms for advice, reviews and planning and engineering services to name a few. In the coming months we will review these appointments to make sure we have these positions filled with the best possible firms and people.
  - Outsourcing and shared services - We have seen the benefits and savings from previously enacted plans and will continue to search for better ways to operate the Township.
- Number 3 - Customer Service - Every employee here provides a service for the citizens of Montgomery and those that choose to do business here, the very people that pay their salaries, and if customer service is not a priority then we will find employees that will work here with the following attributes:
- Great First impression - A friendly and energetic attitude sets the tone for a positive experience when you enter any business or organization and the Township should be no different, from the receptionist to an inspector or anyone that sits at a front desk and greets the public.
  - Going the extra mile - we all recognize and appreciate when someone in the service industry does something beyond our expectations or something special. It's what keeps you coming back.
  - Courtesy, respect and common sense - I don't think I need to say too much about these other than that they are the "secret sauce" to successful customer-based operations.
  - Ease of Use - Over the past year I have made it a point to talk to the citizens, builders and developers that have had the need to use the various services we provide and administer. Most survived the experience, but comment that it's cumbersome, lengthy and expensive. Starting this year we will be examining our procedures, requirements, ordinances and fees to help make life and business less complicated and more enjoyable.

I'd like to thank Mark Conforti for his great contributions to the Committee and Township and welcome and congratulate Christine and Chris. Our employees and administration work hard to keep this town running safely, efficiently and professionally. I want to personally thank them all for another great year of service to The Township and look forward to working with all of them and the rest of the Township Committee to make Montgomery a great place to live and work."

11. ADDRESS BY COMMITTEEWOMAN CHRISTINE MADRID

Committeewoman Madrid read the following:

"Good evening everyone, and thank you for coming tonight. It is an honor and a privilege to serve on the Montgomery Township Committee. I have learned so much from our outstanding Township professionals and from my colleagues on the Committee as I have served the remainder of Freeholder Caliguire's term. I know that I will continue to learn from their experience in the coming years. Thank you all so much for the opportunity.

I am excited to begin my own three year term. Thank you to the citizens of Montgomery for trusting me with the responsibility of representing you. I would also like to thank my husband, Dan, for his support and encouragement, and for taking such good care of our eight month old through a tough campaign. I couldn't have done it without you. And finally, thanks to all of those folks who tirelessly tallied votes for nearly a month after election day. I appreciate your devotion to the democratic process, as well as the added suspense.

This Township Committee has accomplished a lot. Municipal spending is down and we have kept taxes low despite significant budget challenges. I look forward to the term ahead, and I'm ready and excited to continue those efforts. Our biggest challenge will continue to be keeping property taxes down while protecting critical services. Through smart and creative governing, responsible long term planning, and a sense of accountability to Montgomery taxpayers, I am confident that we can make this happen. My day job is in state government, where every day we work to find creative ways to streamline our operations while maintaining the integrity of the services we provide. This is the same approach I'm bringing to the Township Committee.

Just as important as streamlining government however, is attracting and retaining businesses in Montgomery. New businesses enhance our quality of life, expand our tax base, and provide job opportunities. A focus on being business friendly at the municipal building and in our various boards and commissions will go a long way in bringing businesses in and keeping them, and it must be a priority for the coming year.

A more personal goal for me is to get more of our citizens involved. Our town is filled with people making a difference every day as scout leaders, youth sport coaches, open space advocates, and in countless other volunteer roles. They give generously to make Montgomery better. We need them, and more people like them, serving on our township commissions, on our advisory boards, and on our budget working groups. Our citizens are in the best position to help protect our community and to preserve our quality of life, and I know that they will rise to the challenges ahead if we reach out with ways that they can get more involved.

So I look forward to the year ahead, to working with my colleagues on the Committee, as well as with our citizens. It's going to be a great year!"

12. ADDRESS BY COMMITTEEMAN CHRIS SUGDEN

Committeeman Sugden read the following:

"Good evening to all of you and thank you for participating in and supporting your local government. Your attendance at tonight's meeting reaffirms one of the reasons I ran for this seat, people in Montgomery genuinely care about their town. The other reason I ran, as the Township Professionals and my colleagues on the Committee will soon find out, is that you can not make an impact if you are not in the game—I plan to be in the game. I would like to thank my wife and kids, who put up signs, knocked on doors and worked with me to earn the right to serve--it is truly an honor.

As a Montgomery resident since 1999 with three school-aged children I can attest that the cost of living has increased much too quickly. Affordability is a real concern for many people. During my campaign I had had the opportunity to meet hundreds of residents. The resounding message I heard was that taxes are too high! Remember the township municipal budget is just 15-20% of overall property taxes, the school budget is roughly 70%, therefore; every expense item must be scrutinized to move the needle taxes on efficiency. Efficiency was not just campaign rhetoric for me.

I come from the business world, in reviewing Montgomery's finances it is clear we have a lot of work to do. This Committee's top priority must be the structural budget deficit Montgomery faces. The deficit didn't happen overnight, it won't be closed overnight without significantly reducing health and safety services or sending taxpayers a big increase. For me these are not acceptable options. My commitment to you is to have your local government operate more like a business to ensure every dollar counts.

My second priority is treating residents and local business owners as customers--not just taxpayers. How is Montgomery's local government serving its customers is a question I will ask over and over in the next year.

Third, my hope is that this body will be more aggressive in working to attract businesses to "Montgomery's Main Street"--otherwise known as Route 206. Our community has a lot to offer entrepreneurs looking to start a new company or expand an existing one. I look forward to marketing our community as a great place to start a business. The Township Committee must proactively show that local government is a facilitator not an impediment to entrepreneurs. The responsible and most effective way to lower property taxes is to grow our tax rate base by attracting more businesses to Montgomery.

(Item #12 Cont.)

We must work more closely with and empower the Montgomery Economic Development Commission (EDC) to achieve this goal. While government must do more with less and be more efficient, we will not cut our way to success. Local business is the community's lifeblood; by working together we can get the blood pumping faster. The Township Committee must be committed to seeing the construction of Montgomery Promenade started in 2013.

Finally, the delicate balance between services and taxes is not easy. The only way to ensure taxes are kept in check in the coming years is to continue to consolidate non-critical services. Over the last few years the Township Committee has made real progress in this area, but more can and must be done.

Once again, thank you to all of those that supported me. This year's election proved that every vote truly counts. I look forward to serving and working closely with the committee members and the Township professionals that serve the citizens of Montgomery."

13. **PROCLAMATION HONORING FORMER COMMITTEEMAN MARK CONFORTI**

WHEREAS, Civic dedication is a measure of character and achievement, and therefore is central to every healthy community; and

WHEREAS, Mark Conforti has demonstrated a strong commitment to the citizens of Montgomery Township during his years of community service as the only resident in recent history to serve on both the Board of Education and the Township Committee; and

WHEREAS, Committeeman Conforti will be leaving public office on December 31, 2012, having served the residents in the following capacities:

Township Committee - 2011-2012  
Planning Board, Class II, Secretary - 2010  
Planning Board, Walter Raymond Class IV, Secretary - 2011  
Planning Board, Class III - 2012  
Master Plan/Land Development Ordinance Update Committee - 2010-2012  
Site Plan/Subdivision Committee - 2012  
Zoning Board of Adjustment, Alternate III - 2010  
School Budget Review Sub-Committee - 2010  
Board of Fire Prevention, Township Committee Representative - 2012  
Board of Health, Township Committee Liaison - 2012  
Budget & Finance Committee, Township Committee Liaison - 2012

WHEREAS, During his years of service, Mark Conforti has faithfully performed the duties and obligations of public office, and has given his utmost to the people of Montgomery, who in turn have benefited by his experience, knowledge, and love for this community; and

WHEREAS, Committeeman Conforti has set a standard for excellence in public service with civility, humility, determination, professionalism and good humor.

NOW, THEREFORE, BE IT RESOLVED That we the members of the Montgomery Township Committee, on behalf of the people of Montgomery, express our deepest appreciation for Committeeman Conforti's many contributions to our community, and extend warmest wishes on this 3<sup>rd</sup> day of January 2013.

13-1. Deputy Mayor Graham moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Sugden and carried unanimously.

13-2. Mark Conforti stated it was a pleasure working with everyone. He didn't know what to expect when he was asked to help, but it was a lot of fun and a lot of work, and he felt that the Township Committee did accomplish a lot in the year that he served. He thanked all of the professionals and all of the staff. He stated that one of the benefits of living in a small town is that you see just how hard everyone works to try to accomplish a certain goal, and that is to make the town a better place.

14. **PRESENTATION BY NISHANT GANDHI - Regarding Hurricane Sandy Relief**

Nishant Gandhi, student at Montgomery High School, spoke about his work to raise funds for victims of Hurricane Sandy. He planned a fund raising dinner on January 19, 2013.

Mayor Trzaska thanked Mr. Gandhi for his efforts and he was sure that the people who were truly impacted by the storm will so grateful.

15. Mayor Trzaska suggested that a break be taken.

16. The meeting reconvened.

17. APPOINTMENTS BY TOWNSHIP COMMITTEE

OFFICE	TERM	
Township Attorney	1 yr.	Kristina P. Hadinger (Mason, Griffin & Pierson)
Labor/Special Projects/Conflict Counsel/ Tax Litigation	1 yr.	Richard Flaum, Lisa Fittipaldi and Martin Allen (DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer)
Township Planners - Planning & Zoning	1 yr.	Coppola & Coppola Associates
Bond Counsel	1 yr.	Michael Gluck (Gluck Walrath, LLP)
Auditor	1 yr.	Robert Swisher (Suplee Clooney)
Traffic Engineer	1 yr.	John Rea (McDonough-Rea)
Environmental Engineer	1 yr.	James Cosgrove (Kleinfelder Group, Inc.)
Special Projects Engineer	1 yr.	Remington, Vernick & Vena Engineers
Landscape Architect	1 yr.	Richard Bartolone
Codifier of Township Ordinances	1 yr.	Coded Systems Corporation
Financial Advisor	1 yr.	Concord Public Financial Advisors, Inc
Affordable Housing Administrative Agent & Community Grants, Planning & Housing	1 yr.	Community Grants, Planning & Housing
Township Physician (Workers Compensation & Medical Services)	1 yr.	Montgomery Medical Associates
Risk Management Consultant	1 yr.	Howe Insurance Group
Municipal Housing Liaison	1 yr.	Lori Savron
Temporary Housing Official	1 yr.	Theodore Merritt
Chief Financial Officer	Tenure	Walter Sheppard
Tax Collector	4 yrs.	Walter Sheppard
Deputy Township Clerk	1 yr.	Margaret Crawford
Assessment Search Official	1 yr.	Donna Kukla
Tax Search Official	1 yr.	Walter Sheppard
Township Engineer	3 yrs.	Gail Smith
Flood Search Official	1 yr.	Gail Smith
Conservation Easement Officer	1 yr.	Joseph Palmer
Fire Protection Inspector	1 yr.	Roy Mondi
Fire Protection Inspector	1 yr.	John Hall
Fire Protection Inspector	1 yr.	Joe Novak
Fire Prevention Official	1 yr.	Roy Mondi
Fire Prevention Inspector	1 yr.	Roy Mondi
Fire Prevention Inspector	1 yr.	Joe Novak
Clean Communities Coordinator	1 yr.	Arthur Villano
Recycling Coordinator	1 yr.	Arthur Villano
Americans w/Disabilities Compliance Coordinator	1 yr.	Donato Nieman
Affirmative Action Compliance Official	1 yr.	Donato Nieman
Court (concurrent with Hillsborough's term):		
Prosecuting Attorney		Frank Blandino
DWI Prosecutor		William Fox
Public Defender		Rich DeLuca
Municipal Court Judge		Judge John Richardson
Court Administrator		Lori Zelasko
Deputy Court Administrator		Judy Norris
Dog Canvasser	1 yr.	Chris Krygier
Somerset Co. Solid Waste Advisory Council	1 yr.	Donald Matthews
Somerset Co. Community Dev. Comm.	1 yr.	Sarah Roberts
Somerset Co. Community Dev. Comm., Alt.	1 yr.	Lori Savron
Sourland Planning Smart Growth Steering Committee (Planning Board)	1 yr.	Sarah Roberts
Sourland Planning Smart Growth Steering Committee, Alternate	1 yr.	_____

(Item #17 Cont.)

OFFICE	TERM	RETIRING OFFICER	NEW APPOINTMENT
Airport Advisory Committee General Aviation	3 yrs.	Raffaelli	G. Lawrence Raffaelli
Board of Fire Prevention Business Representative	1 yr.	Smith	Sherman Smith
Board of Health Regular Member	3 yrs.	Gale	Everett Gale
Regular Member	3 yrs.	Kaganowicz	Greg Kaganowicz
Regular Member (exp. 12/31/13)	3 yrs.	Schoen	Mona Patel
Regular Member	3 yrs.	Couch	Maryann Couch
Alternate I	2 yrs.	Patel	Neelan Davis
Alternate II (exp. 12/31/13)	2 yrs.	_____	Maureen Halpin
Board of Improvement Assessors Regular Member	2 yrs.	LaRue	Susan LaRue
Regular Member	2 yrs.	Lattanzio	Karen Lattanzio
Regular Member	2 yrs.	Allen	John Allen
Emergency Services Coordinating Committee Police Director, Chair	1 yr.	Palmer	Robert Palmer
Chief, Co. #1	1 yr.	Huxley	Jeffrey Huxley
Chief, Co. #2	1 yr.	Ballinger	Bill Ballinger
President, EMS	1 yr.	Connacher	John Connacher
Captain, EMS	1 yr.	Giguere	Rob Giguere
Advisor, Public Safety Tech.	1 yr.	Goldberg	Jeff Goldberg
Fire District #1	1 yr.	Kennedy	Tom Karsay
Fire District #2	1 yr.	Laughlin	Toby Laughlin
Staff Liaison, Health Officer	1 yr.	Carey	Stephanie Carey
Sustainable Montgomery's "Green Team" Regular Member	1 yr.	Mason	Richard Sarle
Regular Member	1 yr.	Reece	Mary Reece
Regular Member	1 yr.	Kaganowicz	Greg Kaganowicz
Regular Member	1 yr.	Bookman	Sarah Roberts
Regular Member	1 yr.	Grossman	Douglas Grossman
Regular Member	1 yr.	Reyes	Yasmin Reyes
Regular Member	1 yr.	Gartenberg	Debbie Gartenberg
Regular Member	1 yr.	Waghray	Hema Malini Waghray
Regular Member	1 yr.	Goel	Michelle Jacob
Staff	1 yr.	Wasilauski	Lauren Wasilauski
Staff	1 yr.	Nieman	Donato Nieman
Joint Insurance Fund Commissioner	1 yr.	Sheppard	Walter Sheppard
Alternate	1 yr.	Smith	Susan Smith
License Appeals Board Regular Member	1 yr.	Kennedy	Richard Kennedy
Regular Member	1 yr.	Karsay	Richard Karsay
Regular Member	1 yr.	Miller	Jim Miller
Montgomery/Rocky Hill Municipal Alliance & Youth Services Commission Citizen-At-Large	1 yr.	Church	Robert Church
Citizen-At-Large	1 yr.	Surapeneni	Suni Surapeneni
Citizen-At-Large	1 yr.	Vaccarella	Jim Vaccarella
Citizen-At-Large	1 yr.	DiLeo	Jacqui DiLeo
Montgomery High School	1 yr.	Geiger	Christine Grossman
Upper Middle School	1 yr.	Drakes	Cory Delgado
VES & OHES PTA	1 yr.	Best	Karen Best
OHES Representative	1 yr.	Laera	Ava Laera
OHES Representative	1 yr.	Senatra	Wendy Senatra
Board of Education Representative	1 yr.	Bhargava	Annie Michaelson
Local Civic Organization	1 yr.	Arons	Michael Arons
HiTops Rep.	1 yr.	Drake	Sarah Drake
Police Department Liaison	1 yr.	Fillebrown	Lt. Guy Fillebrown
Health Department Rep.	1 yr.	Rose	Suzanne Rose
Rocky Hill Health Dept. Rep.	1 yr.	Poelstra	Beverly Poelstra
Coordinator	1 yr.	Rao	Vasanthi Rao
Open Space Committee Regular Member	4 yrs.	Fiori	Clem Fiori
Alternate II	4 yrs.	Daniels	Bruce Daniels
Planning Board Class III	1 yr.	Conforti	Rich Smith
Raritan & Millstone Rivers Flood Control Commission Alternate I	1 yr.	Roberts	Sarah Roberts
Alternate II	1 yr.	DeRochi	Steve DeRochi

(Item #17 Cont.)

OFFICE	TERM	RETIRING OFFICER	NEW APPOINTMENT
<b>Recreation Committee</b>			
Regular Member	3 yrs.	Colonna	Amy Schaefer
Regular Member	3 yrs.	Dyer	Kacey Dyer
Regular Member	3 yrs.	Wilson	Cliff Wilson
Regular Member	3 yrs.	St. Mauro	Anne St. Mauro
Alternate I (exp. 12/31/13)	3 yrs.	Ford	_____
Alternate II (exp. 12/31/13)	3 yrs.	_____	_____
<b>Sewer Committee</b>			
Mayor	1 yr.	Trzaska	Mayor Trzaska
<b>Shade Tree Committee</b>			
Regular Member	1 yr.	Koplik	Larry Koplik
Regular Member	1 yr.	Zak	Ewa Zak
Regular Member	1 yr.	Stein	Irene Stein
Regular Member	1 yr.	Lynch	Terry Lynch
Regular Member	1 yr.	McGuigan	John Waltz
Regular Member	1 yr.	Drbal	Elizabeth Drbal
Regular Member	1 yr.	Violette	Ann Violette
Staff Liaison	1 yr.	Wasilauski	Lauren Wasilauski
<b>Shared Court Subcommittee</b>			
Township Administrator			Donato Nieman
Chief Financial Officer			Walter Sheppard
<b>Skillman Village Planning Group</b>			
Regular Member			Clem Fiori
Regular Member			Emad Abou-Sabe
Regular Member			Lysa Wilson
<b>Zoning Board of Adjustment</b>			
Regular Member	4 yrs.	Sugden	Everett Gale
Regular Member	4 yrs.	Petraske	Steven Thompson
Regular Member	4 yrs.	Drift	Frank Drift
Alternate II	2 yrs.	Francolini	Robert Francolini
Alternate III (exp. 12/31/13)	2 yrs.	Thompson	Charles Post
Alternate IV	2 yrs.	Covello	Alison Covello

17-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried on the following:

**ROLL CALL** - Ayes - Sugden, Madrid, Smith, Graham, Trzaska  
 Nays - None

18. **MAYORAL APPOINTMENTS WITH CONSENT OF TOWNSHIP COMMITTEE**

OFFICE	TERM	RETIRING OFFICER	NEW APPOINTMENT
<b>Agricultural Advisory Committee</b>			
Regular Member	3 yrs.	Wengel	Doug Wengel
Regular Member	3 yrs.	Siedel	Edward Siedel
<b>Economic Development Commission</b>			
Regular Member	3 yrs.	Willson	Bill Froelich
Regular Member	3 yrs.	O'Kavage	Dan O'Kavage
Regular Member	3 yrs.	Minggia	Wil Minggia

18-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Deputy Mayor Graham and carried on the following:

**ROLL CALL** - Ayes - Sugden, Madrid, Smith, Graham, Trzaska  
 Nays - None

19. MAYORAL APPOINTMENTS

OFFICE	TERM	RETIRING OFFICER	NEW APPOINTMENT
<b>Economic Development Commission</b>			
Advisor	1 yr.	Laskey	James Laskey
Advisor	1 yr.	Cheng	Chris Cheng
Advisor	1 yr.	Zehr	Doug Zehr
<b>Efficiency Incentive Committee</b>			
Township Committee	3 yrs.	Trzaska	Ed Trzaska
<b>Environmental Commission</b>			
Planning Board (exp. 12/31/13)	3 yrs.	Mason	Richard Sarle
Regular Member	3 yrs.	Bookman	Sarah Roberts
Regular Member	3 yrs.	Grossman	Douglas Grossman
Regular Member	3 yrs.	Gartenberg	Debbie Gartenberg
Alternate II	2 yrs.	Goel	Michelle Jacob
Advisor	1 yr.	Stein	Irene Stein
Advisor	1 yr.	Roberts	Vyola Willson
<b>Sustainable Montgomery's "Green Team"</b>			
Advisor	1 yr.	Brecknell	Leslie Brecknell
Advisor	1 yr.	Stein	Irene Stein
Advisor	1 yr.	Peacock	Erin Peacock
Advisor	1 yr.	Le	Thuy Anh Le
Advisor	1 yr.	Roberts	Vyola Willson
<b>Landmarks Commission</b>			
Class A	4 yrs.	Weitzer	Jacqueline Weitzer
Alternate I	1 yr.	Terhune	Grace Terhune
Alternate II	1 yr.	_____	Kacey Dyer
<b>Local Emergency Planning Council</b>			
OEM Coordinator	1 yr.	Palmer	Robert Palamer
Deputy OEM Coordinator	1 yr.	Goldberg	Jeffrey Goldberg
Montgomery Twp. School District	1 yr.	Venanzi	Tom Venanzi
Johnson & Johnson	1 yr.	Connolly	Michael Connolly
Bloomberg	1 yr.	Voss	Brian Voss
Chief, Fire Company #1	1 yr.	Huxley	Jeff Huxley
Chief, Fire Company #2	1 yr.	Ballinger	Bill Ballinger
Captain, Montgomery EMS	1 yr.	Giguere	Rob Giguere
Carrier Clinic	1 yr.	Hotz	Rebecca Hotz
Mayor	1 yr.	Trzaska	Mayor Trzaska
Montgomery Township Engineer	1 yr.	Smith	Gail Smith
Montgomery Twp. Fire Subcode Off.	1 yr.	Mondi	Roy Mondi
Montgomery Twp. Health Officer	1 yr.	Carey	Stephanie Carey
Montgomery Twp. Recreation Director	1 yr.	Zimmerman	Karen Zimmerman
Montgomery Twp. Public Works Superintendent	1 yr.	Villano	Arthur Villano
<b>Open Space Committee</b>			
Advisor	1 yr.	Reim	Maia Reim
Advisor	1 yr.	Roberts	Sarah Roberts
Advisor	1 yr.	Stoltzfuss	Bill Stoltzfuss
Advisor	1 yr.	Rosenbaum	Jared Rosenbaum
Advisor	1 yr.	Herring	Douglas Herring
<b>Planning Board</b>			
Class I	1 yr.	Trzaska	Mayor Trzaska
Class II	1 yr.	Wilson	Tom Wilson
Class IV	4 yrs.	Willson	Mark Conforti
Class IV, Environmental Commission (exp. 12/31/13)	3 yrs.	Mason	Richard Sarle
Alternate I	2 yrs.	Glockler	Tony Glockler
<b>Shade Tree</b>			
Advisor	1 yr.	Dunham	Andrea Dunham
Advisor	1 yr.	Roberts	Sarah Roberts
Advisor	1 yr.	Blane	Michelle Blane

20. MAYORAL APPOINTMENTS - LIAISON/REPRESENTATIVES

OFFICE	TERM	APPOINTMENT
Somerset Co. Community Dev. Comm. Regular Member	1 yr.	Donato Nieman
Alternate	1 yr.	
Delaware & Raritan Canal Commission Regular Member	1 yr.	Clem Fiori
Somerset County Solid Waste Advisory Council Regular Member	1 yr.	Larry Koplik
Somerset County Cultural & Heritage Commission Regular Member	1 yr.	Candy Willis

21. TOWNSHIP COMMITTEE LIAISONS AND REPRESENTATIVES

OFFICE	RETIRING OFFICER	NEW APPOINTMENT
Board of Fire Prevention	Conforti	Chris Sugden
Board of Health	Conforti	Patricia Graham
Economic Development Commission	Smith	Rich Smith
Emergency Services Coordinating Comm.	Trzaska	Ed Trzaska
Environmental Commission/Sustainable Montgomery	Madrid	Chris Sugden
Landmarks Commission	Madrid	Christine Madrid
Montgomery/Rocky Hill Municipal Alliance/Youth Services	Graham	Patricia Graham
Open Space Committee	Graham	Patricia Graham
Recreation Committee	Smith	Rich Smith
Sewer Committee	Smith	Christine Madrid
Zoning Board of Adjustment	Graham	Christine Madrid
Budget & Finance	Trzaska	Ed Trzaska
Budget & Finance	Conforti	Rich Smith
Transportation Advisory Committee	Trzaska	Ed Trzaska
Wildlife Management Committee	Smith	Chris Sugden
Liason to Library Advisory Board	Madrid	Christine Madrid
Veterans Memorial Committee	Madrid	Chris Sugden
Wastewater Management Plan Committee	Trzaska	Ed Trzaska

22. MAYORAL AD HOC COMMITTEE APPOINTMENTS

OFFICE

BUDGET AND FINANCE COMMITTEE

Mark Conforti

23. MAYORAL AUTHORIZATION TO PERFORM MARRIAGES - Deputy Mayor

BE IT AUTHORIZED That the Deputy Mayor may solemnize marriage ceremonies in the absence of the Mayor.

24. CONSENT AGENDA - All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request that an item be removed for separate consideration.

A. RESOLUTION #13-1-1 - PROFESSIONAL SERVICES RESOLUTION

WHEREAS, There exists a need to acquire the following professional services for 2013 without a "fair and open process" as defined by P.L. 2004, c.19, the "Local Unit Pay-to-Play Law":

- (1) Bond, General, Labor/Special Projects/Conflict Counsel Legal Services and Tax Appeal Litigation Support; and
- (2) Auditing Services; and
- (3) Environmental, Special Projects and Traffic Engineering Services; and
- (4) Professional Planning Services; and
- (5) Appraisal Services; and
- (6) Landscape Architect.

WHEREAS, The Montgomery Township Purchasing Agent has determined and certified in writing that the value of the services over the course of the contracts is anticipated to exceed \$17,500.00;

WHEREAS, The New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., authorizes the award of professional services contracts without competitive bidding;

WHEREAS, The Chief Financial Officer has certified that sufficient funds are available for the aforesaid services in accordance with the amounts set forth in the 2013 Temporary Budget, with performance of said services after March 31, 2013 being subject to the Township's amendment of the 2013 Temporary Budget, and/or adoption of the final 2013 Budget;

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery as follows:

(CONSENT AGENDA Item A Cont.)

- (1) The Mayor and Clerk are hereby authorized and directed to execute proper agreements with Gluck Walrath, LLP as Township Bond Counsel; Kristina P. Hadinger of Mason, Griffin & Pierson as Township Attorney; Richard Flaum, Lisa Fittipaldi and Martin Allen of DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, as Labor/Special Projects/Conflict Counsel/Tax Appeal Litigation Support; Suplee Clooney as Township Auditor; John Rea of McDonough-Rea as Traffic Engineer; James Cosgrove of Kleinfelder Group, Inc. as Environmental Engineer; Remington, Vernick & Vena Engineers as Special Projects Engineer; Coppola & Coppola Associates as Township Planners; Richard Bartolone as Landscape Architect.
- (2) These contracts are awarded for a period of one year, for the amounts set forth in each contract, and without competitive bidding as "Professional Services" under the provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a) as contracts for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and because the services to be performed are not susceptible of quantifying in bid specifications.
- (3) These contractors have completed and filed with Montgomery Township a Campaign Contributions Affidavit as required by N.J.S.A. 19:44A-20.2 et seq. certifying they have not made any prohibited contributions to a candidate committee or municipal committee representing the elected officials of the Township.
- (4) A copy of this Resolution, the Certifications of Contract Value, the Campaign Contributions Affidavit, and the executed Agreements shall be placed on file in the office of the Township Clerk.
- (5) A notice of this action shall be published once in the official newspaper as required by law.
- (6) Performance of services under the terms of these contracts, and payment for the services, after March 31, 2013 is subject to the amendment of the 2013 Temporary Budget and/or adoption of the final 2013 Budget, and certification of availability of funds by the Chief Financial Officer

**B. RESOLUTION #13-1-2 - AWARDING CONTRACT FOR MUNICIPAL FINANCE SERVICES - CONCORD FINANCIAL**

WHEREAS, The Township of Montgomery ("Township") has a need to procure the services of a company with expertise in municipal finance services; and

WHEREAS, Concord Financial is familiar with the Township's requirements and is willing to provide said services; and

WHEREAS, The Township has a need to acquire these services without a "fair and open process" as defined by N.J.S.A. 19:44A-20.7, the "Local Unit Pay-to-Play" Law; and

WHEREAS, Concord Financial has completed and filed with the Township the required Campaign Contributions Affidavit pursuant to N.J.S.A. 19:44A-20.2 et seq certifying that Concord Financial has not made any prohibited contributions to a candidate committee or municipal committee representing the elected officials of the Township, along with a Certification Regarding Political Contributions as required by N.J.S.A. 19:44A-20.26 et seq and an Affidavit Prerequisite to Execution of Agreement Exempt from Public Bidding and in Excess of \$5,000.00 pursuant to Subsection 2-22.2 of the Code of the Township of Montgomery (1984)(collectively Pay-to-Play Forms"); and

WHEREAS, The Purchasing Agent has determined and certified in writing that the value of the required services required will exceed \$17,500; and

WHEREAS, The cost of services is not to exceed twenty-five thousand dollars (\$25,000) which is below the Township's bid threshold of \$36,000; and

WHEREAS, Performance of services under the terms of this contract, and payment for the services, is subject to the certification of availability of funds by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery, County of Somerset, New Jersey, as follows:

1. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Concord Financial consistent with this Resolution. The terms of said agreement are subject to the approval of the Township Attorney.
2. A copy of this Resolution, the Certification of Contract Value, the Campaign Contributions Affidavit, as well as the Contract shall be placed on file with the Clerk of the Township.

**C. RESOLUTION #13-1-3 - PETTY CASH CHECKS**

BE IT RESOLVED That the Chief Financial Officer be authorized to draw checks, one in the amount of \$1,000 to the Township Clerk, custodian of the Township Clerk's Petty Cash Funds.

(CONSENT AGENDA Cont.)

D. **RESOLUTION #13-1-4 - DEPOSITORY FOR TOWNSHIP MONIES**

BE IT RESOLVED That the depositories for the funds of the Township of Montgomery for the year 2013 shall be any bank licensed to do business in the State of New Jersey and who holds a Governmental Unit Deposit Protection Act Certificate.

E. **RESOLUTION #13-1-5 - OFFICIAL SIGNATURES**

BE IT RESOLVED That the Township officers authorized to sign the Township checks are Ed Trzaska, Mayor; Walter Sheppard, Chief Financial Officer; Donna Kukla, Township Clerk.

F. **RESOLUTION #13-1-6 - OFFICIAL SIGNATURE - Assistant Chief Financial Officer**

BE IT RESOLVED That the Assistant Chief Financial Officer, Claire Higgins, is hereby authorized to sign Township checks in 2013 in the absence of the Chief Financial Officer.

G. **RESOLUTION #13-1-7 - DEPUTY SIGNATURES**

BE IT RESOLVED That Patricia Graham, Deputy Mayor is hereby authorized to sign Township checks in 2013 in the absence or inability to serve of the Mayor and that Margaret Crawford, Deputy Township Clerk is authorized to sign Township checks in the year 2013 in the absence or inability to serve of the Township Clerk.

H. **RESOLUTION #13-1-8 - AUTHORIZATION TO ESTABLISH INTEREST ON TAX DELINQUENCIES AND TAX SALES**

WHEREAS, N.J.S.A. 54:4-67 permits the Township Committee to establish by resolution the rate of interest to be charged for the non-payment of taxes or assessments on any installment which is not made within the tenth calendar day following the date upon which same became due and payable; and

WHEREAS, Chapter 75, P.L. 1991, now permits the governing body to establish a penalty to be charged to a taxpayer with a delinquency in excess of \$10,000.00 who fails to pay that delinquency prior to the end of the calendar year; and

WHEREAS, The Township Committee of the Township of Montgomery finds it to be in the best interests of the Township to establish said penalty.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery as follows:

1. Pursuant to N.J.S.A. 54:4-67, the Township Committee of the Township of Montgomery reaffirms that the following interest shall be charged for the non-payment of taxes or assessments on any installment which is not made within the tenth calendar day following the date upon which same became payable: 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00, to be calculated from the date the tax was payable until the date of actual payment. The term "delinquent" as used herein shall mean the sum of all taxes and municipal charges due on a given parcel of property covering any number of quarters or years.
2. In addition, the Township Committee hereby fixes as a penalty to be charged to a taxpayer with a delinquency in excess of \$10,000.00 who fails to pay that delinquency prior to the end of the calendar year an additional sum of 6% of the amount of the delinquency.
3. This resolution shall take effect immediately.
4. A certified copy of this resolution shall be furnished by the Township Clerk to the Tax Collector.

I. **RESOLUTION #13-1-9 - GRACE PERIOD FOR DELINQUENT TAXES**

BE IT RESOLVED That the Tax Collector is hereby authorized to waive the interest charge on delinquent taxes where payment is received within 10 days after the due date and that any installment received after the expiration of this grace period bear interest from the due date.

J. **RESOLUTION #13-1-10 - LEGAL NEWSPAPER**

BE IT RESOLVED That the newspaper for legal municipal advertising and notice in 2013 shall be the Courier News.

(CONSENT AGENDA Cont.)

K. **RESOLUTION #13-1-11 - ADEQUATE NOTICE OF MEETINGS**

BE IT RESOLVED By the Township Committee of the Township of Montgomery that:

- (1) The Township Clerk is hereby authorized and directed to cause adequate notice to be given of every meeting of this body to be held during 2013, EXCEPTING only those meetings that are:
  - (a) Shown on the duly adopted and disseminated 2013 schedule of meetings and revisions thereof;
  - (b) Limited to matters of urgency, and as to which this body authorizes a meeting without adequate notice, as provided by Section 4b of the Open Public Meeting act; or
  - (c) Limited only to consideration of items as to which the public may be excluded pursuant to Section 7b of the Open Public Meetings Act.
- (2) The adequate notice required under paragraph 1 of this resolution shall be substantially in the following form:

NOTICE OF MEETING  
MONTGOMERY TOWNSHIP COMMITTEE  
BELLE MEAD, NJ  
Date: \_\_\_\_\_

Notice is hereby given that the Township Committee will hold a meeting on (date) at (time) at (location). The agenda for said meeting, to the extent known, and a statement whether or not formal action may be taken as to items on the agenda, are as follows:

- (3) Said notice, at least 48 hours in advance of the meeting shall be:
  - (a) Prominently posted at the Municipal Building.
  - (b) Mailed, emailed, telephoned or hand delivered to the officially designated newspapers.
  - (c) Filed in the Office of the Township Clerk.
  - (d) Mailed to those persons who as of that time have requested and paid the charge for the same.

L. **RESOLUTION #13-1-12 - FIXED CHARGE FOR MEETING NOTICE**

BE IT RESOLVED By the Township Committee of the Township of Montgomery:

- (1) A charge of \$12.00 is hereby fixed to cover the cost of providing the 2013 schedule of regular meetings.
- (2) Said charge shall abate at the rate of \$1.00 for each full calendar month that shall have elapsed between the calendar year and the date such request is submitted.
- (3) Payment of such charge shall accompany said request and shall be payable to this body or such public agency as this body shall from time to time designate.
- (4) All such requests for notices shall terminate as of midnight on December 31, 2013.
- (5) Notwithstanding the foregoing, requests from news media (other than the newspapers to which notice is required to be given without charge pursuant to Sections 13, 4a and 3d of the Open Public Meetings Act) shall be honored free of charge.

M. **RESOLUTION #13-1-13 - STATE CONTRACT PURCHASING**

BE IT RESOLVED That the Township Purchasing Agent be authorized to purchase goods and services from firms having contracts with the State of New Jersey, and that a list of said firms be kept on file in the Purchasing Department and the contract numbers be listed on the appropriate Township vouchers for reference purposes.

N. **RESOLUTION #13-1-14 - AUTHORIZING ISSUANCE OF SOCIAL AFFAIRS PERMITS**

BE IT RESOLVED That the Township Clerk and Police Captain/Director or his designee are hereby authorized to endorse applications for Social Affairs Permits to the Director of the Division of Alcoholic Beverage Control, said applications to be in conformance with NJAC 13:2-5.1(d).

O. **RESOLUTION #13-1-15 - PROVISIONS FOR MAKING OF OFFICIAL CERTIFICATES OF SEARCHES AS TO MUNICIPAL IMPROVEMENTS AUTHORIZED BUT NOT ASSESSED**

BE IT RESOLVED That provision is hereby made for the making of official certificates of searches as to municipal improvements authorized by ordinance of the Township of Montgomery, but not assessed, affecting any parcel or tract of land in said Township in that a future assessment will be made thereon pursuant to such ordinance, and, further, the Township Clerk is hereby designated as the person who shall make such certificates.

(CONSENT AGENDA Cont.)

P. **RESOLUTION #13-1-16 - DESIGNATION OF OFFICIAL TO MAKE SEARCHES AS TO UNPAID MUNICIPAL LIENS AND TO CERTIFY THE RESULTS THEREOF**

The Township Committee of the Township of Montgomery hereby designates the Chief Financial Officer to make examinations of official records as to unpaid municipal liens and to certify the results thereof.

Q. **RESOLUTION #13-1-17 - AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE NOTES**

BE IT RESOLVED That the Chief Financial Officer of the Township of Montgomery is hereby authorized to sell and issue Bond Anticipation Notes of the Township pursuant to all bond ordinances that have been finally adopted by the Township Committee; and

BE IT FURTHER RESOLVED That all Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to such ordinances, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of NJSA 40A:2-8(s). The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to such ordinance is made. Such report must include the amount, description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

R. **RESOLUTION #13-1-18 - AUTHORIZING THE SIGNING OF CERTAIN CHECKS IN THE ABSENCE OF TOWNSHIP COMMITTEE AUTHORIZATION**

BE IT RESOLVED By the Township Committee of the Township of Montgomery as follows:

The Mayor, Chief Financial Officer and Township Clerk of the Township of Montgomery are hereby authorized to sign, in the absence of Township Committee authorization, checks from current funds for payroll and payment to the Central Jersey Health Insurance Fund, as needed. In addition, such officials are hereby authorized to sign, as needed, checks from the Dog Tax Fund payable to the State of New Jersey, Department of Health, in accordance with the Statutes of the State of New Jersey and regulations thereunder. The Chief Financial Officer shall, forthwith, prepare vouchers in support of such checks and shall present the same to the Township Administrator for inclusion on the agenda of the next regularly scheduled Township Committee meeting for the consideration and approval of the Township Committee.

S. **RESOLUTION #13-1-19 - PLEDGING COMPLIANCE WITH REQUIREMENTS OF THE INTERNAL REVENUE CODE OF 1986 IN ORDER TO PRESERVE TAX EXEMPTION OF INTEREST ON MUNICIPAL OBLIGATIONS AND AUTHORIZING DESIGNATION AND QUALIFICATION OF BONDS WHERE APPLICABLE FOR FAVORABLE TAX TREATMENT FOR CERTAIN FINANCIAL INSTITUTIONS**

BE IT RESOLVED By the Township Committee of the Township of Montgomery, in the County of Somerset, New Jersey as follows:

Section 1. The Township hereby covenants that the representatives of the Township will take or will refrain from taking all actions within their control that are necessary upon the advice of Bond Counsel to assure that interest on the obligations of the Township is exempt from federal income taxation under the Internal Revenue Code of 1986.

Section 2. The Chief Financial Officer of the Township is hereby authorized to execute any necessary documents to indicate that the Township has covenanted to take all actions necessary to assure that interest on the obligations of the Township will be exempt from federal income taxation.

Section 3. The appropriate representatives of the Township are hereby authorized to take all necessary actions to assure that interest on the obligations of the Township will remain exempt from federal income taxation.

Section 4. The Chief Financial Officer of the Township is authorized to execute the necessary documents on behalf of the Township to designate and to qualify municipal obligations of the Township where applicable for exemption from the loss of the interest expense deduction for bank indebtedness incurred to purchase or to carry tax-exempt obligations.

Section 5. This resolution will take effect immediately.

(CONSENT AGENDA Cont.)

T. **RESOLUTION #13-1-20 - RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MONTGOMERY PROVIDING CERTAIN AUTHORIZATION TO THE TOWNSHIP'S TAX ASSESSOR AND TAX APPEAL COUNSEL (SETTLEMENT OF APPEALS; COMMENCEMENT OF APPEALS)**

WHEREAS, Ryan Riccio, the Township's Tax Assessor, is a certified tax assessor (CTA) as recognized by the State of New Jersey, and possesses certain training and experience as municipal tax assessor; and

WHEREAS, The Tax Assessor has the statutory responsibility under N.J.S.A. 54:4-23 to -36 to set assessments for properties in the Township, and to maintain the accuracy and equality of the Township's real property assessments; and

WHEREAS, It is in the best interests of the citizens of the Township to provide the Tax Assessor and Tax Appeal Counsel with certain authority to address and resolve tax appeals.

NOW THEREFORE, BE IT RESOLVED By the Mayor and Township Committee of the Township of Montgomery, County of Somerset, New Jersey as follows:

1. The Tax Assessor and Tax Appeal Counsel be and hereby is authorized to resolve and settle any tax appeal filed with and/or heard by the Somerset County Tax Board without further action of the Township Committee.
2. The Tax Assessor and Tax Appeal Counsel be and hereby is authorized to determine when tax appeals, cross appeals, complaints and counterclaims should be pursued on behalf of the Township, and accordingly has the authority to consult with and direct the Township's Attorney, or any special tax counsel as the case may be, to file such pleadings with either the County Tax Board or the Tax Court, without further action of the Township Committee.
3. The Tax Assessor and Tax Appeal Counsel be and hereby is authorized to resolve and settle tax appeals pending before the New Jersey Tax Court. The Tax Assessor shall first present any proposed settlement of a New Jersey Tax Court appeal which will result in a refund, or credit, of real property taxes to the Township Committee for approval by formal resolution.

U. **RESOLUTION #13-1-21 - AUTHORIZATION TO ISSUE DUPLICATE TAX SALE CERTIFICATES**

BE IT RESOLVED By the Township Committee of the Township of Montgomery in Somerset County, New Jersey that, pursuant to N.J.S.A. 54:5-52.1, the Tax Collector is authorized to issue duplicate tax sale certificates in the event of loss or destruction of the original certificate, the fee for issuance of each duplicate being \$100.00.

V. **RESOLUTION #13-1-22 - CONCERNING PROPERTY TAX REFUNDS AND DELINQUENCIES**

WHEREAS, N.J.S.A. 40A:5-17.1 authorizes a municipality to designate a municipal employee to process property tax refunds in amounts less than \$10.00, and further authorizes a municipality to designate an employee to cancel property tax refunds or delinquencies of less than \$10.00.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery in Somerset County, New Jersey, that Walter Sheppard, Tax Collector, is herewith authorized to (a) process, without further action by the Township Committee, any property tax refunds in amounts less than \$10.00 and (b) process, without further action by the Township Committee, the cancellation of any property tax refunds or delinquencies in amounts less than \$10.00.

24-1. Deputy Mayor Graham moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Committeeman Smith and carried on the following:

**ROLL CALL** - Ayes - Sugden, Madrid, Smith, Graham, Trzaska  
Nays - None

25. **RESOLUTION #13-1-23 - TOWNSHIP COMMITTEE MEETING SCHEDULE**

BE IT RESOLVED That the following is established as a schedule of meetings of the Township Committee to be held during the year 2013, said meetings to be open to the public and publicized in accordance with the Open Public Meetings Act. All meetings will begin at approximately 7:00 p.m., unless otherwise noted. Except as otherwise noted the location shall be the Township Municipal Building, 2261 Van Horne Road, Belle Mead, NJ.

January	3	July	3
	17	August	18
February	7		1
	21	September	15
March	7		5
	21	October	19
April	4		3
	18	November	17
May	2		7
	16	December	14
June	6		5
	20		19

January 6, 2014, 7:00 p.m., Reorganization Meeting

In accordance with the dictate of the Open Public Meetings Act, a copy of this resolution shall be immediately:

- (a) Posted on the Municipal Bulletin Board and shall remain so posted for the year 2013.
- (b) Sent to the officially designated newspapers.
- (c) Filed in the Office of the Township Clerk.
- (d) Sent to those persons who have requested and paid the charges for copies of the schedule and revisions thereto and shall be promptly sent to those persons who hereinafter make such request and prepay such charges.

25-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Sugden and carried on the following:

**ROLL CALL** - Ayes - Sugden, Madrid, Smith, Graham, Trzaska  
 Nays - None

26. **RESOLUTION #13-1-24 - 2013 TEMPORARY BUDGET**

WHEREAS, NJSA 40A:4-19 provides that temporary appropriations be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, The date of this resolution is within the first thirty days of 2013; and

WHEREAS, The total appropriations in the 2012 Budget, less appropriations for Capital Improvement Fund, Debt Service and Public Assistance are as follows:

General	\$20,536,240.80
Sewer Utility	\$ 3,912,598.28

WHEREAS, 26.25% of the total appropriations in the 2012 Budget, less appropriations for the Capital Improvement Fund, Debt Service and Public Assistance in the said 2012 Budget is as follows:

General	\$5,390,763.21
Sewer Utility	\$1,027,057.05

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery, County of Somerset, State of New Jersey, that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Finance Officer for his record.

2013  
 TEMPORARY BUDGET

	AMOUNT
Mayor and Committee	
Salaries & Wages	\$7,000.00
Other Expenses	2,000.00
Committee Expenses	
Other Expenses	10,000.00
Administrative & Executive	
Salaries & Wages	65,000.00
Other Expenses	7,500.00
Municipal Clerk	
Salaries & Wages	65,000.00
Other Expenses	15,000.00

(Item #26 Cont.)

	AMOUNT
Newsletter	
Other Expenses	1,500.00
Financial Administration	
Salaries & Wages	95,000.00
Other Expenses	11,000.00
Audit	
Other Expenses	2,500.00
Network Operations	
Salaries & Wages	22,500.00
Other Expenses	20,000.00
GIS	
Salaries & Wages	25,000.00
Other Expenses	15,000.00
Assessment of Taxes	
Salaries & Wages	35,000.00
Other Expenses	10,000.00
Collection of Taxes	
Salaries & Wages	11,000.00
Other Expenses	10,000.00
Legal Services & Costs	
Other Expenses	100,000.00
Engineering Services & Costs	
Salaries & Wages	100,000.00
Other Expenses	20,000.00
Public Buildings & Grounds	
Salaries & Wages	30,000.00
Other Expenses	25,000.00
Planning Board	
Salaries & Wages	50,000.00
Other Expenses	15,000.00
Revision of Master Plan	
Other Expenses	20,000.00
Zoning Board of Adjustment	
Salaries & Wages	32,500.00
Other Expenses	5,000.00
Landmarks Commission	
Other Expenses	1,500.00
Environmental Commission	
Other Expenses	250.00
Economic Development	
Other Expenses	250.00
Insurance	
Group Insurance for Employees	525,000.00
Other Insurance Premiums	200,000.00
Workers Compensation Insurance	195,000.00
Disability Fund	
Other Expenses	20,000.00
Deferred Compensation	
Other Expenses	40,000.00
Fire Hydrant Service	
Other Expenses	150,000.00
Uniform Fire Safety	
Salaries & Wages	35,000.00
Other Expenses	3,000.00
Police	
Salaries & Wages	1,000,000.00
Other Expenses	75,000.00
Emergency Medical Services	
Other Expenses	1,000.00
Emergency Management Services	
Other Expenses	250.00
Emergency Services Committee	
Other Expenses	250.00
Community Services Act	
Other Expenses	5,000.00
Shade Tree Commission	
Other Expenses	3,000.00
Road Repairs & Maintenance	
Salaries & Wages	225,000.00
Other Expenses	150,000.00
Vehicle Maintenance	
Other Expenses	150,000.00
Public Works	
Salaries & Wages	30,000.00
Other Expenses	12,500.00
Board of Health	
Salaries & Wages	85,000.00
Other Expenses	15,000.00
Animal Control	
Salaries & Wages	20,000.00
Other Expenses	5,000.00
Recreation	
Salaries & Wages	75,000.00
Other Expenses	20,000.00
Kid Connection	
Salaries & Wages	25,000.00

(Item #26 Cont.)

	AMOUNT
Adult School	
Other Expenses	100,000.00
Summer Camp	
Salaries & Wages	20,000.00
Other Expenses	5,000.00
Maintenance of Parks	
Salaries & Wages	100,000.00
Other Expenses	25,000.00
Senior Center	
Other Expenses	30,000.00
Solid Waste	
Other Expenses	25,000.00
Recycling Program	
Other Expenses	55,000.00
Construction Code	
Salaries & Wages	105,000.00
Other Expenses	7,500.00
Electricity	
Other Expenses	90,000.00
Telephone	
Other Expenses	35,000.00
Water	
Other Expenses	15,000.00
Natural Gas/Heating	
Other Expenses	40,000.00
Gasoline	
Other Expenses	100,000.00
Street Lighting	
Other Expenses	25,000.00
Social Security System	
Other Expenses	225,000.00
Unemployment	
Other Expenses	5,000.00
Municipal Court	
Salaries & Wages	4,000.00
Other Expenses	60,000.00
Environmental Health Services	
Other Expenses	250.00
Pre School	
Salaries & Wages	350,000.00
Other Expenses	50,000.00
Camp Kid	
Salaries & Wages	20,000.00
Other Expenses	2,000.00
<b>Total 2013 Temporary Appropriations for Operating Purposes</b>	<b>\$5,388,250.00</b>

**Sewer Utility**

Salaries & Wages	325,000.00
Other Expenses	700,000.00
<b>Total 2013 Temporary Appropriations for Sewer Utility</b>	<b>\$1,025,000.00</b>

**Operating Fund**

Capital Improvement Fund	
Other Expenses	3,500.00
Debt Service	
Payment of Bonds and Unfunded Debt	3,393,000.00
Interest on Bonds	785,000.00
Green Trust Program	
Other Expenses	469,500.00

**Sewer Utility Fund**

Capital Improvement Fund	
Other Expenses	.00
Debt Service	
Payment of Bonds and Unfunded Debt	286,000.00
Payment - NJEIT	1,411,000.00
Interest - NJEIT	395,900.00

26-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

**ROLL CALL** - Ayes - Sugden, Madrid, Smith, Graham, Trzaska  
 Nays - None

27. **PAYMENT OF BILLS**

WHEREAS, The Township Committee of the Township of Montgomery has received bills to be paid as listed; and

WHEREAS, The Chief Financial Officer and the Township Administrator have reviewed these bills and have certified that these bills represent goods and/or services received by the Township, that these are authorized and budgeted expenditures and that sufficient funds are available to pay these bills;

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery as follows:

1. That these bills are hereby authorized for payment; and
2. That checks in the proper amounts are prepared and that necessary bookkeeping entries are made; and
3. That the proper Township Officials are authorized to sign the checks.

27-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

**ROLL CALL** - Ayes - Sugden, Madrid, Smith, Graham, Trzaska  
Nays - None

28. **PUBLIC COMMENT**

Mayor Trzaska opened the public comment portion of the meeting. There being no public comment, Mayor Trzaska closed this portion of the meeting.

**ADJOURNMENT** was at 8:14 p.m. on a motion by Deputy Mayor Graham. The motion was seconded by Committeeman Sugden and carried unanimously.

Date of Approval:

\_\_\_\_\_  
Donna Kukla, Township Clerk