

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE
October 2, 2008

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

TOWNSHIP COMMITTEE: Mayor Birge, Committeemembers Wilson, Caliguire and Joye
Deputy Mayor Fay was absent

Also present were:

TOWNSHIP ATTORNEY - Kristina P. Hadinger, Esq.

TOWNSHIP ADMINISTRATOR - Donato Nieman

ASSISTANT CHIEF FINANCIAL OFFICER - Claire Higgins

TOWNSHIP CLERK - Donna Kukla

2. Mayor Birge stated the following: "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."

3. **RESOLUTION TO CLOSE MEETING TO THE PUBLIC**

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

1. The Township Committee will now convene in a closed session that will be limited only to consideration of items with respect to which the public may be excluded pursuant to Section 7B of the Open Public Meetings Act.
2. The general nature of the subjects to be discussed in this session is as follows:
 - Review and discussion of strategic legal and planning issues with the Township Attorney and Planner/Affordable Housing Consultant regarding the Township's revised Third Round Affordable Housing Plan, and pending and anticipated litigation relating to the same.
3. It is unknown precisely when, if ever, the matters discussed in this session may be disclosed to the public. Matters concerning litigation may be announced upon the conclusion of any trial or settlement of that litigation.

- 3-1. Committeewoman Wilson moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Joye and carried unanimously.

4. Meeting reconvened in Open Session and Mayor Birge led the Salute to the Flag.

5. **BOARD OF EDUCATION FEE WAIVER**

- 5-1. Attorney Hadinger stepped down from the dais.

- 5-2. Administrator Nieman stated that he had received a request from the Board of Education to waive permit fees from the Fire Prevention Bureau totaling \$135.00.

- 5-3. **Motion #08-10-1** - Committeewoman Wilson moved to waive the Fire Prevention Bureau permit fees. The motion was seconded by Committeeman Caliguire and carried on the following:

ROLL CALL: Ayes - Joye, Wilson, Caliguire, Birge
Nays - None
Absent - Fay

- 5-4. Attorney Hadinger returned to the dais.

6. **RESOLUTION - PUT THE BRAKES ON FATALITIES DAY - OCTOBER 10, 2008**

WHEREAS, Across the nation, traffic crashes caused more than 41,000 fatalities in 2007, and are the leading cause of death for young people ages 15 to 34; and

WHEREAS, In New Jersey, 724 individuals lost their lives in traffic crashes in 2007; and

WHEREAS, Alcohol-related crashes accounted for 28 percent of the State's traffic fatalities, while 25 percent of all fatal crashes involved traveling at unsafe speeds; and

WHEREAS, Motorcyclists, bicycle riders and pedestrians face increased risks on New Jersey's roadways, as people opt for alternative modes of transportation; and

WHEREAS, 78 motorcyclists, 12 bicyclists and 144 pedestrians were killed in New Jersey in traffic-related crashes in 2007; and

WHEREAS, Safer driving behaviors such as buckling up, every ride; obeying posted speed limits; avoiding aggressive driving behaviors and aggressive drivers; never drinking and driving; wearing proper safety gear when riding a motorcycle or bicycle; and, focusing solely on driving by avoiding distractions, can dramatically reduce the number of traffic-related injuries and deaths.

NOW, THEREFORE, BE IT RESOLVED That the Montgomery Township Committee does hereby proclaim October 10, 2008, Put the Brakes on Fatalities Day, and call upon everyone to put these lifesaving behaviors into practice to improve safety on the roadways in our community and throughout the State.

- 6-1. Committeewoman Wilson moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Caliguire and carried unanimously.

7. **RESOLUTION - BREAST CANCER AWARENESS MONTH - OCTOBER, 2008**

WHEREAS, October is National Breast Cancer Awareness Month, since the program began in 1985 mammography rates have more than doubled for women age 50 and older and breast cancer deaths have declined; and

WHEREAS, National Breast Cancer Awareness Month remains dedicated to increasing public knowledge about the importance of early detection of breast cancer diagnosis and treatment; and

WHEREAS, Many women still do not utilize mammography at regular intervals even though research indicates it is the best available method of detection; and

WHEREAS, The awareness campaign is sending out several key messages, most notably, the importance of early detection through annual mammography screening for women over 40; and

WHEREAS, The National Cancer Institute estimates in the United States, more than 180,000 new cases of breast cancer will be diagnosed this year and over 42,000 people will die; and

WHEREAS, In Somerset County, female breast cancer accounts for 16.2% of all cancer cases and 9.0% of all cancer deaths; and

WHEREAS, Taking advantage of early detection methods such as mammography and clinical breast exams could help the breast cancer death rate drop by approximately 30%; and

WHEREAS, The American Cancer Society has searched endlessly for a cure through vital research, and has the mammoth task of educating our community and all Americans of the risks of breast cancer. Its many volunteers who offer support in the form of support groups, accommodations and transportation assistance, medical equipment and more.

NOW, THEREFORE, BE IT PROCLAIMED That the Montgomery Township Committee does hereby recognize October, 2008 as Breast Cancer Awareness Month and urge all women and their families to get the facts about breast cancer and join us to celebrate successes and memorialize lost battles.

7-1. Committeeman Caliguire moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Wilson and carried unanimously

8. **PUBLIC COMMENT**

Mayor Birge opened the hearing to the public. There being no comment, the public hearing was closed.

9. **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 #08-10-274 - REFUND OVERPAID 2006, 2007 AND 2008 TAXES**

BE IT RESOLVED That refunds be given to the following for the overpayment of 2006, 2007 and 2008 taxes:

| <u>Block</u> | <u>Lot</u> | <u>Name</u> | <u>Amount</u> | <u>Year</u> |
|--------------|------------|---------------------------|---------------|-------------|
| 7026 | 7 | Sanchez, Roberto & Alexis | \$2,243.30 | 2006 |
| 7026 | 7 | Sanchez, Roberto & Alexis | \$2,344.53 | 2007 |
| 26001 | 9.05 | Amjad, Maqsood & Uzma | \$3,123.79 | 2008 |

B. **RESOLUTION #08-10-275 - REDEMPTION OF TAX SALE CERTIFICATE**

WHEREAS, The Township has received payment for the redemption of Tax Sale Certificate #2007-02 in the amount of \$21,398.75.

BE IT RESOLVED That a refund in the amount of \$21,398.75 be given to U.S. Bank-Cust/SASS Muni V Dtr, 2 Liberty Place, 50 S 16th Street, Suite 1950, Philadelphia, PA 19102 for the redemption of Tax Sale Certificate #2007-02 on Block 4065, Lot 3.

C. **RESOLUTION #08-10-276 - RAFFLE LICENSE #657 - Princeton Elks #2129**

BE IT RESOLVED By the Montgomery Township Committee that approval is hereby given for the Princeton Elks #2129 to conduct a Raffle under License #657 on December 19, 2008 at Lodge Home, Route 518, Blawenburg, NJ. The time for this Raffle will be from approximately 7:30 p.m. to 10:30 p.m.

D. **RESOLUTION #08-10-277 - RAFFLE LICENSE #658 - Orchard Hill Elementary School PTA**

BE IT RESOLVED By the Montgomery Township Committee that approval is hereby given for the Orchard Hill Elementary School PTA to conduct a Raffle under License #658 on November 21, 2008 at Princeton Airport, 41 Airpark Road, Princeton, NJ. The time for this Raffle will be from approximately 7:00 p.m. to 11:00 p.m.

E. **RESOLUTION #08-10-278 - ACCEPTANCE OF DONATION - 100 Bicycle Tail Lights to Police Department - Wheel Life Cycles**

BE IT RESOLVED That the Montgomery Township Committee hereby accepts a donation by Wheel Life Cycles of one hundred (100) Bicycle Tail Lights for the Montgomery Township Police Department.

(CONSENT AGENDA Cont.)

F. **RESOLUTION #08-10-279 - ACCEPTANCE OF DONATION - Holiday Tree for Senior Center - Mr. & Mrs. Enstrom**

BE IT RESOLVED That the Montgomery Township Committee hereby accepts a donation by Mr. & Mrs. Enstrom of a 7-foot Holiday tree for the Montgomery Township Senior Center.

G. **RESOLUTION #08-10-280 - AWARD OF BID - 2009 Ford Explorer 4WD or Equal**

WHEREAS, The following bids for 2009 Ford Explorer 4WD or Equal were received and were publicly opened on Thursday, September 18, 2008:

| <u>BIDDER</u> | <u>AMOUNT</u> |
|--------------------------|---------------|
| Plaza Ford/Motors Fleet | \$23,527.47 |
| Ditchman/Flemington Ford | \$23,740.00 |
| Winner Ford | \$23,574.00 |
| Lawrence Auto Group | \$23,703.00 |

WHEREAS, It is the recommendation of the Purchasing Agent that Plaza Ford/Motors Fleet be awarded the bid; it being the lowest responsible bidder; and

WHEREAS, A certificate as to the availability of funds has been signed by the Chief Financial Officer and is on file in the office of the Township Clerk.

WHEREAS, Said funds will be available from the 2008 Capital Ordinance.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the order for the 2009 Ford Explorer is hereby awarded to Plaza Ford/Motors Fleet, 900 Highway 35, Ocean, NJ 07712 in the amount of \$23,527.47

BE IT FURTHER RESOLVED That the Purchasing Agent is hereby authorized to sign said Purchase Order.

H. **RESOLUTION #08-10-281 - AWARD OF BID - Two (2) 2009 Ford Escapes 4WD or Equal**

WHEREAS, The following bids for Two (2) 2009 Ford Escapes 4WD or Equal were received and were publicly opened on Thursday, September 18, 2008:

| <u>BIDDER</u> | <u>AMOUNT</u> |
|--------------------------|---------------|
| Plaza Ford/Motors Fleet | \$36,030.70 |
| Ditchman/Flemington Ford | \$39,650.00 |
| Winner Ford | \$39,740.00 |
| Lawrence Auto Group | \$39,348.00 |

WHEREAS, It is the recommendation of the Purchasing Agent that Plaza Ford/Motors Fleet be awarded the bid; it being the lowest responsible bidder; and

WHEREAS, A certificate as to the availability of funds has been signed by the Chief Financial Officer and is on file in the office of the Township Clerk.

WHEREAS, Said funds will be available from the 2008 Capital Ordinance.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the order for the two (2) 2009 Ford Escapes is hereby awarded to Plaza Ford/Motors Fleet, 900 Highway 35, Ocean, NJ 07712 in the amount of \$36,030.70.

BE IT FURTHER RESOLVED That the Purchasing Agent is hereby authorized to sign said Purchase Order.

I. **RESOLUTION #08-10-282 - SUPPORTING THE MILLSTONE VALLEY SCENIC BYWAY CORRIDOR MANAGEMENT PLAN**

WHEREAS, In accordance with the New Jersey Scenic Byway Program, Route 27 between Laurel Avenue/Heathcote Brook Road (Franklin/South Brunswick Townships) and River Road (Princeton Township), River Road (Princeton and Montgomery Townships), Bridge Street, Crescent Street between Bridge and Reeves Streets, Reeves Street and Montgomery Avenue (Rocky Hill Borough), Montgomery Avenue, Route 206 between Montgomery Avenue and Orchard Road, Orchard Road between Route 206 and River Road/Bridgepoint Road, Bridgepoint Road between River Road and Route 206 and River Road (Montgomery Township), Millstone River Road (Hillsborough Township), Main Street south of Amwell Road and Amwell Road east of Main Street (Millstone Borough), Amwell Road west of Market Street, Market Street, Griggstown Canal Road, Route 603 (Franklin Township), the Blackwells Mill Causeway, the Griggstown Causeway and Route 518 between Route 603 (Franklin Township) and Reeves Street (Montgomery Township) are designated as a New Jersey State Scenic Byway; and

WHEREAS, In accordance with the New Jersey Scenic Byway Program, a Scenic Byway Corridor Management Plan was prepared with participation of the Millstone Valley Scenic Byway Advisory Committee, which included all municipalities along the Byway as well as Somerset, Middlesex, and Mercer Counties, under the sponsorship of NJDOT and adopted in September 2008; and

(CONSENT AGENDA Item I Cont.)

WHEREAS, The byway has been named as the Millstone Valley Scenic Byway; and

WHEREAS, The roadways provide the base of the corridor and connect the many historic districts and sites that make up the Millstone Valley Scenic Byway; and

WHEREAS, The Millstone Valley Scenic Byway and its Corridor will reinforce the existing D&R Canal and Millstone River Corridor with its many historic, environmental and recreational resources; and

WHEREAS, Two public meeting opportunities were provided to explain the Corridor Management Plan and obtain input from the general public; and

WHEREAS, The Corridor Management Plan includes strategies to preserve, protect and promote intrinsic qualities of the byway through actions that are not regulatory or otherwise mandated by the Plan; and

WHEREAS, Successful implementation of the Plan depends on cooperation, collaboration and support of municipalities and counties along the Byway; and

WHEREAS, Montgomery Township wishes to express its support for the concept of a Scenic Byway and its commitment to collaborate in the process necessary for its implementation.

NOW, THEREFORE, BE IT RESOLVED By the Township of Montgomery of the County of Somerset of the State of New Jersey, that it expressed its support of the Millstone Valley Scenic Byway Corridor Management Plan and its intention to participate in future implementation strategies described in the Plan.

J. **RESOLUTION # 08-10-283 - PURSUANT TO N.J.S.A. 40A:4-87** (Chapter 159, P.L. 1948) - Youth Athletic and Recreation Facility Grant 2008

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

WHEREAS, Said Director may also approve the insertion of any item of appropriation for an equal amount

NOW, THEREFORE, BE IT RESOLVED That the Township Committee of the Township of Montgomery hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget of the year 2008, in the amounts listed below, which item is now available as a revenue from the State of New Jersey;

| | |
|---|-------------|
| Youth Athletic and Recreation Facility Grant 2008 | \$15,000.00 |
|---|-------------|

BE IT FURTHER RESOLVED That a like sum, be, and the same, hereby is appropriated under the above appropriation titles.

BE IT FURTHER RESOLVED That two copies of this document with handwritten ink signature of the Clerk on certification be forwarded to the Division of Local Government Services.

K. **RESOLUTION # 08-10-284 - PURSUANT TO N.J.S.A. 40A:4-87** (Chapter 159, P.L. 1948) - Prior Year Grants as per the 2007 AFS

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

WHEREAS, Said Director may also approve the insertion of any item of appropriation for an equal amount

NOW, THEREFORE, BE IT RESOLVED That the Township Committee of the Township of Montgomery hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget of the year 2008, in the amounts listed below, which item is now available as a revenue from the State of New Jersey;

| | |
|---------------------------------|-------------|
| Recycling Tonnage Grant | \$ 4,598.37 |
| Body Armor Grant | \$ 4,523.75 |
| Body Armor Grant | \$ 3,437.79 |
| Somerset County Health Grant | \$ 5,521.00 |
| Somerset County Health Grant | \$ 180.00 |
| Drunk Driving Enforcement Grant | \$ 5,000.00 |
| SHARE Grant | \$20,000.00 |

(CONSENT AGENDA Item K Cont.)

BE IT FURTHER RESOLVED That a like sum, be, and the same, hereby is appropriated under the above appropriation titles.

BE IT FURTHER RESOLVED That two copies of this document with handwritten ink signature of the Clerk on certification be forwarded to the Division of Local Government Services.

L. **RESOLUTION #08-10-285 - REDUCTION OF PERFORMANCE GUARANTEE - Pleasant View Road**

WHEREAS, Gail Smith, Township Engineer, has certified on September 16, 2008 that a performance guarantee posted for Pleasant View Road may be reduced; and

WHEREAS, The remaining and partially completed improvements will be adequately covered by a reduced performance guarantee as specified in the Township Engineer's estimate dated September 18, 2008.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a reduced performance guarantee amounting to \$89,598.36 reduced from \$168,711.36 be posted as follows:

| | |
|--|-------------|
| 10% cash | \$ 8,959.84 |
| 90% cash, Letter of Credit, or Surety Bond | \$80,638.52 |

M. **RESOLUTION #08-10-286 - RELEASE OF MAINTENANCE GUARANTEE - Princeton Christian Church**

WHEREAS, Gail Smith, Township Engineer, has certified on September 23, 2008 that all public improvements in a project known as Princeton Christian Church have been in satisfactory continuous use for a period greater than two years and therefore recommends the release of the posted maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a Maintenance Bond in the amount of \$26,927.46 (cash) be released to Princeton Christian Church, 471 Cherry Valley Road, Princeton, NJ 08540.

BE IT FURTHER RESOLVED That the release of the Maintenance Bonds shall be conditioned upon the posting of adequate escrow funds.

N. **RESOLUTION #08-10-287 - AUTHORIZATION TO EXECUTE COPS TECHNOLOGY PROGRAM GRANT AGREEMENT FOR LAW ENFORCEMENT TECHNOLOGY**

BE IT RESOLVED By the Montgomery Township Committee that the Mayor and Clerk are hereby authorized to execute a grant agreement for a COPS Technology Program Grant for Law Enforcement Technology.

O. **MAYORAL APPOINTMENT WITH TOWNSHIP COMMITTEE CONSENT - Economic Development Commission**

BE IT RESOLVED That Daniel V. Madrid be hereby appointed Economic Development Commission, replacing David Jones, three year term expiring December 31, 2008.

9-1. Committeewoman Wilson moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Committeeman Caliguire and carried on the following:

ROLL CALL: Ayes - Joye, Wilson, Caliguire, Birge
Nays - None
Absent - Fay

10. **PRESENTATION OF SOFTBALL TROPHY**

Committeeman Caliguire and Recreation Director Karen Zimmerman presented the trophy won by the Montgomery Township Softball Team, made up of employees and municipal volunteers, against the Hillsborough Township Softball Team.

11. **RESOLUTION #08-10-288 - AUTHORIZING SERGEANT PROMOTIONAL PROCESS**

BE IT RESOLVED That the Montgomery Township Committee approves a promotional process to select a candidate for the position of Sergeant of Police for the Montgomery Township Police Department.

11-1. Committeeman Caliguire moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Joye and carried on the following:

ROLL CALL: Ayes - Joye, Wilson, Caliguire, Birge
Nays - None
Absent - Fay

12. **RESOLUTION #08-10-289 - REAFFIRMING THE TOWNSHIP OF MONTGOMERY'S APPLICATION TO DIVERT CERTAIN PARKLAND; NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES DIVISION; BLOCK 4001, LOTS 10.01, 10.02 and 10.03.**

WHEREAS, Transcontinental Gas Pipe Line Corporation (hereinafter "Transco") has applied for and received the requisite Federal Environmental Regulatory Commission approval (State and Municipal approvals being inapplicable except as hereinafter recited) to permit the construction of a new underground natural gas pipeline, which will be adjacent to a portion of Transco's existing natural gas pipeline running through the Township of Montgomery (the "Township"); and

WHEREAS, The proposed route traverses a parcel of land owned in fee by Theodore H. Pedersen, across which the Township holds a Conservation, Agricultural and Public Pathway Easement, located at 421 Belle Mead Blawenburg Road (County Route 601) about 100 feet north of the 3M railroad spur, also known and identified as Block 4001, Lots 10.01, 10.02 and 10.03 in the Township of Montgomery, County of Somerset ("the Property"); and

WHEREAS, Portions of the Property are encumbered with restrictions against disposal or diversion from recreation and conservation uses in accordance with the New Jersey Department of Environmental Protection, Green Acres Program, rules and regulations (N.J.S.A. 13:8A-1 et seq. and N.J.A.C. 7:36-1.1 et seq.); and

WHEREAS, The rules and regulations promulgated by the New Jersey Department of Environmental Protection, Green Acres Program, require that the Green Acres Bureau of Legal Services & Compliance Section and State House Commission be notified of and approve the diversion of the Green Acres encumbered properties, and approve the grant of an easement for said pipeline through the Green Acres property; and

WHEREAS, By Resolution No. 08-8-240, adopted on August 7, 2008, the Township Committee endorsed an application to divert the Township's conservation easement on the Property, as related to Transco's pipeline expansion project; and

WHEREAS, A public hearing concerning this matter was held on September 2, 2008 in the Township, in accordance with Green Acres Program regulations found at N.J.A.C. 7:36-26.11(e), for the purpose of obtaining public comment on the final application and to offer the public the opportunity to submit written comments; and

WHEREAS, All appropriate parties and property owners required to be notified of the public hearing were so notified according to applicable regulations; and

WHEREAS, Transco is required by the Green Acres regulations to provide compensation to the Township for the diversion of certain parkland described herein, in the form of: money; replacement land; or a combination of both; and

WHEREAS, Transco has proposed as replacement land to the Township a four (4) acre conservation easement on land near the Property, identified as a portion of Block 1001, Lot 42 in the Township, as owned in fee by Princeton Research Land; and

WHEREAS, The Township finds the replacement land constitutes adequate and satisfactory compensation for the diversion of certain parkland;

NOW THEREFORE BE IT RESOLVED By the Township Committee of the Township of Montgomery that the alignment shown on the attached drawing represents the preferred route for the pipeline easement over the existing conservation easement that shall be given by the Township to Transco upon obtaining the necessary Green Acres approval, and upon the transferal of title to the Township of the aforesaid replacement land; and

BE IT FURTHER RESOLVED That the Township finds that the four (4) acre replacement land as identified herein be and is sufficient and adequate compensation to the Township; and

BE IT FURTHER RESOLVED That the proper officials of the Township are authorized to immediately submit to the Green Acres Program a complete and final application for the diversion of the identified land for review and approval by the Commissioner of the Department of Environmental Protection and the State House Commission; and

BE IT FURTHER RESOLVED That the Clerk of the Township of Montgomery shall forward certified copies of this resolution to the New Jersey Department of Environmental Protection, Green Acres Program, and to Transco.

12-1. Committeeman Caliguire moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Joye and carried on the following:

ROLL CALL: Ayes - Joye, Wilson, Caliguire, Birge
Nays - None
Absent - Fay

13. ORDINANCE NO. 08-1298 - Volunteer Public Service - Introduction

A. Mayor Birge read the title of the ordinance as follows:

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF
MONTGOMERY IN SOMERSET COUNTY, NEW JERSEY (1984)
TO ESTABLISH PROVISIONS REGARDING MUNICIPAL
VOLUNTEER PUBLIC SERVICE

B. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby passed on first reading and that the same be published in an official newspaper as required by law together with a Notice of Pending Ordinance fixing October 16, 2008 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

13-1. Committeeman Joye moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Wilson and carried on the following:

ROLL CALL: Ayes - Joye, Wilson, Caliguire, Birge
Nays - None
Absent - Fay

14. APPROVAL OF MINUTES

14-1. Committeeman Caliguire moved the adoption of the Regular Session minutes of July 24, 2008. The motion was seconded by Committeeman Joye and carried unanimously.

14-2. Committeeman Caliguire moved the adoption of the Regular Session minutes of August 7, 2008. The motion was seconded by Mayor Birge and carried on the following:

ROLL CALL: Ayes - Caliguire, Birge
Nays - None
Absent - Fay
Abstain - Joye, Wilson

15. PAYMENT OF BILLS

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

WHEREAS, The Temporary 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.

15-1. Committeeman Caliguire moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Wilson and carried on the following:

ROLL CALL: Ayes - Joye, Wilson, Caliguire, Birge
Nays - None
Absent - Fay

16. MUNICIPAL PROSECUTOR SALARY REQUEST

Administrator Nieman reported that there had been a request from the Township's Municipal Prosecutor for an increase in his salary. He asked the Township Committee to review this request and suggested that it be brought up at a future meeting.

17. POLICE CAPITAL PURCHASE

Police Captain Robert Palmer requested a change in Capital purchases to reallocate funds from the purchase of Automatic External Defibrillators in order to purchase Mobile Vision Cameras.

17-1. Motion #08-10-2 - Committeewoman Wilson moved to approve the request by Captain Palmer to reallocate funds to purchase Mobile Vision Cameras. The motion was seconded by Committeeman Caliguire and carried on the following:

ROLL CALL: Ayes - Joye, Wilson, Caliguire, Birge
Nays - None
Absent - Fay

ADJOURNMENT was at 8:40 p.m. on a motion by Committeeman Caliguire. The motion was seconded by Committeewoman Wilson and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk