

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
May 21, 2015

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 Madrid, Deputy Mayor Trzaska, Committeemembers Graham, Smith and Sugden

Also present were:

TOWNSHIP ATTORNEY - Kristina P. Hadinger, Esq.

TOWNSHIP ADMINISTRATOR - Donato Nieman

CHIEF FINANCIAL OFFICER - Walter Sheppard

TOWNSHIP CLERK - Donna Kukla

2. Mayor Madrid 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. Mayor Madrid led the Salute to the Flag.

4. **EAGLE SCOUT PROJECT PRESENTATION - Nicholas Neves**

Nicholas Neves explained his project which was a 24 foot by 6 foot boardwalk that will located in the Cherry Brook preserve over a flood-prone area. He has approval from the Township Engineer and the Open Space Committee. He stated he would be building this with help from other members of his Boy Scout troop. He will be fundraising for the project and there would be no money necessary from the Township.

- 4-1. **Motion #15-5-3** - Committeewoman Graham moved to approve the Eagle Scout project of Nicholas Neves. The motion was seconded by Committeeman Smith and carried on the following:

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

5. **PROCLAMATION HONORING ROCK BROOK SCHOOL**

WHEREAS, Rock Brook School was established in 1974 to provide an intensive program that worked on language and sensory motor problems for children ages 2½ to 6 with communication handicaps; and

WHEREAS, Rock Brook School has grown and adapted to the needs of its students and the community and now serves children ages 5-21; and

WHEREAS, Rock Brook staff are dedicated, hardworking and invaluable resources; and

WHEREAS, Rock Brook staff personalize and develop goals for the student so it is tailored to that student's individual needs and ability; and

WHEREAS, Rock Brook staff know that all children can learn but not in the same way or at the same pace; and

WHEREAS, Rock Brook staff hold the highest expectations for success for their students in order that they can self-actualize to their fullest potential.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Montgomery does hereby proclaim May 29, 2015 Rock Brook School Appreciation Day, and congratulate them for more than 40 years of outstanding service.

- 5-1. Committeewoman Graham moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried unanimously.

6. **POLICE REPORT**

Police Director Palmer reported on the following activities of the Police Department for the month of April, 2015:

-- 33 motor vehicle accidents;
-- 19 arrests;
-- 10 thefts;
-- 5 burglaries;
-- 3 criminal mischief;
-- 2 domestic violence.

7. **TRANSCO - Leidy Southeast Project - Request for Relaxation of Construction Work Hours**

Thomas Hobiak, Williams-Transco representative, stated that they were requesting permission to work on May 31, June 7, June 14, June 21 and June 28, if necessary. He stated that they would definitely not work the weekend of Montgomery High School graduation.

- 7-1. **Motion #15-5-4** - Deputy Mayor Trzaska moved that Transco be permitted to work on Sundays from 9:00 a.m. to 5:00 p.m. on May 31, June 7, June 14, June 21 and June 28, 2015, if necessary, and that the Township Engineer be notified. The motion was seconded by Committeeman Smith and carried unanimously.

8. **PUBLIC COMMENT**

- 8-1. Dennis Helms, Poling Farm Court, spoke about the lack of Township funding for the Mary Jacobs Library. He pointed out that the funding had been decreased in the past from \$85,000.00 to a much smaller amount.

Mayor Madrid stated that it was some time ago when \$85,000.00 was the contribution. This year's contribution would be \$42,500.00 with the hope that if there was money remaining in the budget, the Township Committee would be able to raise that figure by the end of the year to \$50,000.00.

Deputy Mayor Trzaska explained that there was a portion of the residents' taxes that went to the Somerset County Library fund, and that supported the operations and all of the content. He believed that the library needed to seek more support, especially for the building and maintenance, from the County.

Committeewoman Graham suggested that Mr. Helms bring his concerns to the Somerset County Board of Chosen Freeholders.

- 8-2. Jessie Havens, Ludlow Avenue, spoke about the lack of Township funding for the Mary Jacobs Library. She stated that with the large municipal budget, the Township was not funding enough to the library. She also felt that what Montgomery funds in contrast to what Rocky Hill funds was very lop-sided. She asked that the Township Committee consider giving more to the library. She stated that the Township spends twice the amount of what they give to the library for recreation and she felt that priorities were out of order.
- 8-3. Maxine Baicker, Cherry Hill Road, spoke about the lack of Township funding for the Mary Jacobs Library. She has volunteered at the library for many years. She stated that so much of the library is run by volunteer help. The Foundation is doing the very best it can, but they can't do as much as she feels the Township is asking them to do. She asked that the Township give the library a little bit more funding than it is proposing.
- 8-4. Ms. Baicker also spoke about the church that is being built across Cherry Hill Road from her house. She found out that Bridgewater had passed an ordinance that said that no churches or schools could be built on streets that weren't County roads. She is asking that the Township Committee pass such an ordinance for future neighborhoods.

Administrator Nieman stated that the Bridgewater ordinance was found to be unconstitutional. Attorney Hadinger explained that the ordinance dealt with locating a religious institution on a road of certain dimensions and certain sizes. There was litigation regarding this in Bridgewater.

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

A. **RESOLUTION #15-5-119 - REFUND OVERPAID 2014 AND 2015 TAXES**

BE IT RESOLVED That refunds be given to the following for the overpayment of 2014 and 2015 taxes:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Amount</u>	<u>Year</u>
5004	27	Mehran Ardebili	\$ 4,021.25	2014
6001	5	Country Classics @ Montgomery	\$18,127.45	2015
15003	35	East Country Development Corp.	\$ 3,911.74	2015
25001	33.02CONDO	Robert & Suzanne Lichtenstein	\$ 3,107.86	2015
27001	8.01	Steven & Loretta DeRochi	\$ 1,332.15	2015
28001	5.01	K. Hovnanian @ Montgomery, LLC	\$28,164.51	2015

B. **RESOLUTION #15-5-120 - REDEMPTION OF TAX SALE CERTIFICATE**

BE IT RESOLVED That a refund in the amount of \$3,709.86 be given to Natu Patel, 505 Hoagland Court, Hillsborough, NJ 08844 for the redemption of Tax Sale Certificate #2011-31 on Block 37003, Lot 6.73.

C. **RESOLUTION #15-5-121 - REFUND UNUSED PORTION OF SPECIAL DUTY MONIES**

BE IT RESOLVED That a refund be given to the following business/company for monies owed by the Township of Montgomery for Private Duty Services;

Kermesse Sport, LLC
 P.O. Box 224
 Pineville, PA 18946
 \$42.50

D. **RESOLUTION #15-5-122 - ACCEPTANCE OF DONATION - Earth Day Fair -**
1st Constitution Bank

BE IT RESOLVED That the Montgomery Township Committee hereby accepts the following donation for the Earth Day Fair.

<u>Name</u>	<u>Amount</u>	<u>Check #</u>
1 st Constitution Bank	\$250.00	98648

(CONSENT AGENDA Cont.)

E. **RESOLUTION #15-5-123 - AUTHORIZING FIREWORKS PERMIT**

BE IT RESOLVED That authorization is granted for the Recreation Department to conduct a fireworks display on July 1, 2015 (raindate - July 6, 2015) at Montgomery High School. Approvals of the Police Department and Fire Protection Inspector Roy Mondt have been received.

F. **RESOLUTION #15-5-124 - WAIVER FROM FIRE INSPECTION FEES - Fireworks Display**

BE IT RESOLVED That fire inspection fees, totaling \$100.00 in connection with the fireworks display to be conducted July 1, 2015 (raindate - July 6, 2015) are hereby waived.

G. **RESOLUTION #15-5-125 - AUTHORIZING CLOSING OF SKILLMAN ROAD - Fireworks**

BE IT RESOLVED That Skillman Road between County Route 601 and Hollow Road, be closed to all vehicle traffic between the hours of 6:00 p.m. and 10:00 p.m. on July 1, 2015 (raindate - July 6, 2015) for the fireworks event.

H. **RESOLUTION #15-5-126 - APPROVAL OF OUTDOOR ASSEMBLY PERMIT - Princeton Airport**

BE IT RESOLVED By the Montgomery Township Committee as follows:

1. The Working Dog Winery has requested approval of the Township Committee to conduct an Fine Wine Tasting event at the Princeton Airport on June 6, 2015.
2. The Township Committee has considered the application and hereby grants the same subject to the following conditions:
 - (a) This approval is for the period specified and is not to be considered approval to conduct similar events without Committee approval.
 - (b) This event shall be held subject to the provisions of the Montgomery Township Code, Outdoor Assembly, Chapter 4-2.1.
3. The organizers will obtain the required approval from the Police Department regarding parking facilities, traffic plan and safety considerations.
4. The organizers will obtain the required health certificates from the Township Health Department.
5. The organizers will obtain the required construction permits and Fire Prevention inspections from the Township Code/Construction and Fire Prevention Departments.

I. **RESOLUTION #15-5-127 - AUTHORIZING A TEMPORARY SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF SOUTH BRUNSWICK FOR KENNEL SERVICES FOR 2015**

WHEREAS, Montgomery Township and South Brunswick Township each provide animal control services to their respective municipalities, which, at times, requires the impoundment and housing of animals at a kennel; and

WHEREAS, Montgomery maintains its own municipal facility for the impoundment and housing of animals; and

WHEREAS, Montgomery Township and South Brunswick Township wish to renew its Shared Services Agreement for 2015 to share the cost of said kennel, thereby allowing both to utilize the kennel for impoundment and housing of animals as the need arises.

NOW, THEREFORE, BE IT RESOLVED On this 21st day of May, 2015 by the Township Committee of the Township of Montgomery, County of Somerset, State of New Jersey, that:

1. The Mayor and Township Clerk shall be and are hereby authorized to execute a Temporary Shared Services Agreement for the period of March 1 through June 30, 2015 with the Township of South Brunswick to share in the cost of said kennel services, thereby allowing both to utilize the kennel for impoundment and housing of animals as the need arises.
2. A copy of said agreement shall remain on file in the office of the Township Clerk.

J. **RESOLUTION #15-5-128 - RELEASE OF ESCROW FEE - Janardhan Vellore - Street Opening Permit #14-R-57**

WHEREAS, George Remboske, Assistant to the Township Engineer, has recommended the release of the cash escrow fee to Janardhan Vellore because all work has been satisfactorily completed with respect to a street opening permit at Block 18016, Lot 3 (18 Hoffman Place).

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the cash escrow fee in the amount of \$100.00 be released to Janardhan Vellore, 18 Hoffman Place, Belle Mead, NJ 08502.

(CONSENT AGENDA Cont.)

K. **RESOLUTION #15-5-129 - AUTHORIZING REDUCED PERFORMANCE GUARANTEE - Staats Farm Road Developers, LLC - Final Major Subdivision (Block 7021, Lot 50)**

WHEREAS, Gail Smith, Township Engineer, has certified on May 15, 2015 that a performance guarantee posted for Staats Farm Road Developers, LLC - Final Major Subdivision (Block 7021, Lot 50) may be reduced; and

WHEREAS, The remaining and partially completed improvements will be adequately covered by a performance guarantee as specified in the Township Engineer's estimate dated March 2, 2015.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a reduced performance guarantee amounting to \$278,174.10, reduced from \$473,540.40, be posted as follows:

10% cash	\$ 27,817.41
90% cash, Letter of Credit, or Surety Bond	\$250,356.69

- 9-1. Deputy Mayor Trzaska moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Committeewoman Graham and carried on the following:

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

10. **TOWNSHIP ADMINISTRATOR APPOINTMENT - Employee Efficiency Incentive Committee**

BE IT RESOLVED That Stephanie Carey be hereby appointed Employee Efficiency Incentive Committee, Department Head Member, 3 year term expiring December 31, 2017.

BE IT FURTHER RESOLVED That Henry Kabus be hereby appointed Employee Efficiency Incentive Committee, Non-Department Head Staff Member, 3 year term expiring December 31, 2017.

11. **RESOLUTION #15-5-130 - AUTHORIZATION TO EXECUTE A RESTORATION AGREEMENT AND ACCEPT SETTLEMENT TERMS - TRANSCONTINENTAL GAS PIPE LINE COMPANY LLC (TRANSCO)**

WHEREAS, The Township is the fee owner of certain real property encumbered by Green Acres restrictions, identified as Block 27001, Lot 6 and Block 15001, Lot 26, and is the holder of conservation restrictions/easements across privately owned properties identified as Block 33001, Lots 18, 21, 26.01, 26.02 and 28.02, Block 26001, Lot 1.02, Block 16002, Lot 9.01, Block 4001, Lot 10.03 (collectively, the "Restricted Lands"), located in Montgomery Township, Somerset County, New Jersey, across which Transco presently holds an easement and owns and operates existing natural gas pipelines; and

WHEREAS, Transco's proposed Leidy Southeast Project (the "Project") will cross Green Acres Restricted Lands and, for the most part, parallel its existing pipelines, and Transco requires permanent and temporary easements in connection with its Project; and

WHEREAS, Transco recognizes that construction of the Project will impact the Restricted Lands and, therefore, has agreed to certain construction and restoration conditions; and

WHEREAS, The Project will also impact certain other real property owned by the Township that is not encumbered by Green Acres and/or conservation restrictions, identified as Block 15008, Lot 7 and Block 15010, Lot ("Unrestricted Lands"). There are detention basins on the Unrestricted Lands; and

WHEREAS, Transco has also agreed to construction and restoration conditions with respect to the Unrestricted Lands.

WHEREAS, the Township and Transco have also agreed to financial terms with regard to the acquisition of the interests on the Restricted Lands and Unrestricted Lands.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the Mayor and Clerk are hereby authorized to execute an agreement with Transco with regard to the construction and restoration of the aforementioned Restricted and Unrestricted Lands, and to accept the financial terms mutually agreed upon between the parties.

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

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

12. **RESOLUTION #15-5-131 - AUTHORIZATION TO EXECUTE RIGHT-OF-WAY AGREEMENTS BETWEEN MONTGOMERY TOWNSHIP AND TRANSCONTINENTAL GAS PIPE LINE COMPANY LLC (TRANSCO) AND ACCEPT SETTLEMENT TERMS**

WHEREAS, The Township is the fee owner of certain real property encumbered by Green Acres restrictions, identified as Block 27001, Lot 6 and Block 15001, Lot 26, located in Montgomery Township, Somerset County, New Jersey, across which Transco presently holds an easement and owns and operates existing natural gas pipelines; and

WHEREAS, Transco's proposed Leidy Southeast Project (the "Project") will cross Green Acres Restricted Lands and, for the most part, parallel its existing pipelines, and Transco requires permanent and temporary easements in connection with its Project; and

WHEREAS, Transco recognizes that construction of the Project will impact these Green Acres Restricted Lands and, therefore, has agreed to certain financial construction and restoration conditions; and

WHEREAS, the Township and Transco have also agreed to financial terms with regard to the acquisition of the interests on the Restricted Lands and Unrestricted Lands.

BE IT RESOLVED That the Mayor and Clerk are hereby authorized to execute right-of-way agreements between Montgomery Township and Transco for the purposes of laying, constructing, maintaining, operating, repairing, altering, replacing and removing Transco's pipelines and appurtenant facilities under, upon, over, through and across Block 15001, Lot 26 and Block 27001, Lot 6, and to accept the financial terms mutually agreed upon between the parties.

- 12-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Deputy Mayor Trzaska and carried on the following:

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

13. **RESOLUTION #15-5-132 - RESOLUTION CONSENTING TO THE PROPOSED WATER QUALITY MANAGEMENT (WQM) PLAN AMENDMENT ENTITLED: PIKE RUN PLAZA**

WHEREAS, The Montgomery Township Committee desires to provide for the orderly development of wastewater facilities within Montgomery Township; and

WHEREAS, The New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment services areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, The NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

WHEREAS, A proposed WQM plan amendment noticed in the New Jersey Register on May 20, 2015 for Pike Run Plaza has been prepared by Kleinfelder on behalf of Montgomery Township.

NOW, THEREFORE, BE IT RESOLVED On this 21st day of May, 2015 by the Montgomery Township Committee that:

1. The Montgomery Township Committee hereby consents to the amendment entitled Pike Run Plaza, and publicly noticed on May 20, 2015, prepared by Kleinfelder on behalf of Montgomery Township, for the purpose of its incorporation into the applicable WQM plan(s).
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4.

- 13-1. Deputy Mayor Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Sugden and carried on the following:

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

14. **RESOLUTION #15-5-133 - RESOLUTION AWARDED PROFESSIONAL SERVICES AGREEMENT - Licensed Real Estate Broker and Auctioneer Services - Max Spann Real Estate & Auction Co.**

WHEREAS, The Township of Montgomery ("Township") owns property referred to as a portion of Lot 13 within Block 23001 on the Montgomery Township Tax Map and referred to as the 1860 House ("Property"); and

WHEREAS, The Township no longer needs the Property for public use and therefore, seeks to sell the Property by public auction pursuant to N.J.S.A. 40A:12-13; and

WHEREAS, There exists a need for the Township to procure the services of a licensed real estate broker and auctioneer to assist the Township in listing, marketing and auctioning the Property; and

WHEREAS, Max Spann Real Estate & Auction Co. ("Max Spann") has offered to provide the sought-after services to the Township, and the Township seeks to retain the services of Max Spann; and

WHEREAS, The Township intends to list the Property for sale through Max Spann and to attempt to effectuate the sale of the Property at a public auction to be conducted by Max Spann; and

(Item #14 Cont.)

WHEREAS, The Township has a need to acquire these services without a "fair and open process" as defined by P.L. 2004, c.19, the "Local Unit Pay-to-Play Law" and in connection therewith, Max Spann has completed and filed with the Township the required Campaign Contributions Affidavit pursuant to N.J.S.A. 19:44A-20.8, Certification Regarding Political Contributions pursuant to N.J.S.A. 19:44A-20.26 and Affidavit Prerequisite to Execution of Agreement Exempt from Public Bidding and in Excess of \$5,000.00 pursuant to Section 2-22.2 of the Code of the Township of Montgomery (1984) (collectively, the "Pay-to-Play Forms"); and

WHEREAS, In consideration for its services, Max Spann shall be paid a Buyer's Premium of 10% of the sales price, which shall be added to the sales price and paid by the successful Purchaser at closing; and

WHEREAS, In the event the Township receives a qualified, conforming bid at the auction and for whatever reason a closing of title does not occur within 90 days of the auction, the Township shall be responsible for reimbursing Max Spann for up to \$7,000 of its out of pocket expenses; and

WHEREAS, The Administrator has determined and certified in writing that the value of the acquisition over the course of the contract is anticipated to exceed \$17,500.00; and

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

WHEREAS, The Chief Financial Officer has certified that sufficient funds are available for this purpose.

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

1. The Mayor and Clerk are hereby authorized and directed to enter into a Professional Services Agreement with Max Spann Real Estate & Auction Co. ("Max Spann") pursuant to the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. and this Resolution.
2. In consideration for its services, Max Spann shall be paid a Buyer's Premium of 10% of the sales price, which shall be added to the sales price and paid by the successful Purchaser at closing. In the event the Township receives a qualified, conforming bid at the auction and for whatever reason a closing of title does not occur within 90 days of the auction, the Township shall be responsible for reimbursing Max Spann for up to \$7,000 of its out of pocket expenses.
3. The term of the Agreement shall be one (1) year from the date thereof or upon consummation of the sale of the Property, whichever occurs first.
4. A copy of this Resolution, the Certification of Contract Value, the Township Administrator's Certification of Extraordinary Unspecifiable Service, the Pay-to-Play Forms and the agreement shall be placed on file in the Office of the Township Clerk.
5. A notice of this action shall be published in the official newspaper as required by law.

14-1. Deputy Mayor Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried on the following:

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

15. **RESOLUTION #15-5-134 - RESOLUTION DESIGNATING SPECIFIC TRACTS OF MUNICIPALLY-OWNED PARKS AND OPEN SPACES TO BE INCLUDED IN MONTGOMERY TOWNSHIP'S DEER MANAGEMENT PROGRAM PURSUANT TO CHAPTER IX, SECTION 9-9 OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) FOR THE HUNTING SEASON BEGINNING ON SEPTEMBER 12, 2015 AND ENDING ON FEBRUARY 20, 2016**

WHEREAS, as part of a comprehensive deer management plan and for the purpose of reducing the Township's white-tailed deer population, the Township Committee of the Township of Montgomery amended Chapter IX, "Parks and Recreation" of the Code of the Township of Montgomery (1984) ("Code") to allow limited hunting on the Township's parks and open spaces for the purpose of culling white-tailed deer; and

WHEREAS, Section 9-9 of the Code authorizes the Township Committee to designate annually by resolution which parks and open spaces will be made available for hunting through the Township's municipal deer management program and during which dates;

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MONTGOMERY as follows:

1. Pursuant to Section 9-9 of the Code of the Township of Montgomery (1984), the hunting of white-tailed deer will be allowed from September 12, 2015 to February 20, 2016 on the properties listed below and subject to the restrictions and conditions set forth herein:

(Item #15 Cont.)

A. Folusiak

Designation: Block 11001, Lot 56

Location: 63± acres located on Hollow Road

Seasons/dates: This property shall be open to bow and firearm hunters during all regular deer hunting seasons established by the State of New Jersey for deer management zones 12 and 14 for 2014-2015, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015 December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016
<u>Permit shotgun:</u>	December 2 - December 4, 2015 December 7 - December 12, 2015 December 16 - December 18, 2015 January 2 - February 13, 2016
<u>Permit muzzle-loader:</u>	November 30 - December 4, 2015 December 7 - December 12, 2015 December 14 - December 15, 2015 December 19 - December 24, 2015 December 26 - December 31, 2015 January 1 - February 13, 2016
<u>Six-day firearm:</u>	December 7 - December 12, 2015

Permits: No more than six (6) municipal deer management permits shall be issued for this property.

Other restrictions: This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

B. Opatut and Adjacent Land

Designation: Block 34001, Lots 35, 35.01, 35.06, 38.02, 43.02, 43.03, and an 18± - acre portion of Block 34023, Lot 72

Location: 165± acres located off of County Route 518 and Pine Brae Drive

Seasons: This property shall be open to bow and firearm hunters during all regular deer hunting seasons established by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015 December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016
<u>Permit shotgun:</u>	December 2 - December 4, 2015 December 7 - December 12, 2015 December 16 - December 18, 2015 January 2 - February 13, 2016
<u>Permit muzzle-loader:</u>	November 30 - December 4, 2015 December 7 - December 12, 2015 December 14 - December 15, 2015 December 19 - December 24, 2015 December 26 - December 31, 2015 January 1 - February 13, 2016
<u>Six-day firearm:</u>	December 7 - December 12, 2015

No more than eighteen (18) municipal deer management permits shall be issued for this property.

Other restrictions: Anyone with a permit for this property may also hunt on Lot 72, provided that said hunting on Lot 72 shall take place only from three (3) designated tree stand locations, and only bow hunting shall be permitted from said stands. The location of these designated tree stands shall be established by the Montgomery Township Police Department according to all applicable safety setbacks and requirements.

(Item #15 Cont.)

There shall be a "no firearm hunting" zone located on the easterly side of the northern portion of Lot 35 near the solar panel array located on the adjacent lot (Lot 38.03) as shown on the Deer Management Program Map. The boundaries of said "no firearm hunting" zone shall be clearly marked on the property. Only bow hunting shall be permitted in said zone and no loaded firearms shall be carried therein.

A portion of this property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

C. Dead Tree Run

Designation: Block 18026, Lot 27

Location: 69± acres located on Dead Tree Run Road

Seasons: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015
	December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than four (4) municipal deer management permits shall be issued for this property.

Other Restrictions: This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

D. Ingersoll-Rand

Designation: Block 23001, Lot 13

Location: 151± acres located on Montgomery Road

Seasons: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015
	December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than sixteen (16) municipal deer management permits shall be issued for this property.

Other Restrictions: This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

E. Runyon Farm-Fox Brook-Tomenchok

Designation: Block 15001, Lots 31, 29, and 34

Location: 141± acres located on State Highway Route 206 and Sunset Road

Seasons: This property shall be open to bow and firearm hunters during all regular deer hunting seasons established by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

(Item #15 Cont.)

<u>Fall bow:</u>	September 12 - October 30, 2015
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<u>Winter bow:</u>	January 1 - February 20, 2016
<u>Permit shotgun:</u>	December 2 - December 4, 2015 December 7 - December 12, 2015 December 16 - December 18, 2015 January 2 - February 13, 2016
<u>Permit muzzle-loader:</u>	November 30 - December 4, 2015 December 7 - December 12, 2015 December 14 - December 15, 2015 December 19 - December 24, 2015 December 26 - December 31, 2015 January 1 - February 13, 2016
<u>Six-day firearm:</u>	December 7 - December 12, 2015

Permits: No more than fourteen (14) municipal deer management permits shall be issued for this property.

Other restrictions: This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

F. Dale/Washington Well

Designation: Block 27001, Lot 6

Location: 63± acres located between County Route 518 and Burnt Hill Road

Seasons: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015 December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than seven (7) municipal deer management permits shall be issued for this property.

Other restrictions: There shall be a 15±-acre "no hunting" zone erected around the sledding area located in the northern portion of the property. The boundaries of said "no hunting" zone shall be clearly marked and shall further be delineated with snow fencing. No hunting whatsoever shall take place in said zone after the first snowfall or November 15, 2015, whichever is earlier.

A portion of this property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

There are periods when hunting may be interrupted on this property in connection with the gas pipeline project. Hunters are hereby notified that hunting will not be permitted while pipeline project activities are occurring. Notice of the interruption and its expected duration will be posted prior to the interruption of hunting activities.

G. Broadway Area

Designation: Block 4007, Lot 12, Block 4008, Lot 13, Block 4009, Lot 14, Block 4010, Lots 1, 2 and 3, and Block 4011, Lot 1.

Location: 50± acres located on County Route 601 and Broadway Road

Seasons: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

(Item #15 Cont.)

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015
	December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than six (6) municipal deer management permits shall be issued for this property.

Other restrictions: Hunting on Sundays shall be strictly prohibited.

H. Somerset Holdings/Bridgepoint Road Tract

Designation: Block 22001, Lots 10, 11, 12.02, 12.03, and a portion of Lot 5 excluding the northeastern portion between Mill Pond Road to the north and the southern lot line of Block 22024, Lot 5, as shown on the map on file in the office of the Township Clerk

Location: 35± acres located on Bridgepoint Road

Seasons: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015
	December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than four (4) municipal deer management permits shall be issued for this property.

Other restrictions: This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

I. Bennett Tract

Designation: Block 31010, Northern Portion of Lot 9.03

Location: 31± acres located on Provinceline Road

Seasons: This property shall be open to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016 including fall bow, permit bow and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015
	December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than two (2) municipal deer management permits shall be issued for this property. Permit eligibility for this property is restricted to 2014-2015 permittees who (i) harvested at least two (2) deer during the 2014-2015 season in accordance with the terms of their permit and (ii) pay the full permit price for this property to be their primary hunting assignment (i.e., \$100.00).

Other Restrictions: Bow hunting on this property shall only take place from designated tree stand locations. Absolutely no ground hunting or stalking shall be permitted, and all hunting must be from elevated tree stands. The location of these designated tree stands shall be established by the Montgomery Township Police Department according to all applicable safety setbacks and requirements. No hunting shall take place when there is snow on the property. No hunting whatsoever is permitted in the southern portion of Lot 9.03. (Consult the Deer Management Program Map for this property.)

This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

(Item #15 Cont.)

J. Platz Tract

Designation: Block 15001, Lot 26 & Block 15004, Lot 9

Location: 39± acres located on Dutchtown-Harlingen Road

Seasons: This property shall be open to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016 including fall bow, permit bow and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015
	December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than two (2) municipal deer management permits shall be issued for this property. Permit eligibility for this property is restricted to 2014-2015 permittees who (i) harvested at least two (2) deer during the 2014-2015 season in accordance with the terms of their permit and (ii) pay the full permit price for this property to be their primary hunting assignment (i.e., \$100.00).

Other Restrictions: Bow hunting on this property shall only take place from designated tree stand locations. Absolutely no ground hunting or stalking shall be permitted, and all hunting must be from elevated tree stands. The location of these designated tree stands shall be established by the Montgomery Township Police Department according to all applicable safety setbacks and requirements.

This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

There are periods when hunting may be interrupted on this property in connection with the gas pipeline project. Hunters are hereby notified that hunting will not be permitted while pipeline project activities are occurring. Notice of the interruption and its expected duration will be posted prior to the interruption of hunting activities.

K. Montgomery Meadows

Designation: Block 15001, Lot 43

Location: 16.4 acres located on Brandywine Road

Seasons: This property shall be open to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016 including fall bow, permit bow and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015
	December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than two (2) municipal deer management permits shall be issued for this property. Permit eligibility for this property is restricted to 2014-2015 permittees who (i) harvested at least two (2) deer during the 2014-2015 season in accordance with the terms of their permit and (ii) pay the full permit price for this property to be their primary hunting assignment (i.e., \$100.00).

Other Restrictions: Bow hunting on this property shall only take place from designated tree stand locations. Absolutely no ground hunting or stalking shall be permitted, and all hunting must be from elevated tree stands. The location of these designated tree stands shall be established by the Montgomery Township Police Department according to all applicable safety setbacks and requirements.

Hunting on Sundays shall be strictly prohibited.

(Item #15 Cont.)

L. Saxon Ridge

Designation: Block 16012, Lots 1.02 and 1.03

Location: 17.4± acres located at the corner of Route 601 and Sunset Road, and on Saxon Way

Seasons: This property shall be open to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016 including fall bow, permit bow and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015
	December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than four (4) municipal deer management permits shall be issued for this property; however, only two (2) permits may be in use at the same time. Permit eligibility for this property is restricted to 2014-2015 permittees who have (i) harvested at least two (2) deer during the 2014-2015 season in accordance with the terms of their permit and (ii) pay the full permit price for this property to be their primary hunting assignment (i.e., \$100.00).

Other Restrictions: Bow hunting on this property shall only take place from designated tree stand locations. Absolutely no ground hunting or stalking shall be permitted, and all hunting must be from elevated tree stands. The location of these designated tree stands shall be established by the Montgomery Township Police Department according to all applicable safety setbacks and requirements. No hunting shall take place when there is snow on the property. There shall be no hunting in areas south of the brook that traverses the property. Permittees shall be restricted to use of tree stands furnished by the Township.

Hunting on Sundays shall be strictly prohibited.

M. Nicolaysen and Opatut Landlocked

Designation: Block 34001, Lots 36 and 37.02

Location: 111± acres located on Cherry Valley Road

Seasons/dates: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015
	December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than seven (7) municipal deer management permits shall be issued for this property.

Other restrictions: Hunting on Sundays shall be strictly prohibited.

N. Zeloof

Designation: Block 15001, Lot 1

Location: 29.73± acres located on Belle Mead Blawenburg Road

Seasons/dates: This property shall be open to bow and firearm hunters during all regular deer hunting seasons established by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

(Item #15 Cont.)

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015 December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016
<u>Permit shotgun:</u>	December 2 - December 4, 2015 December 7 - December 12, 2015 December 16 - December 18, 2015 January 2 - February 13, 2016
<u>Permit muzzle-loader:</u>	November 30 - December 4, 2015 December 7 - December 12, 2015 December 14 - December 15, 2015 December 19 - December 24, 2015 December 26 - December 31, 2015 January 1 - February 13, 2016
<u>Six-day firearm:</u>	December 7 - December 12, 2015

Permits: No more than five (5) municipal deer management permits shall be issued for this property.

Other restrictions: Hunting on Sundays shall be strictly prohibited.

O. Montgomery Woods

Designation: Block 37002, Lot 2.01

Location: 6.064± acres located on River Road

Seasons/dates: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015 December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than two (2) municipal deer management permits shall be issued for this property.

Other restrictions: Hunting on Sundays shall be strictly prohibited.

P. Potter Tract/Rock Mill Park

Designation: Block 10001, Lot 20

Location: 10± acres located on Grandview Road

Seasons/dates: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 12 - October 30, 2015
<u>Permit bow:</u>	October 31 - December 24, 2015 December 26 - December 31, 2015
<u>Winter bow:</u>	January 1 - February 20, 2016

Permits: No more than two (2) municipal deer management permits shall be issued for this property.

Other restrictions: Hunting on Sundays shall be strictly prohibited.

2. Except as otherwise set forth, hunting shall be allowed only during the dates designated by the State of New Jersey Department of Environmental Protection, Division of Fish and Wildlife for the applicable seasons listed above. The specific dates shall be set forth on each permit. Any dates set forth on the permits notwithstanding, the Township may make it a condition of any permit that hunting not take place on certain days as may be necessary to protect the health and safety of the public.

3. The taking of a coyote while engaging in deer hunting on Township property is permissible, provided that hunters abide by all State regulations on coyote hunting. Coyote hunting on Township property shall be incidental to, and not separate from, deer hunting and shall conclude on the last day of the deer hunting season. The hunting of coyote at night is strictly prohibited. *The hunting, shooting or killing any other game is strictly prohibited.*

4. Hunting may take place only pursuant to the requirements set forth in Section 9-9 of the Code of the Township of Montgomery (1984) ("Code"). *Except for the provisions set forth hereinabove prohibiting hunting on Sundays, all applicable State and local regulations shall remain in effect and nothing herein shall be construed to abrogate same.*

(Item #15 Cont.)

5. Pursuant to Section 9-9 of the Code, every permittee shall be required to participate in a hunter orientation and safety course to be conducted by an agent of the New Jersey Division of Fish and Wildlife, as well as in a property-specific hunter orientation and safety course to be conducted by a member of the Montgomery Township Wildlife Committee.

6. Warning signs shall be posted at the entrances to the properties designated above and in the vicinity of tree stands; in addition, the properties shall be posted in accordance with any specific terms and conditions of the individual permits.

7. All permittees shall be required to check in with the Police Dispatcher prior to hunting any property. This procedure shall be required each time the permittee intends to hunt.

8. A press release and a legal notice in a form approved by the Township Attorney notifying the public of the above designated dates and locations shall be published on the Township's website and in the Township's newsletter and shall be submitted to the Township's officially-designated newspapers as well as such others newspaper or newspapers as may be deemed advisable to publicize the above-referenced dates and locations as widely as possible. In addition, individual notices shall be sent to all property owners situated within two hundred feet of the properties set forth above.

9. The Township reserves the right to modify the conditions and restrictions set forth above at any time, including after issuance of 2015-2016 permits, in the interests of the public health, safety and welfare of Township residents.

10. Permittees are limited to use of one portable tree stand per permittee, except on properties where the tree stand has been furnished by the Township in which instance(s), the permittee shall be required to use the stand furnished by the Township.

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

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

16. **2015 MUNICIPAL BUDGET**

A. **RESOLUTION #15-5-135 - REGARDING PUBLIC HEARING OF THE 2015 LOCAL MUNICIPAL BUDGET OF THE TOWNSHIP OF MONTGOMERY, STATEMENTS OF REVENUES AND APPROPRIATIONS**

WHEREAS, For at least one week, the complete Municipal Budget as advertised, has been posted in a public place, in the Municipal Building; and

WHEREAS, The 2015 Budget has been made available to each and every person requesting the same for at least one week.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee (not less than a majority of the full membership concurring) of the Township of Montgomery in Somerset County, that the Township Committee hereby determines that the 2015 Municipal Budget, Statements of Revenues and Appropriations shall be read by title, and that the conditions of N.J.S.A. 40A:4-8, Sections 1A and 1B, have been satisfied.

A-1. Deputy Mayor Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Sugden and carried on the following:

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

B. **REPORT FROM CHIEF FINANCE OFFICER**

Walter Sheppard, Chief Financial Officer, explained the three minor adjustments to the 2015 budget. All of these do not meet the level to require an amendment to the budget. The subtotal on page 29 was incorrect which did not affect the total of the budget; on page 4 there is an adjustment to revenues, fees and permits, increasing that amount by \$600.00; and there is an adjustment to the capital improvement fund on page 26, increasing that amount by \$600.00. He also handed out a form developed by the Division of Local Government Services that will be submitted with the approved budget and will be posted on the Township's website.

C. **2015 MUNICIPAL BUDGET - Public Hearing**

a. Deputy Mayor Trzaska moved to open the hearing to the public. The motion was seconded by Committeeman Sugden and carried unanimously.

There being no comment, Committeeman Trzaska moved to close the public hearing. The motion was seconded by Committeeman Smith and carried unanimously.

(Item #16 Cont.)

D. **RESOLUTION #15-5-136 - ADOPTION OF THE 2015 MUNICIPAL BUDGET**

BE IT RESOLVED By the Township Committee of the Township of Montgomery, County of Somerset, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purpose stated of the sums therein set forth as appropriations, and authorization of the amount of \$26,873,016.04 for municipal purposes and certification to the County Board of Taxation of the following summary of general revenues and appropriations.

(1)	GENERAL REVENUES	
	Surplus Anticipated	\$ 4,305,000.00
	Miscellaneous Revenue Anticipated	8,797,341.30
	Receipts from Delinquent Taxes	670,900.00
(2)	AMOUNT TO BE RAISED BY TAXATION FOR	
	MUNICIPAL PURPOSES	<u>13,099,774.74</u>
	TOTAL REVENUES	\$26,873,016.04
(3)	GENERAL APPROPRIATIONS	
	Within "CAPS"	
	Operations Including Contingent	\$17,229,317.00
	Deferred Charges and Statutory	
	Expenditures - Municipal	2,154,970.00
	Excluded from "CAPS"	
	Operations - Total Operations	
	Excluded from "CAPS"	1,463,904.62
	Capital Improvements	300,450.00
	Municipal Debt Service	4,562,550.00
	Total Deferred Charges	118,000.00
	Reserve for Uncollected Taxes	<u>1,043,824.42</u>
	TOTAL APPROPRIATIONS	\$26,873,016.04

D-1. Deputy Mayor Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Sugden and carried on the following:

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

17. **ORDINANCE #15-1490 - Affordable Housing Administrative Fees - Public Hearing**

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

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY IN SOMERSET COUNTY, NEW JERSEY CONCERNING AFFORDABLE HOUSING ADMINISTRATIVE FEES AND AMENDING CHAPTER XV OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984).

B. Mayor Madrid opened the hearing to the public. There being no comment, Committeewoman Graham moved that the public hearing be closed. The motion was seconded by Deputy Mayor Trzaska and carried unanimously.

C. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 21st day of May, 2015 and that notice thereof be published in an official newspaper as required by law.

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

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

18. **ORDINANCE #15-1491 - Deer Management - Introduction**

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

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY IN SOMERSET COUNTY, NEW JERSEY CONCERNING ELIGIBILITY FOR DEER HUNTING PERMITS AMENDING SUBSECTION 9-9.e OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984).

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 June 4, 2015 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

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

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

19. **APPROVAL OF MINUTES - May 7, 2015**

The minutes of May 7, 2015 were approved with the addition of the line "...and that Transco provide training to Township representatives and staff" to Item #8-2 on page 2.

20. **PAYMENT OF BILLS**

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

WHEREAS, The Chief Finance 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.

20-1. Deputy Mayor Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Graham and carried on the following:

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

21. **BOARD OF HEALTH**

Committeewoman Graham stated that the Board of Health is preparing a presentation to the Township Committee on their priorities.

22. **RECREATION COMMITTEE**

Committeeman Sugden stated that the Recreation Committee participated in a meeting with the heads of the Township's sports organizations regarding a possible new Master Plan. This was a precursor for a survey about the needs for the Township recreational areas. Two items that were brought to the forefront were: more turf fields and more shade at the recreation fields.

23. **ECONOMIC DEVELOPMENT COMMISSION**

Committeeman Smith stated that the Economic Development Commission would be mailing out their new directories to the Township residents.

24. **FIREWORKS COMMITTEE**

Deputy Mayor Trzaska stated that the Fireworks Committee is pretty close to having the 2015 Fireworks ready to go.

25. **PLANNING BOARD**

Mayor Madrid stated that there was a minor application at a recent Planning Board meeting to allow Sharbell to move dirt.

27. **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 are as follows:
 - Personnel Issue;
 - Advice of Counsel with respect to affordable housing matters and anticipated litigation.
3. It is unknown precisely when the matters discussed in this session will be disclosed to the public. Matters concerning litigation may be announced upon the conclusion of any trial or settlement of the litigation.

27-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Deputy Mayor Trzaska and carried unanimously.

28. The meeting reconvened in Open Session and adjournment was at 9:00 p.m. on a motion by Deputy Mayor Trzaska. The motion was seconded by Committeewoman Graham and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk