

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
March 19, 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, Committeeman Sugden
Committeewoman Graham (via telephone)
Committeeman Smith was absent

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. **PROCLAMATION - Arbor Day 2015**

WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, This holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, This year marks the 143rd Anniversary of Arbor Day; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, Trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, Trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, Trees, wherever they are planted, are a source of joy and spiritual renewal; and

WHEREAS, Montgomery Township has been recognized as a Tree City USA by the National Arbor Day Foundation and desires to continue its tree-planting ways;

NOW, THEREFORE, BE IT RESOLVED That the Montgomery Township Committee hereby proclaims April 17, 2015 as ARBOR DAY in the Township of Montgomery, and urges all citizens to support efforts to protect our trees and woodlands and to support our Township's urban forestry program; and

BE IT FURTHER RESOLVED That the Governing Body urges all citizens to plant trees to gladden the hearts and promote the well-being of present and future generations.

- 4-1. Deputy Mayor Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Sugden and carried unanimously.

5. **POLICE REPORT**

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

-- 54 motor vehicle accidents;
-- 17 arrests;
-- 3 thefts;
-- 1 burglary;
-- 2 criminal mischief;
-- 4 domestic violence.

6. **PUBLIC COMMENT**

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

7. **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 #15-3-64 - REFUND OVERPAID 2013 TAXES**

BE IT RESOLVED That a refund in the amount of \$2,214.55 be given to Sampat, Jai & Vandana, 32 Garfield Way, Princeton, NJ 08540 for the overpayment of 2013 taxes on Block 37004 Lot 6.81.

(CONSENT AGENDA Cont.)

B. RESOLUTION #15-3-65 - REFUND UNUSED PORTION OF SPECIAL DUTY SERVICES

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;

Riggs Distler & Company
4 Esterbrook Lane
Cherry Hill, NJ 08003
\$805.00

C. RESOLUTION #15-3-66 - APPROVAL OF FIREWORKS - Bedens Brook Club

BE IT RESOLVED That authorization is granted for the Bedens Brook Club to conduct a fireworks display on June 19, 2015 at the Bedens Brook Club Golf Course/Range. Approvals have been granted by the Police Department and Fire Protection Inspector Roy Mondì.

D. RESOLUTION #15-3-67 - APPROVAL OF USE OF TENT - Run with Rotary 2015

BE IT RESOLVED That the Montgomery Township Committee hereby approves the use of the Township tent for the Run with Rotary 2015 road race as the Township Recreation Department will be one of the sponsors of the event and the advertising will be provided to the Township. The event will be held on Sunday, April 26, 2015.

E. RESOLUTION #15-3-68 - APPROVAL OF OUTDOOR ASSEMBLY - Run with Rotary 2015

BE IT RESOLVED By the Montgomery Township Committee as follows:

1. The Rotary Club of Montgomery/Rocky Hill has requested approval of the Township Committee to conduct a 5-K race and 1-mile fun walk on April 26, 2015. The events will start and finish at the Montgomery Upper Middle School parking lot.
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 Township Committee approval.
 - (b) Portions of Main Boulevard, Bergen Circle, Larocque Circle, Morrow Road, and Lake Drive in Somerset County Skillman Park will be closed to vehicular traffic on Sunday, April 26, 2015 beginning at 10:00 a.m.
 - (c) 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 have obtained the required tent permit from Township Fire Marshall, Roy Mondì.
5. The organizers have obtained the required health certificates from the Township Health Officer, Stephanie Carey.

F. RESOLUTION #15-3-69 - APPROVAL OF OUTDOOR ASSEMBLY - Carrier Clinic

BE IT RESOLVED By the Montgomery Township Committee as follows:

1. Carrier Clinic has requested approval of the Township Committee to conduct an Outdoor Assembly for the Carrier Clinic Walk of Hope at 252 Route 601, Belle Mead, NJ 08502 on September 19, 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 Montgomery Township Police Department has reviewed and approved the application.
4. The organizers will obtain the required health certificates from the Township Health Department, if applicable.
5. The organizers will obtain the required construction permits and Fire Prevention inspections from the Township Code/Construction and Fire Prevention Departments, if applicable.

(CONSENT AGENDA Cont.)

G. **RESOLUTION #15-3-70 - AUTHORIZING REDUCTION OF PERFORMANCE BOND -
Country Classics at Foxbrook (Block 6001, Lot 5)**

WHEREAS, Gail Smith, Township Engineer, has certified on February 19, 2015 that a performance guarantee posted for Country Classics at Foxbrook (Block 6001, Lot 5) 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 November 7, 2014.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a reduced performance guarantee amounting to \$1,345,949.00, reduced from \$2,313,657.00, be posted as follows:

10% cash	\$ 134,595.00
90% cash, Letter of Credit, or Surety Bond	\$1,211,354.00

H. **RESOLUTION #15-3-71 - EXTENSION OF TIME TO COMPLETE IMPROVEMENTS -
Various Projects**

WHEREAS, Gail Smith, Township Engineer, has certified on February 7, 2014 that adequate funds remain in the posted guarantees to cover the remaining public improvements in the following developments and therefore recommends time extensions to complete said improvements:

<u>Development</u>	<u>New Completion Date</u>
Westwinds Farm, Phase 1 (East Country Estates)	October 10, 2015
Westwinds Farm, Phase 2	April 3, 2016
Westwinds Farm, Phase 3	March 25, 2016
Westwinds Farm, Phase 5	March 25, 2016

I. **RESOLUTION #15-3-72 - APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY - 2015 Distracted Driving Crackdown - U Drive, U Text, U Pay**

BE IT RESOLVED That the Township Committee of the Township of Montgomery formally approves the grant application for a 2015 Districted Driving Crackdown - U Drive, U Text, U Pay Grant.

BE IT FURTHER RESOLVED That the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Montgomery Township and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

J. **RESOLUTION #15-3-73 - AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT PURSUANT TO N.J.S.A. 40A:65-1, et seq., WITH THE BOROUGH OF ROCKY HILL FOR PUBLIC HEALTH SERVICES**

WHEREAS, The governing bodies of the Township of Montgomery and the Borough of Rocky Hill desire to execute a shared services agreement pursuant to N.J.S.A. 40A:65-1, et seq., for public health services; and

WHEREAS, A shared services agreement, setting forth the rights and responsibilities of Montgomery Township and Rocky Hill Borough, has been prepared and circulated for approval by the governing bodies of Montgomery and Rocky Hill.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery, Somerset County, New Jersey, that the Township Committee approves the Township's participation in the shared services agreement with the Borough of Rocky Hill for public health services; and further that the Mayor and Clerk are authorized and directed to execute the shared services agreement; and

BE IT FURTHER RESOLVED That a copy of the shared services agreement will be available, pursuant to N.J.S.A.40A:65-5.b., at the offices of the Township Clerk for public inspection.

K. **RESOLUTION #15-3-74 - AUTHORIZING FIRST AMENDMENT TO CONSTRUCTION SEQUENCE AGREEMENT - Carrier Clinic, Inc. (PB-05-13)**

BE IT RESOLVED That the Mayor and Clerk are hereby authorized to execute a first amendment to the Construction Sequence Agreement for Carrier Clinic, Inc.

L. **RESOLUTION #15-3-75 - ENDORSING SUBMISSION OF THE RECYCLING TONNAGE GRANT APPLICATION**

WHEREAS, The Mandatory Source Separation and Recycling Act, PL 1987, c.102 has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

(CONSENT AGENDA Item L Cont.)

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED By the Township Committee of Montgomery that Montgomery Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Arthur Villano to ensure that the application is properly filed.

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

M. **TOWNSHIP COMMITTEE APPOINTMENT - Millstone Valley Scenic Byway**

BE IT RESOLVED That Donato Nieman, Lauren Wasilauski, and Lori Savron as Alternate are hereby appointed to the Millstone Valley Preservation Coalition to represent the Township's interest with regard to the Millstone Valley Scenic Byway.

7-1. Committeeman Sugden moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Deputy Mayor Trzaska and carried on the following:

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

8. **RESOLUTION #15-3-76 - AUTHORIZING CHANGING THE NAME OF MONTGOMERY PARK TO MONTGOMERY VETERANS PARK**

BE IT RESOLVED That the Montgomery Township Committee hereby approves changing the name of Montgomery Park to Montgomery Veterans Park.

8-1. 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, Graham, Trzaska, Madrid
Nays - None
Absent - Smith

9. **RESOLUTION #15-3-77 - AUTHORIZING THE EXECUTION OF A MUTUAL GENERAL RELEASE IN LITIGATION CAPTIONED TOWNSHIP OF MONTGOMERY V. BRENDA JANNER**

WHEREAS, The Township is currently involved in litigation entitled *Township of Montgomery v. Brenda Janner*, Superior Court of New Jersey, Somerset County, Docket No. SOM-C-12005-15, concerning the adoption of a dog from the Montgomery Township Animal Shelter; and

WHEREAS, Since the filing of the litigation, the Parties have amicably settled the claims set forth in the litigation, and now desire to enter into a Mutual General Release to resolve the pending litigation and other matters; and

WHEREAS, Settlement of the litigation presents an opportunity to resolve the various matters pending between the Parties, will result in significant cost saving and other benefits to the Parties, and will provide certainty regarding the outcome of claims asserted.

NOW, THEREFORE, BE IT RESOLVED On this 19th day of March 2015 by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey, as follows:

1. The preamble to this Resolution is hereby incorporated as if more fully set forth herein.
2. The Mayor and Township Clerk are hereby authorized and directed to sign on behalf of the Township the above-referenced Mutual General Release.
3. The Mayor, Township Administrator, Township Clerk, Township Attorney, and other appropriate officers, employees and professionals, are hereby authorized and directed to prepare and execute any and all documents and undertake any and all acts necessary to effectuate the above-referenced settlement.
4. This Resolution shall take effect immediately.

9-1. 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, Graham, Trzaska, Madrid
Nays - None
Absent - Smith

10. **RESOLUTION #15-3-78 - AUTHORIZING PURCHASE OF SCHOOL SUPPLIES FOR KID CONNECTION THROUGH NEW JERSEY STATE CONTRACT**

WHEREAS, Exemptions from competitive bidding are allowed for items/services purchased through New Jersey State Contract per N.J.S.A. 40A:11-12; and

WHEREAS, The Township of Montgomery has determined the following State Contract identifier 1NJCP Contract #80976 has provided the Township with the most competitive price for these items/services; and

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

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that the following purchase for school supplies at a not to exceed amount of \$10,000 be authorized through the utilization of the New Jersey State Contract, expiring February 28, 2016, to:

S & S Worldwide
P. O. Box 513
Colchester, CT 06415

10-1. 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, Graham, Trzaska, Madrid
Nays - None
Absent - Smith

11. **RESOLUTION #15-3-79 - AUTHORIZING THE TOWNSHIP OF MONTGOMERY TO JOIN THE MORRIS COUNTY CO-OP**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a cooperative pricing system to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, The County of Morris, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, The fee to join this co-op is \$1,250.00 for one (1) year and will not exceed that amount. **A DISCOUNT IN THE AMOUNT OF ONE HUNDRED FIFTY DOLLARS (\$150.00) SHALL BE APPLIED TO MEMBERS WHO SUBMIT THEIR PAYMENT EARLY.**

WHEREAS, The Chief Financial Officer has certified that there are sufficient funds available for this purchase in Account Number: 01-201-20-130-2-051.

NOW, THEREFORE, BE IT RESOLVED That this Resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Montgomery pursuant to the provisions of N.J.S.A. 40A:11-11 (5).

BE IT FURTHER RESOLVED That the Purchasing Agent is hereby authorized to enter into a cooperative Pricing Agreement with the Lead Agency.

BE IT FURTHER RESOLVED That the Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. and all other provisions of the revised statutes of the State of New Jersey. This resolution shall take effect immediately upon passage.

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

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

12. **RESOLUTION #15-3-80 - AUTHORIZING TEMPORARY EMERGENCY APPROPRIATIONS**

WHEREAS, The 2015 Municipal Budget has not been adopted and there is a need to increase the Temporary Budget prior to the 2015 Budget being adopted, in order to maintain operations until such time as the Township Budget is in place; and

WHEREAS, N.J.S.A. 40A:4-20 provides for approval of emergency temporary appropriations prior to the Municipal Budget being adopted, by a confirming vote of two-thirds of the full governing body;

NOW, THEREFORE, BE IT RESOLVED, by confirmation of two-thirds of the full governing body, that the Chief Finance Officer is authorized to increase the temporary emergency appropriations as follows:

(Item #12 Cont.)

Current Fund

Finance	
Other Expenses	\$10,000.00
Shade Tree	
Other Expenses	\$3,000.00
PERS	
Other Expenses	\$2,913.00

Sewer Utility Fund

PERS	
Other Expenses	\$440.00

12-1. 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, Graham, Trzaska, Madrid
Nays - None
Absent - Smith

13. **RESOLUTION #15-3-81 - RESOLUTION AUTHORIZING THE PROVISION OF A LOAN PURSUANT TO THE TOWNSHIP OF MONTGOMERY AFFORDABILITY ASSISTANCE PROGRAM FOR THE PURCHASER OF AN AFFORDABLE HOUSING UNIT LOCATED AT 61 RIVER BIRCH CIRCLE**

WHEREAS, Applicant 2015-5 ("Owner") is under contract to purchase 61 River Birch Circle, Princeton, NJ 08540, a property governed by the statutes, ordinances, rules and regulations restricting occupancy and use of the property as an affordable housing unit; and

WHEREAS, The Owner has requested a down payment assistance loan through Montgomery Township's Affordability Assistance Program toward the purchase of 61 River Birch Circle; and

WHEREAS, The Township's Affordable Housing Administrative Agent, Community Grants Planning and Housing, has reviewed the Owner's application and qualified the Owner for the requested assistance; and

WHEREAS, The amount of the requested Loan for down payment assistance is \$25,000.00 and

WHEREAS, The Township is willing, pursuant to the Affordable Assistance Program, to extend a Loan to the Owner in the amount of \$25,000.00; and

WHEREAS, The funding for the Loan will be from the Montgomery Township Affordable Housing Trust Fund.

NOW THEREFORE BE IT RESOLVED On this 19th day of March, 2015, by the Township Committee of Montgomery, County of Somerset, State of New Jersey, that:

1. The Mayor and Clerk are hereby authorized, pursuant to the Township's Affordability Assistance Program, to enter into an Affordability Assistance Program Repayment Agreement with Owner and provide Owner with a Loan to be used as a down payment toward the purchase of an affordable housing unit located at 61 River Birch Circle.
2. The Mayor, Administrator, Clerk, Township Attorney, CFO, and such other staff and officials as may be appropriate are authorized to take such steps as may be reasonably required to implement this resolution, including issuance of the Loan amount.

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, Graham, Trzaska, Madrid
Nays - None
Absent - Smith

14. **ORDINANCE #15-1484 - Master Plan Road Acceptance - 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 ACCEPTING A DEED OF EASEMENT FOR MASTER PLAN ROAD THROUGH LOT 64 IN BLOCK 34001 AS PART OF THE PUBLIC ROAD SYSTEM.

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

C. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 19th day of March, 2015 and that notice thereof be published in an official newspaper as required by law.

14-1. 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, Graham, Trzaska, Madrid
Nays - None
Absent - Smith

15. ORDINANCE #15-1485 - Acquisition of Property (Styles Property) - Introduction

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

AN ORDINANCE PROVIDING FOR THE ACQUISITION
OF LOTS 1, 1.01, 2, 3 & 4 IN BLOCK 10001,
ON HOLLOW ROAD AND DUTCHTOWN-ZION ROAD
("STYLES PROPERTY").

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 April 2, 2015 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

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

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

16. ORDINANCE #15-1486 - Providing for 3.5% CAP - Introduction

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

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS PROVIDING FOR A 3.5% "CAP" FOR THE
2015 BUDGET AND TO ESTABLISH A CAP BANK PURSUANT TO
N.J.S. 40A:4-45.14.

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 April 2, 2015 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

16-1. 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, Graham, Trzaska, Madrid
Nays - None
Absent - Smith

17. ORDINANCE #15-1487 - LDO - Automobile Service Centers - Introduction

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

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XVI,
"LAND DEVELOPMENT", OF THE CODE OF THE TOWNSHIP OF
MONTGOMERY (1984) COUNTY OF SOMERSET, STATE OF NEW JERSEY
AND SPECIFICALLY SECTION 16-4.6a. REGARDING PERMITTED
USES IN THE "REO-3" RESEARCH, ENGINEERING AND OFFICE
DISTRICT AND SUBSECTION 16-6.1 REGARDING CONDITIONAL USES
TO ESTABLISH STANDARDS FOR AUTOMOBILE SERVICE CENTERS
AFFILIATED WITH CAR DEALERSHIPS.

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 April 16, 2015 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

17-1. 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, Graham, Trzaska, Madrid
Nays - None
Absent - Smith

18. APPROVAL OF MINUTES - February 5, 2015 and February 19, 2015

The minutes of February 5, 2015 and February 19, 2015 were approved as printed.

19. **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.

19-1. 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, Graham, Trzaska, Madrid
Nays - None
Absent - Smith

20. **TRANSPORTATION ADVISORY COMMITTEE**

Deputy Mayor Trzaska reported on a Transportation Advisory Committee meeting. There was discussion on the progress of the Cherry Valley Road reconstruction project.

21. **ENVIRONMENTAL COMMISSION**

Administrator Nieman reported on the Environmental Commission/Sustainable Montgomery meeting. They are planning for Earth Day. They also asked for the Governing Body's support of Invasive Species legislation. They are making application for another ANJEC grant to print brochures for Montgomery's trails.

22. **BOARD OF HEALTH**

Committeewoman Graham reported that Health Officer Stephanie Carey has been in discussions with SAVE regarding handling some of the Township's sheltering needs. The current shelter is not compliant with current law.

23. **READ ACROSS AMERICA**

Mayor Madrid reported that she had participated in Read Across America and really enjoyed reading to some students at the Village Elementary School.

Deputy Mayor Trzaska stated that he read to students at both Village Elementary and Orchard Hill Elementary Schools.

24. **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:
 - Advice of Labor Counsel regarding SOA Contract;
 - 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. No agreements shall be authorized except by action of the Township Committee. Matters concerning litigation may be announced upon the conclusion of any trial or settlement of the litigation.

24-1. Deputy Mayor Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Sugden and carried unanimously

25. Meeting reconvened in Open Session and **ADJOURNMENT** was at 8:00 p.m. on a motion by Committeeman Sugden. The motion was seconded by Deputy Mayor Trzaska and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk