

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE
REORGANIZATION MEETING
January 7, 2016
7:00 p.m.

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

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

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

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

4. Freeholder Mark Caliguire administered the Oaths of Office to Committeewoman-elect Christine Madrid and Committeeman-elect Mark Conforti.

5. Present by ROLL CALL were:

TOWNSHIP COMMITTEE - Mark Conforti, Christine Madrid, Rich Smith, Ed Trzaska,
Patricia Graham,

Also noted as present were the following:

TOWNSHIP ADMINISTRATOR - Donato Nieman

TOWNSHIP ATTORNEY - Kristina P. Hadinger, Esq.

CHIEF FINANCIAL OFFICER - Walter Sheppard

TOWNSHIP CLERK - Donna Kukla

6. **ELECTION** of Mayor for 2016

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

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

6-2. By virtue of the vote, Patricia Graham was elected Mayor of Montgomery Township for 2016.

6-3. Senator Christopher "Kip" Bateman administered the Oath of Office to Mayor Graham.

7. **ELECTION** of Deputy Mayor for 2016

7-1. Committeeman Smith nominated Committeeman Trzaska for the Office of Deputy Mayor. The motion was seconded by Committeeman Conforti and carried on the following:

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

7-2. By virtue of the vote, Ed Trzaska was elected Deputy Mayor of Montgomery Township for 2016.

7-3. Assemblyman Jack Ciattarelli administered the Oath of Office to Deputy Mayor Trzaska.

8. **ADDRESS BY MAYOR PATRICIA GRAHAM**

Mayor Graham read the following:

"Good Evening and Happy New Year! Thank you all for coming tonight. I would like to welcome all of you here tonight and to give particular mention to our honored guests Senator Kip Bateman, Assemblyman Jack Ciattarelli, Assemblyman Andrew Zwicker, and Freeholder and former Montgomery Mayor Mark Caliguire. We also have here tonight former Montgomery Mayor Don Matthews and School Board members Charlie Jacey and Amy Miller.

Welcome. I would also like to thank my family for coming tonight and for all the support they give me in this and other endeavors. My husband Frank, my mother Margaret and my daughter Natalie are here tonight.

I would like to thank my colleagues on the Township Committee for entrusting me with the honor and privilege of serving as Montgomery Township's Mayor. I am happy to continue to serve the Township and I promise to always put the best interests of the Township first. I look forward to working with Ed in his role as Deputy Mayor and to working with each of my colleagues on the Township Committee. I congratulate Christine on the excellent job she has done as Mayor in 2015 and I congratulate her reelection last fall. I also want to congratulate Mark Conforti on his election to the Township Committee. I look forward to serving with him as well. I also look forward to working with our excellent staff in Montgomery: Administrator Donato Nieman, Chief Financial Officer Walter Sheppard, Township Clerk Donna Kukla and Township Attorney Kristina P. Hadinger. All of their advice and professionalism is much appreciated and serves the town very well.

(Item #8 Cont.)

Looking to the year ahead, there are many exciting and challenging projects to be undertaken this year. Our most significant challenge will be, as it has been in years past, our budget. In the past several years we have worked very hard toward closing our structural budget gap while keeping spending below 2005 levels. In 2015 we paid off over \$3.9 million in debt. And, we have continued to hold down taxes and to stay below Governor Christie's 2% cap. This has been and will continue to be my number 1 priority. As residents of New Jersey, Montgomery residents are among the most taxed people in America -- in good times and bad. As members of local government, it is our obligation to hold the line on municipal taxes without sacrificing essential services, including police, public health and safety and public works. I will continue to work hard to accomplish those goals.

Those essential services include our Police Department, which, under the direction of Captain Bob Palmer provides excellent service to the Township. The Township Committee recently passed a resolution honoring and thanking our police for their excellent work, and that honor is certainly well-deserved. Indeed, in 2015 Montgomery was named as one of the safest cities in New Jersey. We were happy to hire additional officers this year -- replacing retiring officers -- and to maintain the very high degree of professionalism in our department.

The Township Committee will also address significant land use issues this year. We will continue to work, for example, on the improvement and redevelopment of the area of town at the 206 - 518 intersection, which, when improved, will provide more and better services to our residents and serve as a "gateway" to our town. We must strive for smart development, increasing ratables wisely, while always considering the needs and values of the township.

The continued preservation of our town's rural character and open space also remains a priority for me. Over 35% of the land in Montgomery is now preserved, and 2015 saw the preservation of an additional 36 acres -- the Firmenich Farm on Mountain View Road and the Styles Property in the Sourlands. We will continue to use our Open Space Trust Funds wisely.

And, even with our budget constraints, 2015 saw the improvement of many roads throughout town -- far too many to list -- as well as improvements in our parks, improvements in our open space properties and improvements and additions to our recreation, health department and other services. We expect to continue all these improvements as we strive to better serve our residents.

Finally, Montgomery has a strong spirit of volunteerism. I continue to be impressed by the talents and hard work of the many residents who serve on the various boards, committees and commissions of the town. I have been privileged to work with many of these volunteers and I thank them all for their service.

I am excited to begin the new year ahead!"

9. **ADDRESS BY DEPUTY MAYOR ED TRZASKA**

Deputy Mayor Trzaska read the following:

"I would like to thank my family for their continued support as I begin my sixth year on the Township Committee. As always, I couldn't do it without them. Our daughter, Maddi, will turn four next month. She helps me stay focused on why we are serving and the importance of protecting the long-term quality of life in Montgomery. And to my fellow committee members, thank you for trusting me to serve as Deputy Mayor for a second year. It is an honor to be part of the team.

I would like to congratulate Christine Madrid on completing an outstanding year as Mayor. I'm also excited to have Patricia Graham serve as Mayor in 2016. Pat brings a tremendous amount of experience to the table, including legal expertise, which is critical for many issues that come before us. I'm sure she will lead our team well over the next 12 months.

Over the past several years, we accomplished a lot for Montgomery including holding budget spending to below 2005 and 2006 levels, reducing township debt by almost \$30 million, making local government more open and transparent than ever, saving residents over \$1 million in electricity costs, moving forward with significant investments in our roads and police department, and preserving more than 400 acres of additional open space, including the creation of Skillman Park.

Moving forward, we will continue to adhere to our core governing principles - doing more with less, protecting public health and safety services, and preserving Montgomery's rural character while enhancing the commercial sections in town.

Our success with paying off debt has started to allow us to invest more aggressively in the community. Last year, we approved more road projects than any other year in recent history. In total, we have repaved, reconstructed, or repaired 13 miles of public roadway in Montgomery. And, there is more to come in 2016.

We also funded and kicked off our parks rehabilitation initiative, which is needed since the equipment at most parks dates back to the 1990's. We have already upgraded Montgomery Veterans Park and Mill Pond Park and this spring we will upgrade the Woods Edge Park which directly serves the Yorkshire Woods and Woods Edge communities.

(Item #9 Cont.)

Finally, I am excited to be the new liaison to the Open Space Committee. I am passionate about protecting our rural character and hope to help preserve more land in Montgomery. In addition, I would like to invest some of our open space resources to make our existing land more attractive and usable for residents. One such project I will be focusing on is the pond restoration and picnic grove concept at the Cherry Brook Preserve.

All in all 2016 is going to be a great year for Montgomery. We have a lot of work to do, but I know we will get the job done and make our community an even better place to live."

10. **ADDRESS BY COMMITTEEMAN RICHARD SMITH**

Committeeman Smith read the following:

"Good Evening everyone. First I'd like to congratulate Christine Madrid and Mark Conforti on their successful election, welcome back Mark.

I'd also like to thank Chris Sugden for his three years of dedication to the Committee, we will miss your support and insight.

The question I ask myself all the time is "What do Montgomery citizens want the most", and from all the people I have talked with over the years its comes down to; great service from the Township departments, lower taxes, a roadway system that's in good condition with less traffic, and a vision for the future.

Ensuring that these goals are delivered is the responsibility of the Township Committee, and that is why you elected us. It also comes from planning, smart growth and hard work. Over the course of the next 3 years Montgomery will begin to see the results of the hard work the Township staff, our Professionals and this Committee have been working on over the past few years.

We have some very exciting plans and developments in the works that will contribute significantly to the tax base and help improve our roadway system. As the point person for all land, development and construction issues my focus and commitment over the next two years of my term will be to help guide these to reality. Let me describe a few:

The 206 & 518 corners - This is probably the most important intersection in our town. Three of the four corners are about to undergo some major changes that will dramatically improve our township in many ways. Exciting new retail and restaurants will be built with open green public spaces throughout, loop roads will be constructed to improve traffic flow and old buildings will be demolished and replaced with new ones. These mixed-use facilities will also include some residential and commercial space so that people can live, work, shop and eat in a village-like setting.

Belle Mead and Pike Run Plazas - After decades of waiting, the residents of Belle Mead will finally have new retail stores and restaurants right around the corner so they don't have to go to Hillsborough to shop. Two new retail centers will begin construction this year at Belle Mead Griggstown Road.

Montgomery Roads and Sidewalks - Last year we doubled the road maintenance budget and paved over 10 miles of roads through the Department of Public Works, subcontractors and the County and fixed hundreds of feet of sidewalks. More will happen this year too.

Cherry Valley Road - Over two years ago we made a commitment to fix what I believe is the worst road in the Township. We partnered with Princeton and expect to be in construction this summer.

206 & Cherry Valley Road - Western loop road - PSE&G has almost completed the first half of the loop road that will take more traffic off 206 and we are in discussions with a land owner to finish the final portion and build a great new ratable facility within the next year.

Police Department and Township Building - One of the greatest assets we have in this Township is our police department and we need to provide them with the equipment and facilities necessary to allow them to perform their jobs to the best of their ability. Two years ago Captain Palmer gave me a tour of the police facility and I was shocked at what I saw. The space is almost thirty years old, is run down, worn out and technically obsolete. No one should be working in these conditions, especially our police force. I decided right then that it was time to bring it into the 21st century. For the past year we have been programming their new space and beginning in February we will be hiring a design firm to transform the police department and other public areas of the municipal building into a modern facility that meets the needs of the police and our citizens, and projects the current vibrant image of Montgomery Township. Construction will begin later this summer.

As you can see there are a lot of positive actions taking place that are addressing the top concerns of Montgomery citizens.

As I say every year at this meeting to the residents of Montgomery... if you have an idea, a concern or a question... we want to hear from you. Let's continue to work together and make the vision we all have for Montgomery a reality!"

11. **ADDRESS BY COMMITTEEWOMAN CHRISTINE MADRID**

Committeewoman Christine Madrid read the following:

"Good evening. I am honored to serve this community for another three years. Thank you to the voters for placing your trust in me, to my colleagues on the Committee for your continued support and to my family for all that you do to allow me to serve. I would also like to thank the County and State officials that are here this evening and thank you for your support of this community. We see you at so many Montgomery events, you are always willing to help when we need it and we know that you will always have our backs at the County and State level, which we appreciate.

Congratulations to Mayor Graham and Deputy Mayor Trzaska. I am looking forward to working with both of you in these roles. I am also looking forward to serving with Committeeman Conforti. The community is lucky to have you on this Governing Body and this Committee is lucky to have you as our colleague.

Serving as Mayor for the last year was a wonderful experience. We cut spending under the 2% cap, we moved a lot of great development projects forward, we preserved even more open space, we worked hard on our COAH plan, paved many roads and created a great succession plan for our Police Department. I know that we will keep all of that going in the new year. But, I think the most rewarding part of the past year was time I spent out in the community. I judged the High School talent show, I refereed the "Minute to Win It" contest at the Senior Center, I attended the Veterans Day Ceremony, I cut the ribbon on Skillman Park and I saw the S.A.V.E. Animal Shelter open its doors in the beautifully restored Van Zandt mansion. It was a busy but very fulfilling year. It made me truly appreciate how rich and diverse our community is and how hard our people work to make all these things happen. A large part of that effort also comes from our professional staff. They are a truly dedicated and professional group of people. I am very glad that I got to work more closely with Township Administrator Donato Nieman, Township Clerk Donna Kukla and Planning Director Lori Savron and the rest of the team this year. I am looking forward to another three years of working with all of you, with this Township Committee, and with this community.

Thank you."

12. **ADDRESS BY COMMITTEEMAN MARK CONFORTI**

Committeeman Conforti read the following:

"First, I would also like to thank the County and local officials. I appreciate that you continue to support us in all of our projects. Thank you Christine for a great year of service as Mayor and serving on the Planning Board this past year. To Ed, Pat and Rich, it's nice to be back.

I have had the privilege of serving on many boards and committees in Montgomery. In every case, I believe the goal of each organization was to provide the necessary infrastructure to allow residents to go about their lives striving to achieve their life goals. If we do our job well, nobody notices. As such, my three basic goals are no different today than they were several years ago when I last sat in this seat:

1. To continue to provide a strong health and safety network that protects our residents and allows them to focus on their individual goals and needs. If we create the proper infrastructure and we have the right police force in place the residents can go about their lives and not think about everything. This includes not only a strong police force, of which we have one of the best, but for us ensure that there is a good network of roads and that they are maintained. I feel that Captain Palmer has an excellent Police force. I know that without having to look at statistics because nobody thinks about it. They go about their job very professionally, no public scrutiny necessary, nothing in the media because they do their job with excellence and with professionalism.
2. To continue to maintain and expand, what I previously titled, our Open Space portfolio. To me, the goal is always to grow and maintain our Open Space program. There are still residents who don't understand how this initiative has enhanced their lives as well as their property values. Just drive around central New Jersey and you realize the unique environment that we enjoy in Montgomery. The key now is to not only focus on new opportunities but ensure that we adequately maintain our existing portfolio of properties so residents can enjoy them for years to come.
3. Finally, we need to ensure that all of our actions meet stringent financial standards. Again, there are ample examples of communities that overextended themselves and are now dealing with the consequences. Too many communities chose the allure of short term desires in place of managing for long term strategic goals. Montgomery has built a reputation of strong financial management that makes it easier and less expensive when we do need to enter the financial markets. Those actions also help us keep property taxes at a reasonable level. Fiscal responsibility provides financial flexibility so that we meet our strategic initiatives in the future.

Thank you."

13. Mayor Graham suggested that a break be taken.

14. The meeting reconvened.

15. APPOINTMENTS BY TOWNSHIP COMMITTEE

OFFICE	TERM	
Township Attorney	1 yr.	Kristina P. Hadinger (Mason, Griffin & Pierson)
Labor/Special Projects/Conflict Counsel/ Tax Litigation	1 yr.	Richard Flaum, Lisa Fittipaldi and Martin Allen (DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer)
	1 yr.	Andrea Kahn (McManimon & Scotland)
	1 yr.	Tom Cafferty (Gibbons PC)
Township Planners - Planning & Zoning	1 yr.	Michael Sullivan (Clarke Caton Hintz)
Bond Counsel	1 yr.	Michael Gluck (Gluck Walrath, LLP)
Auditor	1 yr.	Robert Swisher (Suplee, Clooney & Co.)
Traffic Engineer	1 yr.	John Rea and Jay Troutman(McDonough-Rea)
Environmental Engineer	1 yr.	James Cosgrove (Kleinfelder Group, Inc.)
Special Projects Engineer	1 yr.	Remington, Vernick & Vena
Landscape Architect	1 yr.	Richard Bartolone
Consulting Engineer	1 yr.	Van Cleef Engineering Associates
Consulting Engineer	1 yr.	Menlo Engineers, Inc.
Consulting Engineer	1 yr.	Crew Engineers, Inc.
Consulting Engineer	1 yr.	Van Note Harvey Associates
Consulting Engineer	1 yr.	Kastrud Engineering
Consulting Engineer	1 yr.	Melick-Tully & Associates
Consulting Engineer	1 yr.	Malick & Scherer, PC
Codifier of Township Ordinances	1 yr.	Coded Systems Corporation
Financial Advisor	1 yr.	Public Financial Management
Appraiser	1 yr.	Valuation Consultants
Appraiser	1 yr.	Sockler Realty Services
Appraiser	1 yr.	Bettina Scholk Appraisal & Consulting
Appraiser	1 yr.	Mark Tinder
Surveyor	1 yr.	Jeff Baldwin (JT Surveying)
Tax Map Official	1 yr.	Saladin Associates, P.A.
Affordable Housing Administrative Agent	1 yr.	Community Grants, Planning & Housing
Township Physician (Workers Compensation & Medical Services	1 yr.	Montgomery Medical Associates
Risk Management Consultant	1 yr.	Howe Insurance Co.
Municipal Housing Liaison	1 yr.	Lori Savron
Deputy Township Clerk	1 yr.	Margaret Crawford
Assessment Search Official	1 yr.	Donna Kukla
Tax Search Official	1 yr.	Walter Sheppard
Flood Search Official	1 yr.	Gail Smith
Conservation Easement Officer	1 yr.	Joseph Palmer
Fire Prevention Official	1 yr.	Roy Mondi
Fire Prevention Inspector	1 yr.	Roy Mondi
Fire Prevention Inspector	1 yr.	Joe Boyle
Fire Prevention Inspector	1 yr.	Richard Dziminski
Fire Protection Inspector	1 yr.	Roy Mondi
Fire Protection Inspector	1 yr.	John Hall
Fire Protection Inspector	1 yr.	Joe Boyle
Clean Communities Coordinator	1 yr.	Arthur Villano
Recycling Coordinator	1 yr.	Arthur Villano
Americans w/Disabilities Compliance Coordinator	1 yr.	Donato Nieman
Affirmative Action Compliance Official	1 yr.	Donato Nieman
Court (concurrent with Hillsborough's term):		
Municipal Court Judge	3 yrs.	Judge John Richardson
Primary Prosecuting Attorney	1 yr.	Frank Blandino
DWI Special Prosecutor	1 yr.	William Fox
Public Defender	1 yr.	Francesco Taddeo
Alternate Public Defender	1 yr.	Matthew Moench

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OFFICE	TERM		
Dog Canvasser	1 yr.		Chris Krygier
Somerset Co. Solid Waste Advisory Council	1 yr.		Donald Matthews
Somerset Co. Community Dev. Comm.	1 yr.		Sarah Roberts
Somerset Co. Community Dev. Comm., Alt.	1 yr.		Lori Savron
Sourland Planning Smart Growth Steering Committee (Planning Board)	1 yr.		Sarah Roberts
Sourland Planning Smart Growth Steering Committee, Alternate	1 yr.		Alan Bien

OFFICE	TERM	RETIRING OFFICER	NEW APPOINTMENT
Airport Advisory Committee			
General Radius	3 yrs.	Raffaelli	G. Lawrence Raffaelli
1 Mile Radius	3 yrs.	<u>vacant</u>	Tony Diggan
Board of Fire Prevention			
Business Representative	1 yr.	Smith	Sherman Smith
Board of Health			
Regular Member	3 yrs.	Bona	Dominic Bona
Regular Member	3 yrs.	Kaganowicz	Greg Kaganowicz
Regular Member	3 yrs.	Couch	Maryann Couch
Alternate II	2 yrs.	Scully	Patricia Scully
Board of Improvement Assessors			
Regular Member	2 yrs.	Bucci	William Bucci
Regular Member	2 yrs.	Lockwood	Colleen Lockwood
Emergency Services Coordinating Committee			
Police Director, Chair	1 yr.	Palmer	Robert Palmer
Chief, Co. #1	1 yr.	Huxley	Jeffrey Huxley
Chief, Co. #2	1 yr.	Kabis	Justin Kabis
President, EMS	1 yr.	Connacher	John Connacher
Captain, EMS	1 yr.	Herring	Michael Petronella
Advisor, Public Safety Tech.	1 yr.	Ferrara	Jack Ferrara
Fire District #1	1 yr.	Karsay	Thomas Karsay
Fire District #2	1 yr.	Laughlin	Leighton Laughlin, Jr.
Staff Liaison, Health Officer	1 yr.	Carey	Stephanie Carey
Sustainable Montgomery's "Green Team"			
Regular Member	1 yr.	Sarle	Richard Sarle
Regular Member	1 yr.	Reece	Mary Reece
Regular Member	1 yr.	Kaganowicz	Greg Kaganowicz
Regular Member	1 yr.	Roberts	Sarah Roberts
Regular Member	1 yr.	Grossman	Douglas Grossman
Regular Member	1 yr.	Reyes	Yasmin Reyes
Regular Member	1 yr.	Gartenberg	Debbie Gartenberg
Regular Member	1 yr.	Stein	Kevin Burkman
Regular Member	1 yr.	Jacob	Michelle Jacob
Joint Insurance Fund			
Commissioner	1 yr.	Sheppard	Walter Sheppard
Alternate	1 yr.	Novak	Tamarah Novak
License Appeals Board			
Regular Member	1 yr.	Kennedy	Richard Kennedy
Regular Member	1 yr.	Karsay	Richard Karsay
Regular Member	1 yr.	Miller	James Miller

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OFFICE	TERM	RETIRING OFFICER	NEW APPOINTMENT
Montgomery/Rocky Hill Municipal Alliance & Youth Services Commission			
Citizen-At-Large	1 yr.	Church	Robert Church
Citizen-At-Large	1 yr.	Surapaneni	Suni Surapaneni
Citizen-At-Large	1 yr.	Vaccarella	Jim Vaccarella
Citizen-At-Large	1 yr.	DiLeo	Jacqui DiLeo
Citizen-At-Large	1 yr.	Fujimura	Judith Fujimura
Citizen-At-Large	1 yr.	Powell	Katherine Powell
Citizen-At-Large	1 yr.	Wingerter	Cory Wingerter
Citizen-At-Large	1 yr.	Choudhary	Farheen Choudhary
Citizen-At-Large	1 yr.	Blodgett	Paul Blodgett
Citizen-At-Large	1 yr.		Vasanthi Rao
Montgomery High School	1 yr.	Grossmann	Christine Grossmann
Upper Middle School	1 yr.	Delgado	Cory Delgado
VES & OHES PTA	1 yr.	Best	Karen Best
VES Representative	1 yr.	McCarthy	Heather McCarthy
OHES Representative	1 yr.	Senatra	Wendy Senatra
Board of Education Representative	1 yr.	Donnay	Sandra Donnay
Local Civic Organization	1 yr.	Arons	Michael Arons
Police Department Liaison	1 yr.	Palmer	Robert Palmer
Open Space Committee			
Regular Member	4 yrs.	Davis	Susan Davis
Planning Board			
Class III	1 yr.	Smith	Rich Smith
Raritan & Millstone Rivers Flood Control Commission			
Township Committee Member	1 yr.	Trzaska	Ed Trzaska
Alternate I	1 yr.	Roberts	Sarah Roberts
Alternate II	1 yr.	DeRochi	Steve DeRochi
Recreation Committee			
Regular Member	3 yrs.	Schaefer	Amy Schaefer
Regular Member	3 yrs.	Willis	Peter Willis
Regular Member	3 yrs.	Pascal	Richard Pascal
Regular Member	3 yrs.	St. Mauro	Anne St. Mauro
Alternate I (exp. 12/31/16)	3 yrs.	<u>vacant</u>	Chris Sugden
Alternate II (exp. 12/31/16)	3 yrs.	<u>vacant</u>	Steve Sheuh
Sewer Committee			
Mayor	1 yr.	Madrid	<u>Mayor</u>
Shade Tree Committee			
Regular Member	1 yr.	Koplik	Larry Koplik
Regular Member	1 yr.	Blane	Michelle Blane
Regular Member	1 yr.	Stein	Irene Stein
Regular Member	1 yr.	Pandey	Rashmi Pandey
Regular Member	1 yr.	Waltz	John Waltz
Regular Member	1 yr.	Haren	Jackie Haren
Regular Member	1 yr.	Violette	Ann Violette
Zoning Board of Adjustment			
Regular Member	4 yrs.	O'Brien	Ed O'Brien
Regular Member	4 yrs.	Woitach	Paul Woitach
Regular Member (exp. 12/31/17)	4 yrs.	Cheskis	Paul Vecchione
Alternate I	2 yrs.	Covello	Dave Kristjanson
Alternate II (exp. 12/31/16)	2 yrs.	<u>vacant</u>	Dave Campeas
Alternate III	2 yrs.	Kristjanson	Xiaoyi Wu
Alternate IV (exp. 12/31/16)	2 yrs.	Chennette	<u>vacant</u>

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OFFICE	TERM	RETIRING OFFICER	NEW APPOINTMENT
Veterans Memorial Advisory Committee			
Regular Member	1 yr.	Kress	Robert Kress
Regular Member	1 yr.	Devine	Tom Devine
Regular Member	1 yr.	Dyer	Hugh Dyer
Regular Member	1 yr.	Hyncik, Jr.	William Hyncik, Jr.
Regular Member	1 yr.	Lewis	Claude Lewis
Regular Member	1 yr.	Maloney	Mike Maloney
Regular Member	1 yr.	Matthews	Donald Matthews
Regular Member	1 yr.	Palmer	Capt. Robert Palmer
Regular Member	1 yr.	Rayner	Peter Rayner
Regular Member	1 yr.	Rosen	Harel Rosen, MD
Regular Member	1 yr.	Lubas	Ted Lubas

15-1. Deputy Mayor Trzaska moved the foregoing appointments. The motion was seconded by Committeewoman Madrid and carried on the following:

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

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

OFFICE	TERM	RETIRING OFFICER	NEW APPOINTMENT
Agricultural Advisory Committee			
Regular Member	3 yrs.	Wengel	Doug Wengel
Regular Member	3 yrs.	Seidel	Edward Seidel
Economic Development Commission			
Regular Member (exp. 12/31/17)	3 yrs.	Passarelli	Shreesh Tiwari
Regular Member	3 yrs.	Shegoski	Heidi Shegoski
Regular Member	3 yrs.	Baez	Kevin Baez
Regular Member	3 yrs.	Kettlekamp	Joan Kettlekamp

16-1. Committeeman Smith moved the foregoing appointments. The motion was seconded by Committeeman Conforti and carried on the following:

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

17. **MAYORAL APPOINTMENTS**

OFFICE	TERM	RETIRING OFFICER	NEW APPOINTMENT
Economic Development Commission			
Advisor	1 yr.	Schwarcz	Alicia Schwarcz
Advisor	1 yr.	Wendroff	Saul Wendroff
Environmental Commission			
Regular Member	3 yrs.	Roberts	Sarah Roberts
Regular Member	3 yrs.	Grossman	Douglas Grossman
Regular Member	3 yrs.	Gartenberg	Debbie Gartenberg
Alternate I	2 yrs.	Stein	Kevin Burckman
Advisor	1 yr.	Willson	Vyola Willson
Advisor	1 yr.	Brecknell	Leslie Brecknell
Advisor	1 yr.	Donnay	Sandra Donnay
Advisor	1 yr.	_____	Frank Derby
Sustainable Montgomery's "Green Team"			
Advisor	1 yr.	Brecknell	Leslie Brecknell
Advisor	1 yr.	Willson	Vyola Willson
Advisor	1 yr.	Donnay	Sandra Donnay
Advisor	1 yr.	Peacock	Frank Derby
Advisor	1 yr.	Le	Thuy Anh Le
Landmarks Commission			
Class A	4 yrs.	Abou-Sabe	Emad Abou-Sabe
Alternate I	1 yr.	Chughtai	Nauman Chughtai
Alternate II	1 yr.	<u>vacant</u>	Frank Derby
Local Emergency Planning Council			
OEM Coordinator	1 yr.	Palmer	Robert Palmer
Deputy OEM Coordinator	1 yr.	Ferrara	Jack Ferrara
Montgomery Twp. School District	1 yr.	Wells	Annette Wells
Johnson & Johnson	1 yr.	Connolly	Michael Connolly
Chief, Fire Company #1	1 yr.	Huxley	Jeffrey Huxley
Chief, Fire Company #2	1 yr.	Kabis	Justin Kabis
Captain, Montgomery EMS	1 yr.	Herring	Michael Petronella
Mayor	1 yr.	Madrid	<u>Mayor</u>
Montgomery Township Engineer	1 yr.	Smith	Gail Smith
Montgomery Twp. Fire Subcode Off.	1 yr.	Mondi	Roy Mondy
Montgomery Twp. Health Officer	1 yr.	Carey	Stephanie Carey
Montgomery Twp. Recreation Director	1 yr.	Zimmerman	Karen Zimmerman
Montgomery Twp. Public Works			
Superintendent	1 yr.	Villano	Art Villano

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OFFICE	TERM	RETIRING OFFICER	NEW APPOINTMENT
Open Space Committee			
Advisor	1 yr.	Reim	Maia Reim
Advisor	1 yr.	Roberts	Sarah Roberts
Advisor	1 yr.	Stoltzfuss	Bill Stoltzfuss
Advisor	1 yr.	Burkman	Kevin Burkman
Advisor	1 yr.	Herring	Douglas Herring
Advisor	1 yr.	_____	Ranjana Rao
Planning Board			
Class I	1 yr.	Madrid	<u>Mayor</u>
Class II	1 yr.	DeRochi	Steve DeRochi
Class IV	4 yrs.	Mani	Arun Mani
Class IV (exp. 12/31/16)	4 yrs.	Conforti	Dave Cheskis
Alternate II	2 yrs.	<u>vacant</u>	Rick Chang
Recreation Committee			
Advisor	1 yr.	=====	Mark Barbour
Shade Tree			
Advisor	1 yr.	Roberts	Sarah Roberts
Advisor	1 yr.	Zak	Ewa Zak

18. MAYORAL APPOINTMENTS - LIAISON/REPRESENTATIVES

OFFICE	TERM	APPOINTMENT
Somerset Co. Community Dev. Comm.		
Regular Member	1 yr.	<u>vacant</u>
Alternate	1 yr.	Donato Nieman
Delaware & Raritan Canal Commission		
Regular Member	1 yr.	Clem Fiori
Somerset County Solid Waste Advisory Council		
Regular Member	1 yr.	Larry Koplik
Somerset County Cultural & Heritage Commission		
Regular Member	1 yr.	Jessie Havens

19. TOWNSHIP COMMITTEE LIAISONS AND REPRESENTATIVES

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

20. PUBLIC COMMENT

20-1. Ken Knieser, Oak Ridge Drive, thanked the Governing Body and told them to keep up the good work.

20-2. Rikki Massand, River Road, congratulated the Governing Body. He stated that Sandra Donnay told the Municipal Alliance that she would not be the Board of Education representative in 2016. Mayor Graham stated that she had not heard that and was under the impression she was going to continue. If that is not correct, the Governing Body would correct it on the next agenda.

He explained that he is a reporter for the Montgomery News and following the School Board's plans with the upcoming referendum. He expressed concern about the County Route 601 project regarding sidewalks and the safety aspects of pedestrian crossings at Routes 601 and 518. He asked the Township Committee's opinion on that project as that could have an impact on business development in that Blawenburg section of Montgomery Township. He also inquired as to what safety protocols had been considered. Administrator Nieman responded that the Township has looked at that project, both with the School Board and alone, and there are a significant number of both engineering issues and land acquisition issues that need to be addressed. Mr. Massand stated that the Township should certainly work with the Board so they can avail themselves of the information the Township has regarding this project.

21. **MAYORAL AUTHORIZATION TO PERFORM MARRIAGES - Deputy Mayor**

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

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

A. **RESOLUTION #16-1-1 - PROFESSIONAL SERVICES RESOLUTION**

WHEREAS, There exists a need to acquire the following professional services for 2016 without a "fair and open process" as defined by P.L. 2004, c.19, the "Local Unit Pay-to-Play Law":

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

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

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

WHEREAS, The Chief Financial Officer has certified that sufficient funds are available for the aforesaid services in accordance with the amounts set forth in the 2016 Temporary Budget, with performance of said services after March 31, 2016 being subject to the Township's amendment of the 2016 Temporary Budget, and/or adoption of the final 2016 Budget;

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

- (1) The Mayor and Clerk are hereby authorized and directed to execute proper agreements with Gluck Walrath, LLP as Township Bond Counsel; Kristina P. Hadinger of Mason, Griffin & Pierson as Township Attorney; Richard Flaum, Lisa Fittipaldi and Martin Allen of DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, Tom Cafferty of Gibbons, PC, and Andrea Kahn of McManimon and Scotland as Labor/Special Projects/Conflict Counsel/Tax Appeal Litigation Support; Suplee Clooney as Township Auditor; James Cosgrove of Kleinfelder Group, Inc. as Environmental Engineer; John Rea and Jay Troutman of McDonough-Rea as Traffic Engineer; Mike Sullivan of Clarke Caton Hintz as Township Planner; Valuation Consulting, Sockler Realty Services, Bettina D. Scholk, Appraisal & Consulting, and Mark Tinder as Appraisers; and Richard Bartolone as Landscape Architect.
- (2) These contracts are awarded for a period of one year, for the amounts set forth in each contract, and without competitive bidding as "Professional Services" under the provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a) as contracts for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and because the services to be performed are not susceptible of quantifying in bid specifications.
- (3) These contractors have completed and filed with Montgomery Township a Campaign Contributions Affidavit as required by N.J.S.A. 19:44A-20.2 et seq. certifying they have not made any prohibited contributions to a candidate committee or municipal committee representing the elected officials of the Township.
- (4) A copy of this Resolution, the Certifications of Contract Value, the Campaign Contributions Affidavit, and the executed Agreements shall be placed on file in the office of the Township Clerk.
- (5) A notice of this action shall be published once in the official newspaper as required by law.
- (6) Performance of services under the terms of these contracts, and payment for the services, after March 31, 2016 is subject to the amendment of the 2016 Temporary Budget and/or adoption of the final 2016 Budget, and certification of availability of funds by the Chief Financial Officer

(CONSENT AGENDA Cont.)

B. RESOLUTION #16-1-2 - AWARDING CONTRACT FOR MUNICIPAL FINANCE SERVICES - PUBLIC FINANCE MANAGEMENT

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

WHEREAS, Public Finance Management is familiar with the Township's requirements and is willing to provide said services; and

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

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

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

WHEREAS, The cost of services is not to exceed thirty thousand dollars (\$30,000) which is below the Township's bid threshold of \$40,000; and

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

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

1. The Mayor and Township Clerk are hereby authorized and directed to execute a one year contract with Public Finance Management expiring December 31, 2016.
2. A copy of this Resolution, the Certification of Contract Value, the Campaign Contributions Affidavit, as well as the Contract shall be placed on file with the Clerk of the Township.

C. RESOLUTION #16-1-3 - PETTY CASH CHECKS

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

D. RESOLUTION #16-1-4 - DEPOSITORY FOR TOWNSHIP MONIES

BE IT RESOLVED That the depositories for the funds of the Township of Montgomery for the year 2016 shall be any bank licensed to do business in the State of New Jersey and who holds a Governmental Unit Deposit Protection Act Certificate.

E. RESOLUTION #16-1-5 - OFFICIAL SIGNATURES

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

F. RESOLUTION #16-1-6 - OFFICIAL SIGNATURE - Assistant Chief Financial Officer

BE IT RESOLVED That the Assistant Chief Financial Officer, Michael Pitts, is hereby authorized to sign Township checks in 2016 in the absence of the Chief Financial Officer.

G. RESOLUTION #16-1-7 - DEPUTY SIGNATURES

BE IT RESOLVED That Ed Trzaska, Deputy Mayor is hereby authorized to sign Township checks in 2016 in the absence or inability to serve of the Mayor and that Margaret Crawford, Deputy Township Clerk is authorized to sign Township checks in the year 2016 in the absence or inability to serve of the Township Clerk.

H. RESOLUTION #16-1-8 - AUTHORIZATION TO ESTABLISH INTEREST ON TAX DELINQUENCIES AND TAX SALES

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

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

(CONSENT AGENDA Item H Cont.)

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

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

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

I. **RESOLUTION #16-1-9 - GRACE PERIOD FOR DELINQUENT TAXES**

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

J. **RESOLUTION #16-1-10 - LEGAL NEWSPAPER**

BE IT RESOLVED That the newspaper for legal municipal advertising and notice in 2016 shall be the Courier News.

K. **RESOLUTION #16-1-11 - ADEQUATE NOTICE OF MEETINGS**

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

- (1) The Township Clerk is hereby authorized and directed to cause adequate notice to be given of every meeting of this body to be held during 2016, EXCEPTING only those meetings that are:
 - (a) Shown on the duly adopted and disseminated 2016 schedule of meetings and revisions thereof;
 - (b) Limited to matters of urgency, and as to which this body authorizes a meeting without adequate notice, as provided by Section 4b of the Open Public Meeting act; or
 - (c) Limited only to consideration of items as to which the public may be excluded pursuant to Section 7b of the Open Public Meetings Act.
- (2) The adequate notice required under paragraph 1 of this resolution shall be substantially in the following form:

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

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

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

(CONSENT AGENDA Cont.)

L. **RESOLUTION #16-1-12 - FIXED CHARGE FOR MEETING NOTICE**

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

- (1) A charge of \$12.00 is hereby fixed to cover the cost of providing the 2016 schedule of regular meetings.
- (2) Said charge shall abate at the rate of \$1.00 for each full calendar month that shall have elapsed between the calendar year and the date such request is submitted.
- (3) Payment of such charge shall accompany said request and shall be payable to this body or such public agency as this body shall from time to time designate.
- (4) All such requests for notices shall terminate as of midnight on December 31, 2016.
- (5) Notwithstanding the foregoing, requests from news media (other than the newspapers to which notice is required to be given without charge pursuant to Sections 13, 4a and 3d of the Open Public Meetings Act) shall be honored free of charge.

M. **RESOLUTION #16-1-13 - STATE CONTRACT PURCHASING**

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

N. **RESOLUTION #16-1-14 - AUTHORIZING ISSUANCE OF SOCIAL AFFAIRS PERMITS**

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

O. **RESOLUTION #16-1-15 - PROVISIONS FOR MAKING OF OFFICIAL CERTIFICATES OF SEARCHES AS TO MUNICIPAL IMPROVEMENTS AUTHORIZED BUT NOT ASSESSED**

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

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

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

Q. **RESOLUTION #16-1-17 - AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE NOTES**

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

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

(CONSENT AGENDA Cont.)

R. **RESOLUTION #16-1-18 - AUTHORIZING THE SIGNING OF CERTAIN CHECKS IN THE ABSENCE OF TOWNSHIP COMMITTEE AUTHORIZATION**

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

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

S. **RESOLUTION #16-1-19 - PLEDGING COMPLIANCE WITH REQUIREMENTS OF THE INTERNAL REVENUE CODE OF 1986 IN ORDER TO PRESERVE TAX EXEMPTION OF INTEREST ON MUNICIPAL OBLIGATIONS AND AUTHORIZING DESIGNATION AND QUALIFICATION OF BONDS WHERE APPLICABLE FOR FAVORABLE TAX TREATMENT FOR CERTAIN FINANCIAL INSTITUTIONS**

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

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

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

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

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

Section 5. This resolution will take effect immediately.

T. **RESOLUTION #16-1-20 - RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MONTGOMERY PROVIDING CERTAIN AUTHORIZATION TO THE TOWNSHIP'S TAX ASSESSOR (SETTLEMENT OF APPEALS; COMMENCEMENT OF APPEALS)**

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

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

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

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

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

(CONSENT AGENDA Cont.)

U. **RESOLUTION #16-1-21 - AUTHORIZATION TO ISSUE DUPLICATE TAX SALE CERTIFICATES**

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

V. **RESOLUTION #16-1-22 - CONCERNING PROPERTY TAX REFUNDS AND DELINQUENCIES**

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

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

W. **RESOLUTION #16-1-23 - PROVIDING THE CASH MANAGEMENT PLAN FOR THE TOWNSHIP OF MONTGOMERY FOR THE YEAR 2016**

BE IT RESOLVED By the Township Council of the Township of Montgomery County of Somerset for the year 2016, the following shall serve as the cash management plan.

The Chief Financial Officer is directed to use this cash management plan as a guide in depositing and investing the Township of Montgomery's funds.

The depositories for the funds of the Township of Montgomery for the year 2016 shall be any bank licensed to do business in the State of New Jersey and who holds a Government Unit Deposit Protection Act (GUDPA) Certificate.

All warrants and checks for the disbursement of money shall be made by the Mayor, Chief Financial Officer and Township Clerk. In the absence of the Chief Financial Officer the Assistant Chief Financial Officer will be considered an authorized signature. In the absence of the Mayor the Deputy Mayor will be considered an authorized signature. In the absence of the Township Clerk the Deputy Township Clerk will be considered an authorized signature.

The Chief Financial Officer and/or Assistant Financial Officer are empowered to invest cash funds as bank balances will allow from time to time in order to realize revenue. The above stated officers are authorized to transfer funds electronically for the purpose of investments.

The following are authorized as suitable investments:

- Interest-bearing bank accounts in banks as authorized above for deposit of local unit funds (GUDPA approved).
- Certificates of deposit in GUDPA approved banking institutions.
- Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America. This includes instruments such as Treasury Bills, Notes and Bonds.
- Government money market mutual funds that comply with N.J.S.A. 40A:5-15.1(e).
- Any federal agency or instrumentality obligation authorized by Congress that matures within 397 days from the date of purchase, and has a fixed rate of interest not dependent on any index or external factors.
- Bonds or other obligations of the local unit or school district of which the Town is a part.
- Any other obligations with maturities not exceeding 397 days, as permitted by the State Division of Investments.
- Local government investment pools which comply with N.J.S.A. 40A:5-15.1(e) and conditions set by the Division of Local Government Services.
- New Jersey Cash Management Fund.
- Repurchase agreements (repos) of fully collateralized securities which comply with N.J.S.A. 40A:5-15.1(e).
- New Jersey Asset & Rebate Management Program.
- New Jersey CLASS

There are no approved security brokers / dealers. In the event that a security broker/dealer should be approved during the year, the registered principal of said brokerage firm so approved shall be provided with and sign an acknowledgement that they have seen and reviewed the cash management plan.

This document shall constitute the cash management policy of the Township of Montgomery.

(CONSENT AGENDA Item W Cont.)

Any official involved with the selection of depositories, investments, broker/dealers shall disclose any material business or personal relationships to the Township Administrator and to the Local Finance Board or Local Ethics Board as applicable.

Any official who, in the course of his or her duties, deposits or invests in accordance with this plan shall be relieved of any liability for loss.

This document shall constitute the cash management policy of the Township of Montgomery.

Any official involved with the selection of depositories, investments, broker/dealers shall disclose any material business or personal relationships to the Township Administrator and to the Local Finance Board or Local Ethics Board as applicable.

X. **RESOLUTION #16-1-24 - REFUND OVERPAID 2012 AND 2015 TAXES**

BE IT RESOLVED That refunds be given to the following for the overpayment of 2012 and 2015 taxes:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Amount</u>	<u>Year</u>
5004	43	Jie Cheng & Hui Gao	\$4,207.13	2015
5005	97	Core Logic	\$3,197.65	2015
19001	8.29	S. Soundararajan & I. Balasubramanian	\$5,085.72	2015
25003	15	Weatherwane Abstract & Settlement Serv.	\$2,679.78	2015
31009	28	Jeffrey Samay	\$ 501.66	2015
37002	4.27	Donna Zucker	\$2,254.57	2015
37003	2.04	Aashish Karanjawala	\$2,359.24	2015
37006	20.17C	Jason Geller	\$ 94.75	2012

Y. **RESOLUTION #16-1-25 - 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;

Jersey Boring & Drilling Co., Inc.
36 Pier Lane West
Fairfield, NJ 07044
\$1,185.00

Z. **RESOLUTION #16-1-26 - APPROVAL OF SEWER PARTICIPATION AGREEMENT - Sharmistha Ghosh - Block 37002, Lot 13**

BE IT RESOLVED By the Montgomery Township Committee that the Mayor and Clerk are hereby authorized to execute a Sewer Participation Agreement with Sharmistha Ghosh related to sewer capacity in the Pike Brook Sewage Treatment Plant for Block 37002, Lot 13.

AA. **RESOLUTION #16-1-27 - RELEASE OF ESCROW FEE - Carolyn Camper - Street Opening Permit #14-R-72**

WHEREAS, George Remboske, Assistant to the Township Engineer, has recommended the release of the cash escrow fee to Carolyn Camper because all work has been satisfactorily completed with respect to a street opening permit at Block 20001, Lot 6.01 (77 Opossum Road).

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the cash escrow fee in the amount of \$100.00 be released to Carolyn Camper, 77 Opossum Road, Skillman, NJ 08558.

BB. **RESOLUTION #16-1-28 - RELEASE OF PERFORMANCE GUARANTEE - Pleasant View Road Improvements**

WHEREAS, Gail Smith, Township Engineer, has certified on December 29, 2015 that all public improvements in a project known as Pleasant View Road Improvements have been completed in accordance with the approved plans and the Code of the Township of Montgomery and therefore recommends that the performance guarantee be released.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a reduced performance guarantee in the amount of \$89,598.36 (Bond #104787179 in the amount of \$80,638.52 and \$8,959.84 cash) be released to Beazer Homes and a maintenance guarantee be posted as follows:

Original Construction Cost Estimate	\$185,582.60
15% Maintenance Guarantee	\$ 27,837.38

BE IT FURTHER RESOLVED That the effective date of acceptance of the improvements shall be the date the Township Attorney confirms in writing that the maintenance guarantee is in the proper amount and acceptable legal format.

BE IT FURTHER RESOLVED That the release of the Performance Guarantee shall also be conditioned upon the posting of adequate escrow funds.

In addition, at this time, the Township should accept Pleasant View Road Improvements.

(CONSENT AGENDA Cont.)

CC. **RESOLUTION #16-1-29 - AUTHORIZING AN AMENDMENT TO THE SHARED SERVICES AGREEMENT FOR A SHARED MUNICIPAL COURT BETWEEN THE TOWNSHIPS OF MONTGOMERY AND HILLSBOROUGH**

WHEREAS, Hillsborough already serves as host to a Shared Municipal Court with the Township of Montgomery which is governed by a Shared Services Agreement that commenced on January 1, 2012 and is scheduled to remain in effect until December 31, 2017; and

WHEREAS, Hillsborough and Montgomery desire to enter into this Amended Shared Services Agreement to establish all obligations in connection with the use of shared court facilities and court staff, provide for shared court sessions and the performance of all Montgomery court functions.

WHEREAS, The original Agreement between Hillsborough and Montgomery commenced on January 1, 2012 and was designated to remain in effect until December 31, 2017. This Amended Agreement shall commence on January 1, 2016 and remain in effect until December 31, 2017. This Agreement may be terminated at the end of a calendar year by either party by providing written notice of termination no later than July 1 of the calendar year in which the Shared Services Agreement will terminate. This Agreement may be renewed by Hillsborough and Montgomery upon the adoption of a resolution or ordinance by each municipality. If there are substantial changes to the terms of any renewal agreement, the renewal shall be subject to the approval of the Somerset County Superior Court Assignment Judge; and

WHEREAS, Montgomery shall provide the following compensation to Hillsborough for the Municipal Court Services to be provided pursuant to this Agreement:

- \$144,000 for the period January 1, 2016 to December 31, 2016
- \$146,880 for the period January 1, 2017 to December 31, 2017 (2% increase)

The forgoing amounts shall be paid in equal monthly installments during their respective calendar years.

NOW, THEREFORE, BE IT RESOLVED That the Mayor and Clerk are hereby authorized to sign the afore-referenced Shared Services Agreement for a Shared Municipal Court between the Townships of Hillsborough and Montgomery substantially in the form on file in the Office of the Township Clerk; and

BE IT FURTHER RESOLVED That this Resolution shall take effect immediately.

DD. **RESOLUTION #16-1-30 - AUTHORIZING A TRANSPORTATION SERVICES AGREEMENT WITH THE COUNTY OF SOMERSET**

WHEREAS, The Township of Montgomery in Somerset County has the need to provide transportation services to certain residents; and

WHEREAS, The County of Somerset, Division of Transportation, has the proper equipment and qualified drivers and can provide transportation services to the Township.

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

1. The transportation services contract between the County of Somerset and Township of Montgomery authorizing the County to provide transportation services on weekdays between the hours of 8:30 a.m. and 2:00 p.m. to Township residents, as determined by the Township, as well as transportation services for weekend trips is hereby approved and the Mayor and Clerk are authorized to execute the same on behalf of the Township.
2. Said services shall be provided by the County at a rate of \$23.97 per hour worked for weekday services for a not to exceed amount of \$37,846.00; \$35.93 per hour for weekend trips; an hourly fringe benefit cost of \$13.22 per hour provided that the total not exceed \$19,079.00; and a \$50.38 per day operating cost for administrative costs incurred by the County.
3. The terms of the agreement shall be from January 1, 2016 through December 31, 2016.

EE. **RESOLUTION #16-1-31 - AUTHORIZING ACCESS AND USE AGREEMENT BETWEEN THE TOWNSHIP OF MONTGOMERY AND MONTGOMERY TOWNSHIP BOARD OF EDUCATION - Swimming Pool**

BE IT RESOLVED That the Mayor and Clerk are hereby authorized to execute an Access and Use Agreement between the Township of Montgomery and the Montgomery Township Board of Education with respect to use of the swimming pool located at Montgomery High School. The term of the agreement shall be from July 1, 2016 to June 30, 2017.

22-1. Deputy Mayor Trzaska moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Committeewoman Madrid and carried on the following:

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

23. **RESOLUTION #16-1-32 - TOWNSHIP COMMITTEE MEETING SCHEDULE**

BE IT RESOLVED That the following is established as a schedule of meetings of the Township Committee to be held during the year 2016 said meetings to be open to the public and publicized in accordance with the Open Public Meetings Act. All meetings will begin at approximately 7:00 p.m., unless otherwise noted. Except as otherwise noted the location shall be the Township Municipal Building, 2261 Van Horne Road, Belle Mead, NJ.

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

January 5, 2017, 7:00 p.m., Reorganization Meeting

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

- (a) Posted on the Municipal Bulletin Board and shall remain so posted for the year 2016.
- (b) Sent to the officially designated newspapers.
- (c) Filed in the Office of the Township Clerk.
- (d) Sent to those persons who have requested and paid the charges for copies of the schedule and revisions thereto and shall be promptly sent to those persons who hereinafter make such request and prepay such charges.

23-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Conforti and carried on the following:

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

24. **RESOLUTION #16-1-33 - TRANSFER OF FUNDS**

WHEREAS, There is a need to transfer funds to areas where there are insufficient funds to meet the demands of the Township; and

WHEREAS, There are sufficient funds to be transferred to those accounts as stated to meet the needs of the Township.

NOW, THEREFORE, BE IT RESOLVED, By the Township Committee of the Township of Montgomery, County of Somerset, State of New Jersey, that in accordance with the provisions of N.J.S.A. 40A:4-58 and N.J.S.A. 40A:4-59 hereby authorizes the Chief Finance Officer to make the following transfers:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
SEWER C - ALL PLANTS (O&E)		\$11,000.00
GENERAL ADMINISTRATION (O&E)		1,100.00
	SEWER E - PIKE BROOK (O&E)	\$11,000.00
	MAYOR & COUNCIL (O&E)	1,100.00

24-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Deputy Mayor Trzaska and carried on the following:

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

25. **RESOLUTION #16-1-34 - 2016 TEMPORARY BUDGET**

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

WHEREAS, The date of this resolution is within the first thirty days of 2016; and

WHEREAS, The total appropriations in the 2015 Budget, less appropriations for Capital Improvement Fund, Debt Service and Public Assistance are as follows:

General	\$21,892,016.00
Sewer Utility	\$4,241,420.00

WHEREAS, 26.25% of the total appropriations in the 2015 Budget, less appropriations for the Capital Improvement Fund, Debt Service and Public Assistance in the said 2015 Budget is as follows:

General	\$5,746,654.20
Sewer Utility	\$1,113,372.75

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

2016
 TEMPORARY BUDGET

	AMOUNT
Mayor and Committee	
Salaries & Wages	\$6,038.00
Other Expenses	2,000.00
Committee Expenses	
Other Expenses	10,887.00
Administrative & Executive	
Salaries & Wages	65,756.00
Other Expenses	8,033.00
Municipal Clerk	
Salaries & Wages	63,548.00
Other Expenses	12,574.00
Newsletter	
Other Expenses	1,575.00
Financial Administration	
Salaries & Wages	110,119.00
Other Expenses	19,884.00
Audit	
Other Expenses	2,500.00
Network Operations	
Salaries & Wages	19,232.00
Other Expenses	20,000.00
GIS	
Salaries & Wages	12,863.00
Other Expenses	10,108.00
Assessment of Taxes	
Salaries & Wages	28,945.00
Other Expenses	5,539.00
Collection of Taxes	
Salaries & Wages	9,450.00
Other Expenses	10,000.00
Legal Services & Costs	
Other Expenses	95,813.00
Engineering Services & Costs	
Salaries & Wages	93,135.00
Other Expenses	20,000.00
Public Buildings & Grounds	
Salaries & Wages	25,594.00
Other Expenses	31,736.00
Planning Board	
Salaries & Wages	48,379.00
Other Expenses	9,726.00
Revision of Master Plan	
Other Expenses	2,905.00
Zoning Board of Adjustment	
Salaries & Wages	30,975.00
Other Expenses	2,100.00
Landmarks Commission	
Other Expenses	1,706.00
Environmental Commission	
Other Expenses	788.00
Economic Development	
Other Expenses	295.00
Insurance	
Group Insurance for Employees	628,920.00
Other Insurance Premiums	200,000.00
Workers Compensation Insurance	195,000.00
Disability Fund	
Other Expenses	\$ 20,000.00

(Item #25 Cont.)

	AMOUNT
Deferred Compensation	
Other Expenses	41,738.00
Fire Hydrant Service	
Other Expenses	173,906.00
Uniform Fire Safety	
Salaries & Wages	33,863.00
Other Expenses	3,025.00
Police	
Salaries & Wages	994,000.00
Other Expenses	79,590.00
Emergency Medical Services	
Other Expenses	500.00
Emergency Management Services	
Other Expenses	250.00
Emergency Services Committee	
Other Expenses	125.00
Community Services Act	
Other Expenses	19,819.00
Shade Tree Commission	
Other Expenses	2,632.00
Road Repairs & Maintenance	
Salaries & Wages	212,625.00
Other Expenses	187,425.00
Vehicle Maintenance	
Other Expenses	168,092.00
Public Works	
Salaries & Wages	29,178.00
Other Expenses	11,692.00
Board of Health	
Salaries & Wages	97,965.00
Other Expenses	15,000.00
Animal Control	
Salaries & Wages	14,044.00
Other Expenses	5,000.00
Recreation	
Salaries & Wages	72,040.00
Other Expenses	20,000.00
Kid Connection	
Salaries & Wages	15,750.00
Adult School	
Salaries & Wages	40,688.00
Other Expenses	62,147.00
Summer Camp	
Salaries & Wages	18,506.00
Other Expenses	3,938.00
Maintenance of Parks	
Salaries & Wages	98,831.00
Other Expenses	20,941.00
Senior Center	
Salaries & Wages	1,313.00
Other Expenses	27,589.00
Solid Waste	
Other Expenses	21,131.00
Recycling Program	
Other Expenses	52,500.00
Construction Code	
Salaries & Wages	134,400.00
Other Expenses	12,000.00
Electricity	
Other Expenses	75,000.00
Telephone	
Other Expenses	28,114.00
Water	
Other Expenses	8,584.00
Natural Gas/Heating	
Other Expenses	35,000.00
Gasoline	
Other Expenses	97,834.00
Street Lighting	
Other Expenses	15,750.00
Social Security System	
Other Expenses	231,263.00
Municipal Court	
Other Expenses	42,357.00
Environmental Health Services	
Other Expenses	131.00
Pre School	
Salaries & Wages	302,794.00
Other Expenses	40,483.00
Camp Kid	
Salaries & Wages	12,600.00
Other Expenses	2,546.00
PERS	
Other Expenses	164,666.00
PFRS	
Other Expenses	169,922.00

(Item #25 Cont.)

AMOUNT

Total 2016 Temporary Appropriations for Operating Purposes **\$5,745,410.00**

Sewer Utility

Salaries & Wages 300,000.00
Other Expenses 812,350.00

Total 2016 Temporary Appropriations for Sewer Utility **\$1,112,350.00**

Operating Fund

Debt Service
Payment of Bonds and Unfunded Debt 3,000,000.00
Interest on Bonds 600,000.00
Green Trust Program
Other Expenses 300,000.00

Sewer Utility Fund

Debt Service
Payment of Bonds and Unfunded Debt 600,000.00
Payment - NJEIT 1,400,000.00
Interest - NJEIT 300,000.00

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

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

26. **ORDINANCE #16-1507 - LDO - Private Garages - Introduction**

A. Mayor Graham 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 16-4.10b. REGARDING PERMITTED ACCESSORY USES IN THE "PPE" PUBLIC, PARKS AND EDUCATION DISTRICT

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 January 21, 2016 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

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

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

27. **ORDINANCE #16-1508 - Sidewalk-Repairs and Maintenance - Introduction**

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

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XI OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) TO ESTABLISH REQUIREMENTS FOR THE MAINTENANCE AND REPAIR OF SIDEWALKS.

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 January 21, 2016 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

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

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

28. **APPROVAL OF MINUTES**

The Regular Session minutes of December 21, 2015 were approved as printed.

29. **PAYMENT OF BILLS**

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

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

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

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

29-1. Deputy Mayor Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

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

30. **PRISM SCHOOL**

Administrator Nieman reported on a letter received from the Bairong Education Foundation. After reviewing the letter, it was his recommendation that the Township continue discussions with the Foundation. He asked for Township Committee authorization to send them a letter and invite them to a meeting to discuss options. It was the general consensus to allow Mr. Nieman to draft a letter for Committee review.

31. **ENERGY AGGREGATION**

Administrator Nieman stated that the approval of the ordinance was completed late in 2015 and would be submitted to the Board of Public Utilities on January 8, 2016. The BPU then has three weeks to comment. Assuming that approvals are received from the BPU and the Department of Community Affairs, the bids will be released in early February. If positive bids are received, Gabel Associates will make recommendations to the Township Committee at the March 3 meeting. He explained that if everything were to be on schedule, the commencement of a renewal of the third party electrical supply could happen by June 1.

32. **TRANSCO**

Administrator Nieman reported that Transco will resume work on January 8, however, it's a very different type of work. They will be removing one thousand (1,000) feet of pipe using totally different equipment, working within the confines of the Township ordinance between the hours of 7:00 a.m. to 7:00 p.m. on weekdays and 8:00 a.m. to 6:00 p.m. on Saturday. At the same time, they will bring in additional sound attenuation equipment. They have stated that they would be contacting any resident that would be affected by the work. Also, they are pursuing the open trenching permit with the Department of Environmental Protection. A public hearing on the permit has been scheduled on February 11 at the Lower Middle School.

The Governing Body inquired as to the amount of noise that would occur with this work. Committeeman Smith replied that the noise would not be like the last time because the work was different.

Mayor Graham asked Attorney Hadinger to look into the public hearing process for the open trenching permit with the DEP.

ADJOURNMENT was at 8:15 p.m. on a motion by Deputy Mayor Trzaska. The motion was seconded by Committeeman Conforti and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk

