

MINUTES FOR  
MONTGOMERY TOWNSHIP COMMITTEE MEETING  
April 6, 2017

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 Trzaska, Committeemembers Graham, Madrid and Conforti  
Deputy Mayor Smith was absent

Also present were:

TOWNSHIP ATTORNEY - Kristina P. Hadinger, Esq.

TOWNSHIP ADMINISTRATOR - Donato Nieman

CHIEF FINANCIAL OFFICER - Michael Pitts

TOWNSHIP CLERK - Donna Kukla

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

4. **POLICE REPORT**

Police Captain Wain reported on the following activities of the Police Department for the month of February, 2017:

- 46 motor vehicle accidents;
- 15 arrests;
- 4 thefts;
- 1 burglaries;
- 2 criminal mischief;
- 3 domestic violence.

Captain Wain reported that the Sergeant promotional process was moving forward and thanked the Township Committee for reviewing the essay portion. Administrator Nieman stated that the interviews for the four candidates who moved forward would happen at the first meeting in May.

Mayor Trzaska stated that, for the second year in a row, Montgomery was named the second best town out of 511 towns in New Jersey for families. They ranked any town that had over 1,500 residents. One of the main criteria is safety and crime statistics. He reported that he had gotten an email recently stating that according Safe Wise, which is a website that goes through and analyzes all the FBI crimes statistics, for the fourth year in a row Montgomery is in the top 100 safest towns in all of the United States out of 22,000 towns.

5. **PUBLIC COMMENT**

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

6. **RESOLUTION - RECOGNIZING NATIONAL PUBLIC HEALTH WEEK 2017**

WHEREAS, The week of April 3-9, 2017, is National Public Health Week, and the theme is "Healthiest Nation 2030"; and

WHEREAS, Since 1995, the American Public Health Association, through its sponsorship of National Public Health Week, has educated the public, policymakers and public health professionals about issues important to improving the public's health; and

WHEREAS, Good health requires making healthy choices that improve our health, setting an example for our family and friends; as well as supporting efforts to improve the factors that affect everyone's health and limit the ability for many people to make healthy choices; and

WHEREAS, It is only when we come together that we are strong enough to create the healthiest nation in one generation.

NOW, THEREFORE, BE IT RESOLVED On this 6<sup>th</sup> Day of April, 2017, that the Township Committee of the Township of Montgomery joins with its Board of Health and its Health Department in celebrating National Public Health Week 2017, and its focus on building *safe, healthy communities*.

- 6-1. Committeewoman Graham moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried unanimously.

- 6-2. Devangi Patel, Township Health Educator, spoke about National Public Health Week. During National Public Health Week 2017, Generation Public Health is rallying around the goal of making the United States the healthiest nation by the year 2030. To do this, we must build a nation that is safe and has healthy communities.

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 #17-4-85 - REFUND OVERPAID 2016 AND 2017 TAXES**

BE IT RESOLVED That refunds be given to the following for the overpayment of 2016 and 2017 taxes:

| <u>Block</u> | <u>Lot</u>  | <u>Name</u>                   | <u>Amount</u> | <u>Year</u> |
|--------------|-------------|-------------------------------|---------------|-------------|
| 22001        | 12 QFARM    | Wanda & Walter Geslak         | \$ 14.85      | 2017        |
| 28003        | 144         | Core Logic                    | \$1,089.75    | 2016        |
| 37002        | 5.45        | Howard J. & Kristin M. Keller | \$2,480.27    | 2016        |
| 37003        | 6.785 CONDO | Pardeep K. Sood               | \$1,027.30    | 2016        |

B. **RESOLUTION #17-4-86 - CANCEL 2016 & 2017 TAXES**

BE IT RESOLVED That, as per the 2017 MOD IV, the 2016 & 2017 taxes for the following properties that are no longer shown as active in the 2017 tax duplicate be cancelled;

BLOCK 4001 LOT 49  
2016/1<sup>st</sup> Quarter - \$193.65  
2016/2<sup>nd</sup> Quarter - \$193.64  
2016/3<sup>rd</sup> Quarter - \$202.72  
2016/4<sup>th</sup> Quarter - \$202.72  
2017/1<sup>st</sup> Quarter - \$198.19  
2017/2<sup>nd</sup> Quarter - \$198.18

BLOCK 22001 LOT 12 QFARM  
2017/1<sup>st</sup> Quarter - \$7.43  
2017/2<sup>nd</sup> Quarter - \$7.42

C. **RESOLUTION #17-4-87 - REDEMPTION OF TAX SALE CERTIFICATES #2014-36, #2016-17, #2016-20, AND #2016-35**

BE IT RESOLVED That a refund in the amount of \$6,644.92 be given to Natu Patel, 505 Hoagland Court, Hillsborough, NJ 08844 for the redemption of Tax Sale Certificate #2014-36 on Block 37002, Lot 1.142; and

BE IT FURTHER RESOLVED That a refund in the amount of \$123,526.61 be given U.S. Bank for BV002 Trust, 50 South 16<sup>th</sup> Street, Suite 2050, Philadelphia, PA 19102-2513 for the redemption of Tax Sale Certificate #2016-17 on Block 31001, Lot 3.02; and

BE IT FURTHER RESOLVED That a refund in the amount of \$3,952.59 be given to Natu Patel, 505 Hoagland Court, Hillsborough, NJ 08844 for the redemption of Tax Sale Certificate #2016-20 on Block 34018, Lot 16; and

BE IT FURTHER RESOLVED That a refund in the amount of \$6,398.90 be given MTAG Cust Fig Cap Inv NJ13, 8323 Ramona Blvd W Suite 2, Jacksonville, FL 32221 for the redemption of Tax Sale Certificate #2016-35 on Block 37002, Lot 5.37.

D. **RESOLUTION #17-4-88 - AUTHORIZING APPROVAL OF AN ELECTRONIC PEDESTRIAN WARNING SIGN MAINTENANCE AGREEMENT WITH SOMERSET COUNTY DEPARTMENT OF PUBLIC WORKS**

BE IT RESOLVED BY the Montgomery Township Committee that the Mayor and Clerk are hereby authorized to execute an electronic pedestrian warning sign maintenance agreement with Somerset County for pedestrian improvements conducted by Country Club Meadows, LLC as part of the Pike Run Plaza shopping center development, subject to approval by Somerset County Counsel as to form and content.

E. **RESOLUTION #17-4-89 - 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 \$24.32 per hour worked for weekday services for a not to exceed amount of \$38,772.00; \$36.49 per hour for weekend trips; an hourly fringe benefit cost of \$11.20 per hour provided that the total not exceed \$22,487.00; and a \$51.89 per day operating cost for administrative costs incurred by the County.
3. The terms of the agreement shall be from January 1, 2017 through December 31, 2017.

(CONSENT AGENDA Cont.)

**F. RESOLUTION #17-4-90 - APPROVAL OF OUTDOOR ASSEMBLY - Carrier Clinic Walk of Hope**

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 16, 2017.
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.

**G. RESOLUTION #17-4-91 - RELEASE OF ESCROW FEE - Pappen Varghese - Street Opening Permit #16-R-33**

WHEREAS, George Remboske, Assistant to the Township Engineer, has recommended the release of a cash escrow fee to Pappen Varghese because all work has been satisfactorily completed with respect to the following street opening permit at Block 7006, Lot 14 (58 Willow Run Lane).

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the cash escrow fee in the amount of \$2,283.00 be released to Pappen Varghese, 58 Willow Run Lane, Belle Mead, NJ 08502.

**H. RESOLUTION #17-4-92 - AUTHORIZING A THIRD REDUCED PERFORMANCE GUARANTEE - Montgomery Ridge Site Improvements - Phase I Townhouses**

WHEREAS, Gail Smith, Township Engineer, has certified on April 3, 2017 that a performance guarantee posted for Montgomery Ridge Site Improvements, Phase I Townhouses may be reduced again; and

WHEREAS, The remaining and partially completed improvements will be adequately covered by a performance guarantee as specified in the Township Engineer's estimate dated March 29, 2017.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a 3<sup>rd</sup> reduced performance guarantee amounting to \$701,838.48 (reduced from \$1,890,330.20 - original guarantee amount), be posted as follows:

|  |              |
|--|--------------|
| 10% cash                                   | \$ 70,183.85 |
| 90% cash, Letter of Credit, or Surety Bond | \$631,654.63 |

The reduced amount is sufficient to complete the remaining work. Additional Engineering escrow is required.

**I. RESOLUTION #17-4-93 - AUTHORIZING A SECOND REDUCED PERFORMANCE GUARANTEE - Montgomery Ridge Site Improvements - Phase 2 Townhouses Site Work**

WHEREAS, Gail Smith, Township Engineer, has certified on April 3, 2017 that a performance guarantee posted for Montgomery Ridge Site Improvements, Phase 2 Townhouse Site Work may be reduced again; and

WHEREAS, The remaining and partially completed improvements will be adequately covered by a performance guarantee as specified in the Township Engineer's estimate dated March 29, 2017.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a 2<sup>nd</sup> reduced performance guarantee amounting to \$303,545.00 (reduced from \$858,736.20 - original guarantee amount), be posted as follows:

|  |              |
|--|--------------|
| 10% cash                                   | \$ 30,354.50 |
| 90% cash, Letter of Credit, or Surety Bond | \$273,190.50 |

The reduced amount is sufficient to complete the remaining work. Additional Engineering escrow is required.

(CONSENT AGENDA Cont.)

J. **RESOLUTION #17-4-94 - AUTHORIZING A SECOND REDUCED PERFORMANCE GUARANTEE -  
Montgomery Ridge Site Improvements - Phase 3 Townhouse Site Work**

WHEREAS, Gail Smith, Township Engineer, has certified on April 3, 2017 that a performance guarantee posted for Montgomery Ridge Site Improvements, Phase 3 Townhouse Site Work may be reduced again; and

WHEREAS, The remaining and partially completed improvements will be adequately covered by a performance guarantee as specified in the Township Engineer's estimate dated March 29, 2017.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a 2<sup>nd</sup> reduced performance guarantee amounting to \$184,357.92 (reduced from \$566,977.20 - (original guarantee amount)), be posted as follows:

|  |              |
|--|--------------|
| 10% cash                                   | \$ 18,435.79 |
| 90% cash, Letter of Credit, or Surety Bond | \$165,922.13 |

The reduced amount is sufficient to complete the remaining work. Additional Engineering escrow is required.

K. **RESOLUTION #17-4-95 - AUTHORIZING A SECOND REDUCED PERFORMANCE GUARANTEE -  
JER/Herring - Residential Parcel and Landscaping**

WHEREAS, Gail Smith, Township Engineer, has certified on April 3, 2017 that a performance guarantee posted for JER/Herring - Residential Parcel and Landscaping may be reduced again; and

WHEREAS, The remaining and partially completed improvements will be adequately covered by a performance guarantee as specified in the Township Engineer's estimate dated March 29, 2017.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a 2<sup>nd</sup> reduced performance guarantee amounting to \$62,886.38 (reduced from \$209,621.28 - revised guarantee amount), be posted as follows:

|  |             |
|--|-------------|
| 10% cash                                   | \$ 6,228.64 |
| 90% cash, Letter of Credit, or Surety Bond | \$56,597.75 |

The reduced amount is sufficient to complete the remaining work. Additional Engineering escrow is required.

L. **RESOLUTION #17-4-96 - AUTHORIZING FIREWORKS PERMIT**

BE IT RESOLVED That authorization is granted for the Recreation Department to conduct a fireworks display on June 29, 2017 (raindate - July 6, 2017) at Montgomery High School. Approvals of the Police Department and Fire Protection Inspector Roy Mondy have been received.

M. **RESOLUTION #17-4-97 - WAIVER FROM FIRE INSPECTION FEES - Fireworks Display**

BE IT RESOLVED That fire inspection fees, totaling \$469.00 in connection with the fireworks display to be conducted June 29, 2017 (raindate - July 6, 2017) are hereby waived.

N. **RESOLUTION #17-4-98 - AUTHORIZING CLOSING OF SKILLMAN ROAD - Fireworks**

BE IT RESOLVED That Skillman Road between County Route 601 and Hollow Road, be closed to all vehicle traffic between the hours of 6:00 p.m. and 10:00 p.m. on June 29, 2017 (raindate - July 6, 2017) for the fireworks event.

O. **TOWNSHIP COMMITTEE APPOINTMENTS - Plumbing Inspector and Fire Prevention Inspector**

|  |       |              |
|--|-------|--------------|
| Plumbing Inspector - John Glynn          | 1 yr. | Exp. 4/3/18  |
| Fire Prevention Inspector - Steven Milne | 1 yr. | Exp. 3/21/18 |

7-1. Committeeman Conforti moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Committeewoman Madrid and carried on the following:

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

8. **RESOLUTION #17-4-99 - RESOLUTION AMENDING PROFESSIONAL SERVICES AGREEMENT -  
Engineering Services - Crew Engineers**

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WHEREAS, by Resolution No. 12-11-265 adopted on November 8, 2012, the Township Committee awarded an agreement for professional services to the firm of Crew Engineers ("Crew") to provide survey, design, permitting, and preparation of contract documents for the north side of Sycamore Lane and the east side of Montgomery Road ("Project"), for the sum of \$28,800.00 ("Agreement for Professional Services" or "Agreement"); and

WHEREAS, The Township Engineering Department has requested that the Township Committee authorize Crew to complete additional engineering services in connection with this Project, and in particular, to extend the scope of Crew's services to include changes in the temporary construction easement and grading for Block 23001 Lot 20, surveyor easement work, work on project specifications, extra work necessary to obtain permits from the New Jersey Department of Environmental Protection, work involved with dividing the project into two phases, separating work for Montgomery Road and Sycamore Lane, and all associated changes to the project drawings and bid item quantities, all of which were not included in the original scope of services for said Project; and

WHEREAS, Crew submitted a written proposal dated March 17, 2017 to complete these additional services for the sum of \$6,960.00 ("Proposal"), which Proposal shall be incorporated herein by reference; and

WHEREAS, The work set forth in the Proposal extends beyond the original scope of services with Crew and therefore, the parties seek to memorialize the Proposal's scope of work and estimated cost by amending the existing agreement; and

WHEREAS, The existing agreement with Crew was awarded without competitive bidding as a professional services agreement pursuant to N.J.S.A. 40A:11-5(1)(a)(i) and as a such, the Township Committee may amend same by resolution adopted under N.J.A.C. 5:30-11.6(e); and

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

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

1. The existing Agreement for Professional Services entered into between the Township and Crew is hereby amended, to extend the scope of Crew's services to include changes in the temporary construction easement and grading for Block 23001 Lot 20, surveyor easement work, work on project specifications, extra work necessary to obtain permits from the New Jersey Department of Environmental Protection, work involved with dividing the project into two phases, separating work for Montgomery Road and Sycamore Lane, and all associated changes to the project drawings and bid item quantities, all of which were not included in the original scope of services for this Project, as detailed in March 17, 2017 Proposal, incorporated herein by reference, resulting in an increase in the contract amount by \$6,960.00, bringing the contract total, as amended, to \$35,760.00.
2. The Mayor and Clerk are hereby authorized and directed to execute an Amendment to the Professional Services Agreement which shall be executed by the parties to confirm the additional scope of services and anticipated cost; the form of the Amendment to Agreement for Professional Services shall be subject to the approval of the Township Attorney.
3. A copy of this Resolution and Second Amendment to Agreement for Professional Services shall be placed on file in the Office of the Township Clerk, and shall be available for public inspection.

8-1. Committeewoman Graham moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

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

9. **RESOLUTION #17-4-100 - RESOLUTION SPECIFYING PROPRIETARY GOODS FOR DRY PIT, SELF-PRIMING CENTRIFUGAL PUMPS**

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WHEREAS, The Township of Montgomery has determined that closing the Riverside and Oxbridge Wastewater Treatment Plants (WWTPs) and consolidating treatment at the Pike Brook WWTP will result in significant long term capital and O & M cost savings to the Township; and

WHEREAS, Construction of a new Riverside Pump Station and force main to convey wastewater to the Pike Brook WWTP will be a part of the Riverside and Oxbridge Wastewater Treatment Plant Consolidation Project; and

WHEREAS, The Township of Montgomery needs to specify two (2) pumps for construction of the new Riverside Pump Station, each of which must be rated for a capacity of 350 gallons per minute (GPM) against 185 feet of total dynamic head (TDH); and

WHEREAS, The Pump Station configuration will require dry pit, self-priming centrifugal pumps and the required re-priming lift of the suction lift pumps is 24 feet; and

(Item #9 Cont.)

WHEREAS, In consultation with the Township Engineer and Consulting Engineer, the Township Administrator has filed a Certification with the Township Committee which supports that UltraMate® Pumps manufactured by Gorman-Rupp, which are horizontal, dry pit, self-priming, two-stage centrifugal pumps, are capable of meeting the design basis requirements of 350 GPM at 185 feet TDH and a re-priming lift of 24 feet, and further, that Gorman-Rupp is the only known manufacturer of dry pit, self-priming centrifugal pumps capable of meeting the design requirements of 350 GPM against 185 feet of TDH and a re-priming lift 24 feet; and

WHEREAS, The Administrator and Engineer have determined that use of Gorman-Rupp UltraMate® Pumps is necessary for the conduct of the Township's affairs because: the use of a dry-pit, self-priming centrifugal pump other than Gorman-Rupp's UltraMate® pump would undermine both the functionality and operational performance requirements of the new Riverside Pump Station, and as a result, would not achieve the new Riverside Pump Station's fundamental purpose which is to reliably pump wastewater at a specific flow rate through the new Riverside force main to the Pike Brook WWTP; and the use of Gorman-Rupp's UltraMate® pump is necessary for the proper performance of the new Riverside Pump Station and the successful implementation of the Riverside and Oxbridge WWTP Consolidation Project; and

WHEREAS, The use of the foregoing specific pump is essential for the conduct of the Township's affairs, resulting in a public benefit that outweighs the designation of proprietary pumping equipment; and

WHEREAS, For these reasons, the Township has a compelling need to specify this equipment as authorized by N.J.S.A. 40A:11-13(d) and N.J.A.C. 5:34-9.1(a) 1.i and 2.i where the proprietary designation overshadows the public benefit of use of "brand name or equivalent"; and

WHEREAS, The Township of Montgomery's attorney Kristina P. Hadinger has reviewed the proposed certification for the special need for the proprietary equipment and has advised of its applicability and acceptability pursuant to N.J.S.A. 40A:11-13(d) and N.J.A.C. 5:34-9.1.

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

1. The foregoing "Whereas" clauses are incorporated herein as if fully restated.
2. The Township Committee finds that, due to the specialized nature of this equipment necessary for the conduct of its affairs, the only acceptable manufacturer of dry pit, self-priming centrifugal pumps to be installed at the Riverside Pump Station, as part of the Riverside and Oxbridge Wastewater Treatment Plant Consolidation Project, is Gorman-Rupp.
3. Adequate funds exist for the Riverside and Oxbridge Wastewater Treatment Plant Consolidation Project.
4. This resolution for proprietary equipment shall be made part of the bid documents.
5. A copy of this Resolution and the agreement shall be placed on file in the Office of the Township Clerk, and shall be available for public inspection.

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

10. **ORDINANCE #17-1542 - BOND-Providing For Various Capital Improvements - Public Hearing**

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

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY, IN THE COUNTY OF SOMERSET, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES IN AND FOR THE TOWNSHIP OF MONTGOMERY AND APPROPRIATING \$4,674,000 THEREFOR AND PROVIDING FOR THE ISSUANCE OF \$4,440,300 IN BONDS OR NOTES OF THE TOWNSHIP OF MONTGOMERY TO FINANCE THE SAME.

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

C. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 6<sup>th</sup> day of April, 2017 and that the ordinance summary and proper 20-day statement be published in an official newspaper as required by law.

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

11. ORDINANCE #17-1543 - BOND-Providing for Various Sewer Utility Improvements - Public Hearing

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

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY, IN THE COUNTY OF SOMERSET, NEW JERSEY, PROVIDING FOR VARIOUS SEWER UTILITY IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE TOWNSHIP OF MONTGOMERY AND APPROPRIATING \$996,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$996,000 IN BONDS OR NOTES OF THE TOWNSHIP OF MONTGOMERY TO FINANCE THE SAME.

B-1. Mayor Trzaska opened the hearing to the public.

B-2. Ken Knieser, Oak Ridge Drive, asked when the Township does bond issues is there ever an opportunity to have those bonds available to residents at some point and time in the process. Administrator Nieman stated that he would look into that for Mr. Knieser. He explained that the bonds are usually sold to mutual funds and they go very quickly. Committeeman Conforti further explained the process especially if the person was working with a broker.

B-3. Committeeman Conforti moved that the public hearing be closed. The motion was seconded by Committeewoman Madrid carried unanimously.

C. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 6<sup>th</sup> day of April, 2017 and that the ordinance summary and proper 20-day statement be published in an official newspaper as required by law.

11-1. Committeewoman Graham moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

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

12. ORDINANCE #17-1544 - Capital-Acquisition of Certain Equipment - Public Hearing

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

AN ORDINANCE AUTHORIZING AS A GENERAL IMPROVEMENT THE ACQUISITION OF CERTAIN EQUIPMENT BY THE TOWNSHIP OF MONTGOMERY AND APPROPRIATING \$34,200.00 THEREFOR FROM THE "CAPITAL IMPROVEMENT FUND" AND \$50,000 FROM THE "CAPITAL FUND BALANCE" OF SAID TOWNSHIP.

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

C. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 6<sup>th</sup> day of April, 2017 and that notice thereof be published in an official newspaper as required by law.

12-1. Committeewoman Graham moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

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

13. ORDINANCE #17-1545 - Accepting Donation of Van Zandt Road Property (Block 25001, Lot 28.08) - Introduction

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

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY AUTHORIZING THE ACQUISITION BY GIFT OF PROPERTY IDENTIFIED AS BLOCK 25001, LOT 28.08 LOCATED ON VAN ZANDT ROAD, MONTGOMERY TOWNSHIP.

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 20, 2017 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

13-1. 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, Graham, Trzaska  
Nays - None  
Absent - Smith

14. APPROVAL OF MINUTES

The Regular Session minutes of March 16, 2017 were approved as printed.

15. 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.

15-1. 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, Graham, Trzaska  
Nays - None  
Absent - Smith

16. DEMOLITION OF LENAPE SWIM CLUB AND SILOS, FOLUSIAK HOUSE AND OUTBUILDINGS, AND RUNYON BARN

Administrator Nieman updated the Governing Body that it was more critical than ever that the Lenape Swim Club and silos on Block 34001, Lot 35.01 be demolished. He stated that the demolition of the Folusiak house and outbuildings on Hollow Road (Block 11001, Lot 56) and the Runyon barn on the corner of Route 206 and Dutchtown-Harlingen Road (Block 15001, Lot 31) were also going out to bid at the same time.

17. SALE OF TOWNSHIP PROPERTY ADJACENT TO AIRPARK ROAD

Attorney Hadinger stated that the Governing Body had authorized the appraisal of the property adjacent to Airpark Road and that she was in the process of drafting an ordinance to authorize the sale of the land.

18. COMMITTEE AND SUB-COMMITTEE REPORTS

18-1. ZONING BOARD OF ADJUSTMENT

Committeeman Conforti spoke about the Zoning Board of Adjustment meeting where they were reviewing the cell tower application at the Nassau Tennis Club property. The Board was at the point of going through all the coverage maps and discussing other options. He stated the focus was on the "dead" areas of town.

18-2. LANDMARKS COMMISSION

Committeewoman Madrid reported on the Landmarks Commission meeting. She stated that the County engineers came out with the sidewalk plan for the Blawenburg Historic District, which was pretty well received. There had been discussion about the bridge on the Great Road and the addition of a Dog Park to be included in the County's plan.

18-3. OPEN SPACE COMMITTEE

Committeewoman Graham spoke about the joint meeting of the Recreation Committee and the Open Space Committee. This meeting also included the Montgomery Friends of Open Space. They discussed the pathways program. The Recreation Committee is in the process of updating a Master Plan for Recreation activities and typically the plan for the Greenways is also updated at the same time.

Mayor Trzaska spoke about the parks in the Township. He stated that he had been to the Woodsedge Park recently and was impressed by all of the work being done to update that park.

19. TRANSCO PROPOSED COMPRESSOR STATION

Attorney Hadinger explained that the FERC posting regarding the proposed Transco Compressor Station had come out on April 5, 2017. The draft motion to intervene in the proceedings was reviewed and approved by Administrator Nieman. An informational copy was also sent to the South Brunswick Township Attorney. The motion will be filed with FERC.

ADJOURNMENT was at 7:39 p.m. on a motion by Committeeman Conforti. The motion was seconded by Committeewoman Madrid and carried unanimously.

Date of Approval:

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Donna Kukla, Township Clerk