

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
November 2, 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: Deputy Mayor Smith, Committeemembers Graham, Madrid and Conforti
Mayor Trzaska 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. Deputy Mayor Smith 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. Deputy Mayor Smith led the Salute to the Flag.

4. **PUBLIC COMMENT**

Brett Borowski, York Drive, asked about the purchase of the former PSE&G substation. Administrator Nieman explained that the cost of the substation was approximately \$286,000.00 for the Master Plan loop road. Deputy Mayor Smith stated that it was an integral part of that piece of loop road property.

5. **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 #17-11-240 - REFUND OVERPAID 2017 TAXES**

BE IT RESOLVED That a refund in the amount of \$3,739.77 be given to Etse, Joseph & Emelia, 21 Portland Drive, Skillman, NJ 08558 for the overpayment of 2017 taxes on Block 28003, Lot 12.01.

- B. **RESOLUTION #17-11-241 - REDEMPTION OF TAX SALE CERTIFICATES #2017-17, #2017-26 AND #2017-32**

BE IT RESOLVED That a refund in the amount of \$51,569.50 be given to Leed Capital, 946 Main Street, Hackensack, NJ 07601 for the redemption of Tax Sale Certificate #2017-17 on Block 30002, Lot 5.

BE IT FURTHER RESOLVED That a refund in the amount of \$2,022.55 be given TFS Cust Fig Cap Inv NJ13 LLC, P.O. Box 54472, New Orleans, LA 70154 for the redemption of Tax Sale Certificate #2017-26 on Block 37003, Lot 1.111.

BE IT FURTHER RESOLVED That a refund in the amount of \$1,598.97 be given TFS Cust Fig Cap Inv NJ13 LLC, P.O. Box 54472, New Orleans, LA 70154 for the redemption of Tax Sale Certificate #2017-32 on Block 37005, Lot 19.

- C. **RESOLUTION #17-11-242 - AUTHORIZATION FOR THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF SOMERSET COUNTY TO SUBMIT THE MONTGOMERY TOWNSHIP-ROCKY HILL BOROUGH COMPONENT OF THE SOMERSET COUNTY WASTEWATER MANAGEMENT PLAN TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION**

BE IT RESOLVED By the Montgomery Township Committee that the Board of Chosen Freeholders of the County of Somerset County is hereby authorized to submit the Montgomery Township-Rocky Hill Borough Component of the Somerset County Wastewater Management Plan, amending the Upper Raritan Areawide Water Quality Management Plans, to the New Jersey Department of Environmental Protection.

(CONSENT AGENDA Cont.)

D. **RESOLUTION #17-11-243 - DECLARING CERTAIN GENERAL EQUIPMENT AS SALVAGE FOR SALE**

WHEREAS, The Montgomery Township Police Department desires to declare certain property as salvage to be sold.

NOW, THEREFORE, BE IT RESOLVED That the Township Committee does hereby authorize the sale of the following items:

Car Radios		Portable Radios	
Serial #'s		Serial #'s	
518CHT2473	518CHT2479	407CHX0176	407CHX0185
518CKF0697	518CHT2481	407CHX0172	407CHX0193
518CHT2482	518CKF0700	407CHX0168	407CHX0182
518CJF0351	518CKF0701	407CHX0177	407CHX0167
518CKF0818	518CHT2471	407CHV3498	407CHX0189
518CMB0127	518CHT2480	407CHX0169	407CKM1927
518CJF0349	518CJF0350	407CKM1925	407CHX0166
518CHT2472	518CLD0465	407CHX0171	407CHX0186
518CJF0348	518CHT2474	687TGJ4006	407CHX0174
518CHV009	518CHV0090	407CHX0194	407CHX0170
518CHV0094	518CLD0466	407CHX0184	407CHX0190
518CHT2485	518CHT2478	407CHX0188	407CHX0180
518CHT2475		407CHX0181	687CKF2510
		407CHV3499	407CHX0173
		407CHX0175	407CKM1926
		407CHX0179	407CHX0183
		407CKM1929	407CHX0191
		407CKM1928	

E. **RESOLUTION #17-11-244 - AWARD OF CONTRACT - Laboratory Testing Services (Chemical and Microbiological)**

WHEREAS, The Township has a need to procure Laboratory Testing Services; and

WHEREAS, Quotes for said services were requested and received:

Aqua Pro-Tech Laboratories (APL)	\$36,320.00
SGS Accutest Mid-Atlantic	\$57,401.00

WHEREAS, It is the recommendation of the Purchasing Agent and the Superintendent of Public Works that Aqua Pro-Tech Laboratories be awarded the contract; and

WHEREAS, The term for this contract will be from January 1, 2018 through December 31, 2018. This will be a one (1) year contract with the option to renew for four additional one (1) year terms. This contract will not extend past December 31, 2022.

WHEREAS, The Chief Financial Officer has certified that there are sufficient funds available for this purchase as follows: Account Number 07-201-55-542-272; Account Number 07-201-55-543-272; Account Number 07-201-55-545-272; Account Number 07-201-55-546-272; Account Number 07-201-55-547-272; and Account Number 07-201-55-548-272.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the contract for the Laboratory Testing Services is hereby awarded to Aqua Pro-Tech Laboratories, 1275 Bloomfield Avenue, Building 6, Fairfield, NJ 07004 for a not to exceed amount of \$36,320.00.

BE IT FURTHER RESOLVED That the Mayor and Clerk are hereby authorized to sign said contracts.

F. **RESOLUTION #17-11-245 - AWARD OF CONTRACT - Chronic Toxicity Bioassay Testing**

WHEREAS, The Township has a need to procure Chronic Toxicity Bioassay Testing Services; and

WHEREAS, Quotes for said services were requested and received:

American Aquatic Testing, Inc.	\$13,000.00
Eurofins QC, Inc.	\$15,984.00

WHEREAS, It is the recommendation of the Purchasing Agent and the Superintendent of Public Works that American Aquatic Testing, Inc. be awarded the contract; and

WHEREAS, The term for this contract will be from January 1, 2018 through December 31, 2018. This will be a one (1) year contract with the option to renew for four additional one (1) year terms. This contract will not extend past December 31, 2022.

WHEREAS, The Chief Financial Officer has certified that there are sufficient funds available for this purchase as follows: Account Number 07-201-55-542-272; Account Number 07-201-55-543-272; Account Number 07-201-55-545-272; Account Number 07-201-55-546-272; Account Number 07-201-55-547-272; and Account Number 07-201-55-548-272.

(CONSENT AGENDA Item F Cont.)

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the contract for the Chronic Toxicity Bioassay Testing Services is hereby awarded to American Aquatic Testing, Inc., 890 North Graham Street, Allentown, PA, 18109 for a not to exceed amount of \$13,000.00.

BE IT FURTHER RESOLVED That the Mayor and Clerk are hereby authorized to sign said contracts.

- 5-1. 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, Smith
Nays - None
Absent - Trzaska

6. **RESOLUTION #17-11-246 - POLICE SERGEANT PROMOTIONAL PROCESS**

BE IT RESOLVED By the Township Committee of the Township of Montgomery, in Somerset County, New Jersey that Captain/ Director of the Montgomery Police Department Thomas Wain is hereby authorized to implement a promotional process for the selection of up to two additional police sergeants consistent with the process established by a certain memo dated November 4, 2016 to "All Eligible Officers," from [then]Acting Captain /Director of Police Thomas Wain, and having as its "Subject," "Sergeant Promotional Process;" and

BE IT FURTHER RESOLVED That Captain Wain is authorized to set the dates for completion of the Promotional Process as he, in his discretion, deems appropriate.

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

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

7. **RESOLUTION #17-11-247 - APPROVING PERSON-TO-PERSON TRANSFER OF PLENARY RETAIL DISTRIBUTION LICENSE NUMBER 1813-44-010-002 - FROM NORTH EAST WINE INC. TO M WINE AND LIQUOR NJ INC.**

WHEREAS, An application has been filed for a Person-to-Person transfer of Plenary Retail Distribution License Number 1813-44-010-002, heretofore issued to North East Wine Inc. for the premises located at 2145 Route 206, Belle Mead, New Jersey 08502; and

WHEREAS, The submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, The applicant is qualified to be licensed according to all standards established pursuant to the New Jersey Alcoholic Beverage Control Act, N.J.S.A. 33:1-1.1 et seq., regulations promulgated thereunder, Township ordinances and other applicable law; and

WHEREAS, The applicant has disclosed to the Township of Montgomery ("Township") and the Township has reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business; and

WHEREAS, The transferee has executed a valid consent to transfer the license.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that it does hereby approve the transfer of Plenary Retail Distribution License Number 1813-44-010-002 to M Wine and Liquor NJ Inc. as follows: "This license, subject to all of its terms and conditions, is hereby transferred to M Wine and Liquors NJ Inc., effective November 2, 2017."

- 7-1. Committeewoman Graham 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, Smith
Nays - None
Absent - Trzaska

8. **RESOLUTION #17-11-248 - APPROVAL OF LIQUID SLUDGE DISPOSAL AGREEMENT WITH STONY BROOK REGIONAL SEWERAGE AUTHORITY**

WHEREAS, Resolution #12-12-302 adopted on December 20, 2012 authorized a five (5) year contract between Montgomery Township and the Stony Brook Regional Sewerage Authority, hereinafter "SBRSA", for the disposal, excluding transportation, of liquid sludge; and

WHEREAS, Montgomery Township seeks to enter into another five (5) year contract with SBRSA; and

WHEREAS, There exists the following accounts which will fund this service at a total not to exceed amount of \$150,000.00 per year:

- 07-201-55-542-271 (Skillman Village)
- 07-201-55-543-271 (Stage 2)
- 07-201-55-545-271 (Riverside)
- 07-201-55-546-271 (Pike Brook)
- 07-201-55-547-271 (Cherry Valley)
- 07-201-55-548-271 (Oxbridge)

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

NOW, THEREFORE, BE IT RESOLVED That the Township Administrator is hereby authorized to execute a Liquid Sludge Disposal agreement with the Stony Brook Regional Sewerage Authority for a five (5) year term beginning January 1, 2018 through and including December 31, 2022.

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

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

9. **RESOLUTION #17-11-249 - BUDGET TRANSFERS**

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>
FIRE HYDRANTS (O/E)		\$19,000.00
ADMINISTRATION (S&W)		7,000.00
ENGINEERING (S&W)		2,000.00
CONSTRUCTION CODE (S&W)		6,000.00
STREETS & ROADS (S&W)		42,000.00
	PFRS (O/E)	\$ 4,000.00
	WATER (O/E)	15,000.00
	CLERK (S&W)	4,000.00
	FINANCE (S&W)	3,000.00
	GIS (S&W)	2,000.00
	PLANNING (S&W)	6,000.00
	BUILDINGS & GROUNDS (S&W)	17,000.00
	HEALTH (S&W)	5,000.00
	PARKS (S&W)	20,000.00

- 9-1. Committeeman Conforti moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Graham and carried on the following:

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

10. **RESOLUTION #17-11-250 - RESOLUTION AUTHORIZING ENTRY INTO A SUBLEASE WITH THE SOMERSET COUNTY IMPROVEMENT AUTHORITY PURSUANT TO THE SOMERSET MUNICIPAL BANC PROGRAM TO PURCHASE POLICE VEHICLES AND RELATED EQUIPMENT**

WHEREAS, Under the Somerset Municipal Banc Program ("Program"), various municipalities, educational services commissions and school districts within the County of Somerset ("County") and the County (each a "Participant") may submit a request to the Somerset County Improvement Authority ("Authority") to borrow funds to finance the purchase, through a lease, of certain capital equipment and, if applicable, other personal property ("Equipment"); and

WHEREAS, Under the Somerset Municipal Banc Program, the Authority entered into the lease, entitled "Sublease Purchase Agreement," dated September 28, 2016, ("Authority Lease") with TD Equipment Finance, Inc. ("Lessor"), to permit the Lessor to acquire and lease the Equipment to the Authority in exchange for payment over time; and

(Item #10 Cont.)

WHEREAS, Pursuant to the Authority Lease, the Authority has the right to sublease the Equipment to a Participant in exchange for payment, subject to annual appropriation of said Participant, in an amount sufficient to pay the corresponding payments from the Authority to the Lessor for the Equipment, plus all administrative expenses of the Program; and

WHEREAS, Pursuant to the county improvement authorities law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, and the acts amendatory thereof and supplemental thereto, specifically Section 37 thereof (N.J.S.A. 40:37A-79), the County may for the purpose of aiding the Authority in the planning, undertaking, acquisition, construction or operation of a public facility, guaranty the punctual payment of moneys for the purposes of the Authority (the "County Guaranty"); and

WHEREAS, In order to implement the County Guaranty, and in accordance with the terms of that certain agreement entitled Guaranty Agreement between the County and the Authority (the "County Agreement"), the County intends to appropriate moneys to the Authority to the extent the lease payments made by the Authority to the Lessor are not sufficient; and

WHEREAS, The Township of Montgomery ("Township") has made a request under the Program for financing to purchase three police vehicles and related equipment ("Police Equipment"); and

WHEREAS, The Authority has prepared a sublease, entitled "Sublease Purchase Agreement" ("Participant Lease") to allow the Township to purchase the Police Equipment with payments to be made over a three-year period.

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

Section 1. That the Participant Lease, in the form presented at this meeting, is hereby approved, and the Township's Mayor, Administrator, Clerk, and Chief Financial Officer (each an "Authorized Participant Representative") are hereby authorized to execute the Participant Lease, with such additions, deletions or modifications as such officer shall approve, and to deliver the same to the addresses designated on the Participant Lease, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 2. That any Authorized Participant Representative is hereby authorized and directed to execute and deliver any and all documents and instruments and to do and cause to be done any and all acts and things necessary or proper for the execution and delivery of the Participant Lease and for carrying out the sale, issuance and delivery of the Police Equipment, and all related transactions contemplated by this resolution.

Section 3. This Resolution constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect to the Police Equipment prior to the date that the Township incurs obligations under the Participant Lease. The Township reasonably expects to reimburse such expenditures with the proceeds of obligations to be incurred by the Township under the Participant Lease. The principal amount of the Township's obligation for the Police Equipment is \$122,956.19, with the total amount of the Township's obligation under the Participant Lease (principal plus \$3,167.95 interest plus \$1,229.57 fee) to be \$127,353.71.

Section 4. A copy of the Participant Lease is available for review at the office of the Township Clerk during normal business hours.

Section 5. This resolution shall become effective immediately.

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, Smith
Nays - None
Absent - Trzaska

11. **ORDINANCE #17-1560 - Township-Sponsored Re-enactments in Parks - Public Hearing**

A. Deputy Mayor Smith read the title of the ordinance as follows:

AN ORDINANCE AMENDING SECTION 9-1 OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) PERTAINING TO PROHIBITED CONDUCT IN TOWNSHIP PARKS.

B. Deputy Mayor Smith opened the hearing to the public. There being no comment, Committeeman Conforti moved to close the public hearing. 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 2nd day of November, 2017 and that notice thereof 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, Smith
Nays - None
Absent - Trzaska

12. **RESOLUTION #17-11-251 - RESOLUTION AUTHORIZING FIREARMS FOR VETERANS' DAY RE-ENACTMENT**

WHEREAS, Veterans Day is a national, public holiday on which all persons who have served in the United States Armed Forces are honored; and

WHEREAS, Veterans Day is observed every year on November 11; and

WHEREAS, In observance of Veterans Day 2017, military re-enactors, including the 6th New York Artillery, 9th Division WWII Historical Preservation Society and 45th Infantry Division World War II Reenactor and Venturing Crew (hereinafter "Re-enactors"), have been invited by Montgomery Township to participate in the Township's Veterans Day ceremonies and to conduct educational programs and demonstrations in Montgomery Township Veterans Memorial Park; and

WHEREAS, As part of their programs and demonstrations, the Re-enactors will use antique artillery and firearms, specifically an original model 1857 Napoleon cannon cast in 1863, Civil War era Carbines, Springfield rifles, Enfield rifles, M1 Garand rifles, M1 Carbines, M1903 Springfield rifles and variants thereof (hereinafter "Antique Cannons and Firearms"); and

WHEREAS, When authorized by the Township Committee and the Township's chief law enforcement officer, the use of antique cannons and firearms in conjunction with Township-sponsored historical re-enactments, may be permitted in Township parks; and

WHEREAS, The Township Committee deems the programs and demonstrations to be conducted by the Re-enactors to be educational and respectful of veterans.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery, in Somerset County, New Jersey that, pursuant to subsection 9-1.j of the Code of the Township of Montgomery (1984), the use of Antique Cannons and Firearms by the Re-enactors in Montgomery Township on Veterans Day 2017 in Montgomery Township Veterans Memorial Park is hereby authorized.

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

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

13. **ORDINANCE #17-1561 - Capital-Paving Projects and Acquisition of Certain Property - Public Hearing**

A. Deputy Mayor Smith read the title of the ordinance as follows:

AN ORDINANCE AUTHORIZING AS A GENERAL IMPROVEMENT THE PAVING PROJECTS AND ACQUISITION OF CERTAIN PROPERTY BY THE TOWNSHIP OF MONTGOMERY AND APPROPRIATING \$440,000 THEREFOR FROM THE "CAPITAL FUND BALANCE" OF SAID TOWNSHIP.

B. Deputy Mayor Smith opened the hearing to the public. There being no comment, Committeeman Conforti moved to close the public hearing. 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 2nd day of November, 2017 and that notice thereof be published in an official newspaper as required by law.

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

14. **APPROVAL OF MINUTES**

The Regular Session minutes of October 19, 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. Committeewoman Graham 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, Smith
Nays - None
Absent - Trzaska

16. **AMBULANCE NUISANCE CALLS ORDINANCE**

Attorney Hadinger explained that that the Emergency Medical Services has requested that the Township consider adopting an ambulance nuisance calls ordinance. It has been refined over the past year, and the squad is comfortable with the language. When this was last discussed, there was an expectation that the squad and/or Administration would visit both Stonebridge and Carrier to discuss the ordinance, its purpose, and the problems that created the need for such an ordinance.

17. **BOARD OF EDUCATION - Tennis Courts**

Attorney Hadinger reported that she had received a call from the Board of Education Attorney regarding the shared services agreement for the tennis courts. There were two (2) minor items that they wanted clarified. One was regarding shared responsibilities for maintenance and the split of any re-fencing of the courts. The other item was the Township's inclusion of the reference to the parking lot near the courts as being part of this agreement. The Board of Education would prefer to keep the parking lot out of the agreement.

17-1. Committeeman Conforti moved the agreement with the Board of Education regarding the tennis courts, subject to final review as to formatting by legal counsel. The motion was seconded by Committeewoman Madrid and carried on the following:

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

18. **WOODSEGE PARK DEDICATION**

Committeeman Conforti reported on the dedication of the new Woodsedge Park on Friday, October 27 and noted that the park looks great.

19. **1860 HOUSE RESTORATION**

Deputy Mayor Smith inquired as to the status of the restoration of the 1860 House by the 24 Club. Administrator Nieman stated that he has been through the building on numerous occasions and the 24 Club is doing a tremendous job. There was discussion by the Township Committee about possibly visiting the House to view the improvements.

20. **COMMITTEE AND SUB-COMMITTEE REPORTS**

20-1. **LANDMARKS COMMISSION**

Committeewoman Madrid stated that the Landmarks Commission is trying to decide how to spend their funds for 2017.

20-2. **ECONOMIC DEVELOPMENT COMMISSION**

Committeewoman Graham stated that the Economic Development Commission is beginning work on their directory for 2018. They are also working with the Community Information Officer on some improvements for the Township's website for businesses.

21. **NOVEMBER 16 TOWNSHIP COMMITTEE MEETING**

Administrator Nieman stated that November 16 is the Thursday of the League of Municipalities Conference. He stated that what was discussed at a previous meeting to have an early morning meeting on November 9 just to pay the bills. It was decided to have the meeting on November 21 at 8:00 a.m.

22. RESOLUTION TO CLOSE MEETING TO THE PUBLIC

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

1. The Township Committee will now convene in a closed session that will be limited only to consideration of items with respect to which the public may be excluded pursuant to Section 7B of the Open Public Meetings Act.
2. The general nature of the subject to be discussed in this session is as follows:
 - Advice of counsel regarding Police Department publication policies and potential litigation.
3. It is unknown precisely when the matters discussed in this session will be disclosed to the public. Matters concerning litigation may be announced upon the conclusion of any trial or settlement of the litigation. It is possible that at the conclusion of Closed Session, the Governing Body will reconvene in open session for the purpose of taking action.

22-1. Committeeman Conforti moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Graham and carried unanimously.

23. Meeting reconvened in Open Session and ADJOURNMENT was at 7:35 p.m. on a motion by Committeeman Conforti. The motion was seconded by Committeewoman Graham and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk