

**\*\* The public will be able to view this meeting via the following YouTube link: <https://www.youtube.com/@monroetownship>**

THE FOLLOWING IS A **PRELIMINARY AGENDA** AND THERE MAY BE CHANGES MADE TO THE AGENDA BEFORE OR AT THE MEETING, AS PROVIDED BY LAW.

**COMBINED AGENDA/REGULAR MEETING  
OF THE MONROE TOWNSHIP COUNCIL**

**SEPTEMBER 4, 2024**

1. **AGENDA MEETING CALLED TO ORDER.** (6:30 p.m.)

2. **SALUTE TO THE FLAG.**

3. **ROLL CALL:**

Councilman Charles Dipierro  
Councilman Michael Markel  
Councilwoman Rupa P. Siegel  
Council Vice President Terence Van Dzura  
Council President Miriam Cohen

4. Township Clerk Christine Robbins reads the **SUNSHINE LAW** into the record.

In accordance with the Open Public Meetings Act, it is hereby announced and shall be entered into the Minutes of this meeting that adequate notice has been provided by the following:

1. Posted on the Bulletin Boards within the Municipal Building on December 29, 2023 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and the **CRANBURY PRESS** on December 29, 2023;
3. Posted on the Monroe Township website; and
4. Sent to those individuals who have requested personal notice.

In accordance with Chapter 3, Section 17 of the Monroe Township Code, Public Comment shall be limited to five (5) minutes unless further time is granted by the Council President.

5. **PRESENTATIONS and PROCLAMATIONS:**

**Presentation:** *“Township of Monroe Senior Center Month – September 2024”*  
Extending Appreciation to Director, Nancy Harrigan, and her staff for the vital services they perform and their exemplary dedication to the community.

**Proclamations:** *Balance Awareness Week – September 15<sup>th</sup> – 21<sup>st</sup> 2024*

*Childhood Cancer Awareness Month – September 2024*

*Sepsis Awareness Month – September 2024*

6. **ORDINANCE(S) for SECOND READING** at the September 4, 2024 Regular Meeting:

**O-8-2024-015** **ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “FEES”.**  
(DCA required language applied to Construction portion of fee schedule and addition of public parking space fees for charging of electric vehicles)

**O-8-2024-016** **ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MONROE SECTION 108-5.27 ENTITLED “STORMWATER MANAGEMENT”.** (NJDEP mandated update)

**O-8-2024-017** **ORDINANCE OF THE TOWNSHIP OF MONROE COUNTY OF MIDDLESEX, AND STATE OF NEW JERSEY ESTABLISHING A MIDBLOCK CROSSWALK ON APPLGARTH ROAD (COUNTY ROUTE 619), TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.**  
(County project – Applegarth Rd between Half Acre Rd & Prospect Plains Rd.)

- O-8-2024-018**                    **ORDINANCE AMENDING CHAPTER 35 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED, “DRUG-FREE ZONES”**  
(Updating code to include last map revision date of September 7, 2022; maps were updated to include new streets within same boundaries)
- O-8-2024-019**                    **BOND ORDINANCE PROVIDING FOR FACILITY IMPROVEMENT ON TOWNSHIP OPEN SPACE PROPERTY, IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,925,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,397,600 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.** (James Monroe Park Practice Facility – expected 50% County match)
- O-8-2024-020**                    **BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER-SEWER UTILITY IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,995,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,995,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
- O-8-2024-021**                    **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,224,400 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,523,300 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
- O-8-2024-022**                    **AN ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO ACQUIRE A RIGHT-OF-WAY DEDICATION OVER PROPERTY AT 45 LOWER MATCHAPONIX ROAD KNOWN AS BLOCK 68, LOT 41.29, A 10’ WIDE STREET TREE EASEMENT AT 43, 45, AND 47 LOWER MATCHAPONIX ROAD KNOWN AS BLOCK 68, LOTS 41.34, 41.35, 41.36, AND A CONSERVATION EASEMENT AT 43, 45, AND 47 LOWER MATCHAPONIX ROAD KNOWN AS BLOCK 68, LOTS 41.34, 41.35, 41.36 ON THE TOWNSHIP OF MONROE TAX MAP.**
- O-8-2024-023**                    **AN ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO ACQUIRE A 10’ WIDE TREE EASEMENT AT 38 AVENUE I AND 40 AVENUE I KNOWN AS BLOCK 123, LOTS 11.01 and 14.01 ON THE TOWNSHIP OF MONROE TAX MAP.**

7. **RESOLUTIONS** for **CONSIDERATION** under **CONSENT AGENDA** at the September 4, 2024 Regular Meeting: (R-9-2024-196 – R-9-2024-216)

- R-9-2024-196**                    **RESOLUTION AUTHORIZING THE MONROE TOWNSHIP OFFICE OF EMERGENCY MANAGEMENT TO ACCEPT A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2024 OF EMERGENCY MANAGEMENT PERFORMANCE GRANT AND EMERGENCY MANAGEMENT AGENCY ASSISTANCE.** (\$10,000)
- R-9-2024-197**                    **RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITH CME ENGINEERING, INC. TO PROVIDE ENVIRONMENTAL LITIGATION SUPPORT & EXPERT TESTIMONY SERVICES RELATED TO THE BFI LANDFILL FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).** (\$25,000)
- R-9-2024-198**                    **RESOLUTION AUTHORIZING THE RELEASE OF THE REHABILITATED AFFORDABLE HOUSING AGREEMENT AND LIEN ON BLOCK 56, LOT 57, QUALIFIER 420A.**
- R-9-2024-199**                    **RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AMENDED SHARED SERVICES AGREEMENT BY AND BETWEEN THE TOWNSHIP OF OLD BRIDGE AND TOWNSHIP OF MONROE FOR ANIMAL SHELTER SERVICES FOR CALENDAR YEAR 2024-2025.**

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(unit pricing)
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(5-year lease, with (4) four (5) year term automatic extensions - \$48,050.00 per year with a 3% annual increase)
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- R-9-2024-203** RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO MICHAEL KLEPCHICK, CMFO, FOR FINANCIAL REPORTING AND AUDIT SERVICES. (Not to exceed \$20,000)
- R-9-2024-204** RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.
- R-9-2024-205** RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICES FOR CONSTRUCTION ENGINEERING SERVICES TO R3M ENGINEERING, INC. FOR APPLGARTH ROAD WATER STORAGE TANK PAINTING & MISC. IMPROVEMNTS PROJECT FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) (\$244,460.00)
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- R-9-2024-208** RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE FOR EMILY COURT ESTATES – PB-1143-13.
- R-9-2024-209** RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) 2024 FORD F-250 AND ONE (1) 2025 FORD EXPLORER FROM ALL AMERICAN FORD OF PARAMUS FOR THE MONROE TOWNSHIP PARKS DEPARTMENT. (2024 Ford F-250 - ESCNJ \$47,410.23; 2025 Ford Explorer – BeCCP \$39,166.28)
- R-9-2024-210** RESOLUTION ENDORSING MAYOR DALINA’S ADVOCACY TO THE NEW JERSEY STATE LEAGUE OF MUNICIPALITIES AND NEW JERSEY LEGISLATURE TO PASS LEGISLATION PERMITTING MUNICIPALITIES TO IMPOSE IMPACT FEES FOR INCREASED SCHOOL COSTS AND INFRASTRUCTURE COSTS ON DEVELOPERS OF NEW RESIDENTIAL UNITS.
- R-9-2024-211** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR STRATFORD AT MONROE – SECTION 4 PB-1070-09.
- R-9-2024-212** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR STRATFORD AT MONROE – SECTION 5 PB-1135-13.
- R-9-2024-213** RESOLUTION AUTHORIZING REFUND OF SENIOR CENTER RENTAL FEE. (\$350.00)

**R-9-2024-214** RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED BY S & G PAVING INC. UPON THE POSTING OF A MAINTENANCE GUARANTEE IN CONNECTION WITH THE NJDOT FY2022 SPOTSWOOD GRAVEL HILL ROADWAY AND PEDESTRIAN IMPROVEMENTS PROJECT.

**R-9-2024-215** RESOLUTION APPOINTING MEMBERS TO THE ECONOMIC DEVELOPMENT ADVISORY BOARD.  
(Marina Shapiro Vitalin filling unexpired term of Oruj Qureshi)

**R-9-2024-216** RESOLUTION AUTHORIZING AWARD OF BID TO S. BROTHERS, INC. FOR THE INWOOD ESTATES ROADWAY & PEDESTRIAN IMPROVEMENTS PROJECT. (\$969,259.16)

9. **Public Comments.** (Limited to **Agenda items only** - 5 Minutes per Speaker)

OPEN: MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

CLOSE: MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

10. **Agenda Meeting Adjournment.** Time: \_\_\_\_\_

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ ROLL CALL: Ayes \_\_\_ Nays \_\_\_

**SEPTEMBER 4, 2024 REGULAR MEETING TO FOLLOW**

THE FOLLOWING IS A **PRELIMINARY AGENDA** AND THERE MAY BE CHANGES MADE TO THE AGENDA BEFORE OR AT THE MEETING, AS PROVIDED BY LAW.

**REGULAR MEETING  
OF THE MONROE TOWNSHIP COUNCIL**

**SEPTEMBER 4, 2024**

**AGENDA**

1. **REGULAR MEETING CALLED TO ORDER:** Time: \_\_\_\_\_

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ ROLL CALL: Ayes \_\_\_ Nays \_\_\_

2. **MOTION** to approve the payment of **CLAIMS** per run date **AUGUST 28, 2024.**

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ ROLL CALL: Ayes \_\_\_ Nays \_\_\_

3. **APPROVAL OF MINUTES:**

**MOTION** to approve the **MINUTES** of the following meetings as written and presented:

**August 5, 2024 - Agenda and Regular Combined Meeting**

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ ROLL CALL: Ayes \_\_\_ Nays \_\_\_

4. **ORDINANCE(S) for SECOND READING:**

**O-8-2024-015** **ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "FEES".**  
(DCA required language applied to Construction portion of fee schedule and addition of public parking space fees for charging of electric vehicles)

**PUBLIC HEARING OPEN:** MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

PUBLIC HEARING CLOSE: MOTION:\_\_\_\_\_ SECOND:\_\_\_\_\_

ADOPTION: MOTION:\_\_\_\_\_ SECOND:\_\_\_\_\_ ROLL CALL: Ayes\_\_\_\_\_ Nays\_\_\_\_\_

**O-8-2024-016 ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MONROE SECTION 108-5.27 ENTITLED “STORMWATER MANAGEMENT”. (NJDEP mandated update)**

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ADOPTION: MOTION:\_\_\_\_\_ SECOND:\_\_\_\_\_ ROLL CALL: Ayes\_\_\_\_\_ Nays\_\_\_\_\_

**O-8-2024-017 ORDINANCE OF THE TOWNSHIP OF MONROE COUNTY OF MIDDLESEX, AND STATE OF NEW JERSEY ESTABLISHING A MIDBLOCK CROSSWALK ON APPLGARATH ROAD (COUNTY ROUTE 619), TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY. (County project – Applegarth Rd between Half Acre Rd & Prospect Plains Rd.)**

PUBLIC HEARING OPEN: MOTION:\_\_\_\_\_ SECOND:\_\_\_\_\_

PUBLIC HEARING CLOSE: MOTION:\_\_\_\_\_ SECOND:\_\_\_\_\_

ADOPTION: MOTION:\_\_\_\_\_ SECOND:\_\_\_\_\_ ROLL CALL: Ayes\_\_\_\_\_ Nays\_\_\_\_\_

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(Updating code to include last map revision date of September 7, 2022; maps were updated to include new streets within same boundaries)

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**COUNCIL MEETING MINUTES**

**MEETING OF THE MONROE TOWNSHIP COUNCIL – September 4, 2024**

The Council of the Township of Monroe met at the Monroe Township Municipal Building, 1 Municipal Plaza, for the Combined Agenda/Regular Meeting.

The Combined Agenda/Regular Meeting was Called to Order at 6:30 p.m. by Council President Miriam Cohen with a Salute to the Flag.

**UPON ROLL CALL** by the Township Clerk, Christine Robbins, the following members of Council were present: Councilman Charles Dipierro, Councilman Michael Markel, Councilwoman Rupa P. Siegel, Council Vice-President Terence Van Dzura, and Council President Miriam Cohen.

**ALSO PRESENT:** Mayor Stephen Dalina, Business Administrator Alan M. Weinberg, Assistant Business Administrator Kevin McGowan, Utility Director Joseph Stroin, Township Attorney Louis Rainone, Engineer Mark Rasimowicz and Deputy Clerk Tanya Pannucci.

There were approximately thirty (30) members of the Public in attendance.

Township Clerk Christine Robbins read the following **SUNSHINE LAW** into the record:

In accordance with the Open Public Meetings Act, it is hereby announced and shall be entered into the Minutes of this meeting that adequate notice has been provided by the following:

1. Posted on the Bulletin Boards within the Municipal Building on December 29, 2023 and remains posted at that location for public inspection.
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In accordance with Chapter 3, Section 17 of the Monroe Township Code, Public Comment shall be limited to five (5) minutes rolling time unless further time is granted by the Council President.

Mayor Dalina recognized the Township's Senior Center for "Senior Center Month" and extended his appreciation to Director, Nancy Harrigan and her staff for the vital services they perform and their exemplary dedication to the community. He went on to say that he loves to see the interaction at the many events they have and the wealth of services they offer and have provided, especially during Covid.

Council President Cohen stated that she enjoys the many programs the Senior Center offers, especially tap dancing and it is a uniform atmosphere of friendship, unity and care. She went on to say that Director Harrigan and her staff always place the needs of the residents at the forefront, which is appreciated.

Councilwoman Siegel extended congratulations to Director Harrigan and her staff stating that it is such a wonderful place full of resources for our residents. She stated that former Councilwoman Schneider was the biggest advocate for the Senior Center and would proudly show it off to everyone she met.

Council Vice-President Van Dzura commented that the Senior Center is one of the crown jewels of the County and he has great respect and admiration for all they offer and for the employees and volunteers that work there.

Councilman Markel jested that he hopes to be old enough to use the Senior Center one day; adding that this is the best Senior Center in New Jersey and maybe even in the United States. He extended thanks and appreciation for all their hard work.

Councilman Dipierro extended thanks to the Senior Center and commented that there is great teamwork amongst everyone who works there and has received many compliments regarding all that is offered. He stated that they are the "Yankees" of Monroe Township and they do an exceptional job for the Township and its residents.

Council President Cohen read aloud, by title, the following proclamations:

***Proclamations: Balance Awareness Week – September 15<sup>th</sup> – 21<sup>st</sup> 2024***

***Childhood Cancer Awareness Month – September 2024***

***Sepsis Awareness Month – September 2024***

Township Clerk Christine Robbins read the following entitled **ORDINANCES** for **SECOND READING** at the **WEDNESDAY, SEPTEMBER 4, 2024** Regular Council Meeting:

- O-8-2024-015**                    **ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “FEES”.**  
(DCA required language applied to Construction portion of fee schedule and addition of public parking space fees for charging of electric vehicles)
- O-8-2024-016**                    **ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MONROE SECTION 108-5.27 ENTITLED “STORMWATER MANAGEMENT”.**    (NJDEP mandated update)
- O-8-2024-017**                    **ORDINANCE OF THE TOWNSHIP OF MONROE COUNTY OF MIDDLESEX, AND STATE OF NEW JERSEY ESTABLISHING A MIDBLOCK CROSSWALK ON APPLGARTH ROAD (COUNTY ROUTE 619), TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.**  
(County project – Applegarth Rd between Half Acre Rd & Prospect Plains Rd.)
- O-8-2024-018**                    **ORDINANCE AMENDING CHAPTER 35 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED, “DRUG-FREE ZONES”**  
(Updating code to include last map revision date of September 7, 2022; maps were updated to include new streets within same boundaries)
- O-8-2024-019**                    **BOND ORDINANCE PROVIDING FOR FACILITY IMPROVEMENT ON TOWNSHIP OPEN SPACE PROPERTY, IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,925,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,397,600 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.** (James Monroe Park Practice Facility – expected 50% County match)
- O-8-2024-020**                    **BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER-SEWER UTILITY IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,995,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,995,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
- O-8-2024-021**                    **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,224,400 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,523,300 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**
- O-8-2024-022**                    **AN ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO ACQUIRE A RIGHT-OF-WAY DEDICATION OVER PROPERTY AT 45 LOWER MATCHAPONIX ROAD KNOWN AS BLOCK 68, LOT 41.29, A 10’ WIDE STREET TREE EASEMENT AT 43, 45, AND 47 LOWER MATCHAPONIX ROAD KNOWN AS BLOCK 68, LOTS 41.34, 41.35, 41.36, AND A CONSERVATION EASEMENT AT 43, 45, AND 47 LOWER MATCHAPONIX ROAD KNOWN AS BLOCK 68, LOTS 41.34, 41.35, 41.36 ON THE TOWNSHIP OF MONROE TAX MAP.**
- O-8-2024-023**                    **AN ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO ACQUIRE A 10’ WIDE TREE EASEMENT AT 38 AVENUE I AND 40 AVENUE I KNOWN AS BLOCK 123, LOTS 11.01 and 14.01 ON THE TOWNSHIP OF MONROE TAX MAP.**

Township Clerk Christine Robbins reads the following entitled **RESOLUTIONS** for **CONSIDERATION** at the **WEDNESDAY, SEPTEMBER 4, 2024** Regular Council Meeting: (R-8-2024-179 – R-8-2024-194)

- R-9-2024-196**                    **RESOLUTION AUTHORIZING THE MONROE TOWNSHIP OFFICE OF EMERGENCY MANAGEMENT TO ACCEPT A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2024 OF EMERGENCY MANAGEMENT PERFORMANCE GRANT AND EMERGENCY MANAGEMENT AGENCY ASSISTANCE.** (\$10,000)

- R-9-2024-197** RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITH CME ENGINEERING, INC. TO PROVIDE ENVIRONMENTAL LITIGATION SUPPORT & EXPERT TESTIMONY SERVICES RELATED TO THE BFI LANDFILL FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (\$25,000)
- R-9-2024-198** RESOLUTION AUTHORIZING THE RELEASE OF THE REHABILITATED AFFORDABLE HOUSING AGREEMENT AND LIEN ON BLOCK 56, LOT 57, QUALIFIER 420A.
- R-9-2024-199** RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AMENDED SHARED SERVICES AGREEMENT BY AND BETWEEN THE TOWNSHIP OF OLD BRIDGE AND TOWNSHIP OF MONROE FOR ANIMAL SHELTER SERVICES FOR CALENDAR YEAR 2024-2025.
- R-9-2024-200** RESOLUTION AUTHORIZING AMENDMENT #1 TO CONTRACT NO. 515 “PATCH PAVING AND CONCRETE REPAIR” WITH L & L PAVING CO. INC., EXTENDING THE TERMINATION DATE ONE YEAR TO SEPTEMBER 7, 2025 THE FINAL EXTENSION PERIOD FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (unit pricing)
- R-9-2024-201** RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO NEW CINGULAR WIRELESS PCS, LLC. (“AT&T) FOR CONTRACT 533 – “LEASE FOR WIRELESS TELECOMMUNICATIONS EQUIPMENT AND ANTENNA ARRAY AT THE ABEEL ROAD MONOPOLE SITE” BY THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).  
(5-year lease, with (4) four (5) year term automatic extensions - \$48,050.00 per year with a 3% annual increase)
- R-9-2024-202** RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO DYNAMIC SANDBLASTING AND PAINTING, LLC. FOR CONTRACT 537 “APPLEGARTH 3.4 MG WATER STORAGE TANK PAINTING PROJECT FOR THE MONROE TOWNSHIP UTILILTY DEPARTMENT (“M.T.U.D.”). (\$2,935,000 – Applegarth & Joan Warren Way)
- R-9-2024-203** RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO MICHAEL KLEPCHICK, CMFO, FOR FINANCIAL REPORTING AND AUDIT SERVICES. (Not to exceed \$20,000)
- R-9-2024-204** RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.
- R-9-2024-205** RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICES FOR CONSTRUCTION ENGINEERING SERVICES TO R3M ENGINEERING, INC. FOR APPLEGARTH ROAD WATER STORAGE TANK PAINTING & MISC. IMPROVEMNTS PROJECT FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) (\$244,460.00)
- R-9-2024-206** RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE POSTED FOR STONEBRIDGE, PHASE 2, SECTION 1 – PB-906-04.
- R-9-2024-207** RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE FOR SHRI RAM CHANDRA MISSION – BA-5102-15. (Halsey Reed Rd & Wyckoff Mills Rd)
- R-9-2024-208** RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE FOR EMILY COURT ESTATES – PB-1143-13.
- R-9-2024-209** RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) 2024 FORD F-250 AND ONE (1) 2025 FORD EXPLORER FROM ALL AMERICAN FORD OF PARAMUS FOR THE MONROE TOWNSHIP PARKS DEPARTMENT. (2024 Ford F-250 - ESCNJ \$47,410.23; 2025 Ford Explorer – BeCCP \$39,166.28)

- R-9-2024-210** RESOLUTION ENDORSING MAYOR DALINA’S ADVOCACY TO THE NEW JERSEY STATE LEAGUE OF MUNICIPALITIES AND NEW JERSEY LEGISLATURE TO PASS LEGISLATION PERMITTING MUNICIPALITIES TO IMPOSE IMPACT FEES FOR INCREASED SCHOOL COSTS AND INFRASTRUCTURE COSTS ON DEVELOPERS OF NEW RESIDENTIAL UNITS.
- R-9-2024-211** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR STRATFORD AT MONROE – SECTION 4 PB-1070-09.
- R-9-2024-212** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR STRATFORD AT MONROE – SECTION 5 PB-1135-13.
- R-9-2024-213** RESOLUTION AUTHORIZING REFUND OF SENIOR CENTER RENTAL FEE. (\$350.00)
- R-9-2024-214** RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED BY S & G PAVING INC. UPON THE POSTING OF A MAINTENANCE GUARANTEE IN CONNECTION WITH THE NJDOT FY2022 SPOTSWOOD GRAVEL HILL ROADWAY AND PEDESTRIAN IMPROVEMENTS PROJECT.
- R-9-2024-215** RESOLUTION APPOINTING MEMBERS TO THE ECONOMIC DEVELOPMENT ADVISORY BOARD.  
(Marina Shapiro Vitalin filling unexpired term of Oruj Qureshi)
- R-9-2024-216** RESOLUTION AUTHORIZING AWARD OF BID TO S. BROTHERS, INC. FOR THE INWOOD ESTATES ROADWAY & PEDESTRIAN IMPROVEMENTS PROJECT. (\$969,259.16)

Councilman Dipierro requested for Resolutions R-9-2024-211, R-9-2024-212 and R-9-2024-214 to be considered separately.

**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Siegel, the **PUBLIC COMMENTS** portion of the Meeting was opened. All were in favor, none opposed.

**Public Comments:**

**Gary Busman, 7 Monarch Rd.** – Mr. Busman asked how much money was being released and if there were any items still outstanding regarding R-9-2024-206; Administrator Weinberg and Engineer Rasimowicz answered that the release is \$2,991.

Mr. Busman asked for clarification for R-9-2024-210 because this is very important as the builders have too much power within the State. Mayor Dalina stated that this is something similar to what the New Jersey League of Municipalities tried to do and in speaking with other Mayor’s and Counties we have decided to give it another shot. He went on to say that this is step one and he hopes to have the Board of Education pass a similar resolution as well. Mr. Busman asked when this matter will be heard to which Mayor Dalina stated we will hear when we hear as he did not have a timeframe.

Mr. Busman asked for clarification regarding O-8-2024-020 specifically the wording “part of the cost thereof”; Administrator Weinberg answered that this is standard bond language coming directly from our bond counsel. Mr. Busman commented that the wording sounds like it means “not entirely” which does not sit right with him and this should be treated above standard procedure. Administrator Weinberg reiterated that the bond counsel prepared this Ordinance who is generally the expert in this area but he will bring it up to them and if it is necessary to change then it will be done.

**Prakash Parab, 33 Dayna Dr.** – Thanked Mayor Dalina for R-9-2024-210 regarding impact fees as this is something that is very important and needs to be addressed.

Mr. Parab asked for clarification on the following resolutions R-9-2024-201, R-9-2024-202 and R-9-2024-205.

Administrator Weinberg explained in regard to R-9-2024-201 that this is a monopole located on Abeel Road with the money benefitting the ratepayers and the Utility Department directly. Director Stroin gave further explanation to R-9-2024-202 and R-9-2024-205.

**Chrissy Skurbe, 21 Preakness Dr.** – Mrs. Skurbe commented on R-9-2024-210 stating that we need to push the legislation to write a bill for this as she has testified at the budget hearings in Trenton to share the Board of Education’s concerns as well. She went on to say that this is a great step but a resolution to our legislatures and Senator Greenstein may be more effective.

Mrs. Skurbe thanked Administrator Weinberg for taking her call and answering a few questions she had regarding O-8-2024-019 which would build an indoor practice facility at James Monroe Park. She asked for clarity that this facility would not just be used for baseball but for other sports as well, to which Administrator Weinberg answered that baseball would have first preference but it would be offered to other sports as well and monitored through our Recreation Department. Mrs. Skurbe suggested that the Board of Education partner with the Recreation Department so they can use for the school’s sports as well. She went on to ask how many trees were to be cut; Administrator Weinberg answered that he did not have the number yet. Mrs. Skurbe asked if the parking lot would be redesigned, to which Administrator Weinberg answered yes.

**Oliver Minguillon, 4 Butternut Ln.** – Mr. Minguillon stated that he is a coach and wanted to extend thanks on behalf of the baseball association regarding O-8-2024-019 as this is not only a cost savings to those involved but a benefit as well. He went on to say that his children enjoy playing sports and is appreciative that baseball will have first preference in utilizing the facility and happy to hear that it will be open for other sports to use as well.

**Frank Juliano, 23 New St.** – Mr. Juliano stated that he is a coach involved with the recreation programs and is thankful to the Mayor and Council for their support in the recreation programs offered throughout the Township. He went on to say that this indoor facility is desperately needed and will help alleviate the high out of pocket costs to parents now that they will have a place for their children to practice.

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the **PUBLIC COMMENTS** portion of the Meeting was closed. All were in favor, none opposed.

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the Agenda Meeting was Adjourned at 7:13pm.

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Siegel, the Regular Meeting was Called to Order at 7:14pm.

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, the **CLAIMS** per run date of **8/28/24** were approved for payment as written and presented.

ROLL CALL:	Councilman Charles Dipierro	Abstain
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

UPON MOTION made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the MINUTES of the following meetings as written and presented:

**August 5, 2024 - Agenda and Regular Combined Meeting**

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

UPON ACTION made by the Council the following Ordinance was **moved on SECOND READING for FINAL ADOPTION** as follows:

**O-8-2024-015                    ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “FEES”.**  
 (DCA required language applied to Construction portion of fee schedule and addition of public parking space fees for charging of electric vehicles)

**BE IT ORDAINED** by the Council of the Township of Monroe, County of Middlesex, State of New Jersey that Chapter 39 of the Code of the Township of Monroe is hereby amended as follows: (new text is in **red and underlined**, text to be deleted is ~~struck~~)

**Chapter 39 FEES**

- § 39-1.            **Title.**
- § 39-2.            **Purpose.**
- § 39-3.            **Fees enumerated.**

**39-1. Title**

This chapter shall be known as the “Codification of Fees and Costs of the Township of Monroe”

**39-2. Purpose**

This chapter is adopted in order to advise the citizens of the township, and any and all persons doing business with the township, of the various fees charged for services rendered by the departments of township government and to provide ready access to any and all such information.

**39-3. Fees Enumerated**

The following fees shall be charged by the township for services rendered or licenses or permits issued. All license fees shall be annual unless otherwise noted.

C. Construction fees. See fees on the following Schedules I through VII. [Amended 5-4-09 by Ord. No. O-5-2009-018 ; 11-30-09 by Ord. No. O-2009-036 ; 3-7-11 by Ord. No. O-3-2011-005 ; 12-28-12 by Ord. No. O-12-2012-039 ; 11-4-15 by Ord. No. O-11-2015-020 ; 4-4-16 by Ord. No. O-2-2016-003 ; 7-2-2018 by Ord. No. O-6-2018-019 ; 6-22-2020 by Ord. No. O-5-2020-010 ; 8-1-2022 by Ord. No. O-6-2022-014; 6-26-2024 by Ord. No. O-6-2024-011 ]

Administrative and Certificate Fee Schedule Schedule I	
Item	Cost
O.	For the purpose of determining the estimated cost, the applicant <b>may be requested to</b> submit such data as may be available produced by the architect or engineer of record or by a recognized estimating firm or by contractor. A bona fide contractor’s bid, if available, shall be submitted. The construction official shall make the final decision regarding estimated cost.

Building Subcode Fees				
Schedule II				
Schedule #1 includes Use Groups: R-2, R-3, R-4, R-5 and U Schedule #2 includes Use Groups: F-1, F-2, S-1 and S-2, A-4, A-5 Schedule #3 includes Use Groups: A-1, A-2, A-3, E, H, I-1, I-2, I-3 and R-1, B, M Up to 4 feet: \$75 Class 3 Residential Up to 8 feet: \$125 Class 3 Residential Other than Class 3 Residential \$20 per \$1,000 or portion thereof. Raised patio (flat fee): \$40				
Type of Work	Based On	Schedule #1	Schedule #2	Schedule #3
A. New buildings or additions	Cubic volume	\$0.051	\$0.050	\$0.051
<p><u>N.J.A.C. 5:23-4.18 (c)vi. The unit rate for large, open-volume, single story spaces in buildings, such as barns, silos, greenhouses, warehouses, distribution centers, and other agricultural, and storage-use occupancies, shall be less than the unit rate for other types of buildings and occupancy classifications. These type structures shall be priced using Schedule #2</u></p> <p><u>(1) For the purpose of calculating the volume to determine the fee for these spaces, the height shall be limited to 20 feet notwithstanding the fact that the actual height of the space may be greater than 20 feet;</u></p>				

G. Chapter 78, Parking, Off-Street.

[Amended 12-17-07 by Ord. No. 0-12-2007-049; 11-30-09 by Ord. No. O-11-2009-036; 10-7-13 by Ord. No. O-10-2013-018]

(2) Public Parking Spaces for Charging of Electric Vehicles

(a) The Township has designated Township-owned Electric Vehicle Charging Station spaces for use of electric vehicles on Township property.

(b) Fees: The first two hours of charging shall encumber a fee of \$1.50 per hour; the third hour of charging and all additional hours shall encumber a fee of \$5.00 per hour.

**SECTION 2.** All ordinances or parts of ordinances inconsistent with the provisions of this ordinance shall be and the same are hereby repealed.

**SECTION 3.** If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

**SECTION 4.** This ordinance shall take effect twenty days after final passage, adoption and publication as provided by law.

**SO ORDAINED,** as aforesaid.

**UPON MOTION** made by Councilwoman Siegel and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-8-2024-015** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

No Public Comment.

**UPON MOTION** made by Councilman Dipierro and seconded by Councilman Markel, the **PUBLIC HEARING for Ordinance O-8-2024-015** was **closed**. All were in favor, none opposed.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilman Dipierro, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.

**O-8-2024-016                    ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MONROE SECTION 108-5.27 ENTITLED “STORMWATER MANAGEMENT”. (NJDEP mandated update)**

Council Vice-President Van Dzura asked to TABLE this Ordinance until next regularly scheduled meeting of the Mayor and Council to be held on October 7, 2024, as this Ordinance needs to be approved by our Planning Board first and their August meeting was cancelled.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, an Ordinance of which the following is the title was **TABLED** to the October 7, 2024 Combined Agenda/Regular meeting of the Mayor and Council:

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.

**O-8-2024-017                    ORDINANCE OF THE TOWNSHIP OF MONROE COUNTY OF MIDDLESEX, AND STATE OF NEW JERSEY ESTABLISHING A MIDBLOCK CROSSWALK ON APPLGARTH ROAD (COUNTY ROUTE 619), TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.**  
(County project – Applegarth Rd between Half Acre Rd & Prospect Plains Rd.)

**WHEREAS**, N.J.S.A. 39:4-8 permits a municipality to establish certain regulations in the interest of public safety and the expedition of traffic along roadways; and

**WHEREAS**, the Township Council feels it would be appropriate to establish a midblock crosswalk along Applegarth Road ('Crosswalk') between Prospect Plains Road and Cranbury Half Acre Road to improve safety for pedestrians and bikers that cross Applegarth Road due to the absence of a sidewalk connection between these intersections; and

**WHEREAS**, the Township Engineer and County Engineer have reviewed the proposal of installing the Crosswalk and have concluded that the Crosswalk is needed to provide a safe crossing for pedestrians when crossing Applegarth Road; and

**WHEREAS**, the Township Engineer and County Engineer have concluded that this Location offers adequate sight distance pursuant to the standards established by the American Association of State Highway and Transportation Officials, which distance will permit a driver to observe and safely stop before reaching the Crosswalk; and

**WHEREAS**, the Township Engineer and County Engineer propose that the Crosswalk be installed with supplemental signs and striping that will serve to enhance the safety of this crosswalk.

**NOW THEREFORE, BE IT ORDAINED**, by the Township Council of the Township of Monroe, in the County of Middlesex, and State of New Jersey as follows:

**SECTION 1. ESTABLISHMENT OF MIDBLOCK CROSSWALK ON APPLGARTH ROAD**

1. The purpose of this Ordinance is to establish a mid block crosswalk at a location that is open to the public or to which the public is invited as set forth below.
2. The midblock crosswalk shall be established pursuant to the provisions of N.J.S.A. 39:4-8, which confers upon a municipality the right to establish certain regulations in the interest of public safety and the expedition of traffic on roadways under the municipality's jurisdiction, and N.J.S.A. 40:49-2, which establishes the procedure for the establishment of same.
3. The location herein is designated as a midblock crosswalk:

Name of Street Applegarth Road

Location: From a point approximately 1,150 feet north of the northerly curblin of Cranbury Half Acre Road and extending 10 feet northerly therefrom, said location to coincide with the westerly sidewalk on Applegarth Road and the sidewalk section on the easterly side of Applegarth Road extending from the Encore residential development .

4. Crosswalk markings and regulatory and warning signs shall be erected and maintained by Middlesex County to effect the above designated midblock crosswalk in accordance with the Manual on Uniform Traffic Control Devices and guidelines established by the New Jersey Department of Transportation.

**SECTION 2.** At least three copies of said full Ordinance are on file in the Office of the Municipal Clerk for public examination and acquisition. Copies are available for inspection or acquisition during regular weekday working hours and arrangements have been made for the publication of said proposed Ordinance in pamphlet or other similar form which will be available for purchase from the Township Clerk.

**SECTION 3.** This Ordinance shall take effect upon final passage and publication according to law.

**SECTION 4.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION 5.** If any section, subsection, paragraph, sentence or any part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance not directly involved in the controversy in which such judgment shall have been rendered.

**SECTION 6.** This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

**SECTION 7.** This Ordinance may be renumbered for codification purposes.

**SO ORDAINED,** as aforesaid.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, the **PUBLIC HEARING for Ordinance O-8-2024-017** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

No Public Comment.

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-8-2024-017** was **closed**. All were in favor, none opposed.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilman Dipierro, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.

**O-8-2024-018**                      **ORDINANCE AMENDING CHAPTER 35 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED, "DRUG-FREE ZONES"**  
(Updating code to include last map revision date of September 7, 2022; maps were updated to include new streets within same boundaries)

**BE IT ORDAINED** by the Council of the Township of Monroe, County of Middlesex, State of New Jersey that Chapter 39 of the Code of the Township of Monroe is hereby amended as follows: (new text is in **red and underlined**, text to be deleted is ~~struck~~)

**SECTION 1.**

§ 35-1.     **Adoption of Drug-Free School Zone Map.**

In accordance with and pursuant to the authority of P.L. 1988, c.44 (N.J.S.A. 2C:35-7), the Drug-Free School Zone Map produced on or about July 25, 1988, and last revised ~~February 16, 2016~~ **September 7, 2022** by the Municipal Engineer, is hereby approved and adopted as an official finding and record of the location and areas within

the municipality of property which is used for school purposes and which is owned by or leased to any elementary or secondary school or school board and of the areas on or within one thousand (1,000) feet of such school property.

**§ 35-4. Adoption of Public Park and Public Building Drug-Free Map.**

In accordance with and pursuant to the authority of N.J.S.A. 2C:35-7.1, the Public Park and Public Building Drug-Free Map produced on or about August 31, 2000, and last revised ~~February 16, 2016~~ September 7, 2022 designating the 500 foot drug-free zone surrounding all public parks and public buildings within the Township of Monroe, is hereby approved and adopted as an official finding and record of the location and areas within the municipality of property which is used for a public park or a public building within the Township of Monroe.

**SECTION 2.** All ordinances or parts of ordinances inconsistent with the provisions of this ordinance shall be and the same are hereby repealed.

**SECTION 3.** If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

**SECTION 4.** This ordinance shall take effect twenty days after final passage, adoption and publication as provided by law.

**SO ORDAINED**, as aforesaid.

**UPON MOTION** made by Councilwoman Siegel and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-8-2024-018** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

No Public Comment.

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-8-2024-018** was **closed**. All were in favor, none opposed.

**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Siegel, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.

**O-8-2024-019**      **BOND ORDINANCE PROVIDING FOR FACILITY IMPROVEMENT ON TOWNSHIP OPEN SPACE PROPERTY, IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,925,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,397,600 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF. (James Monroe Park Practice Facility – expected 50% County match)**

**BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

**Section 1.** The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Monroe, in the County of Middlesex, New Jersey (the "Township"). For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$2,925,000, including a \$1,457,500 grant expected to be received from the County of Middlesex (the "Grant") and further including the sum of \$69,900 as the down payment for the improvement or purpose to be provided from the Open Space Trust Fund.

**Section 2.** In order to finance the cost of the improvement not covered by the down payment or the Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,397,600 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the construction of an indoor recreational facility at James Monroe Park, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation 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 bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation 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 date 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 bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

**Section 5.** The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

**Section 6.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 30 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,397,600 but are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(h), and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$495,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

**Section 7.** The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

**Section 8.** Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or if other than the Grant referred to Section 1 hereof, to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

**Section 9.** The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and

Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**Section 10.** The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, the **PUBLIC HEARING for Ordinance O-8-2024-019** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

No Public Comment.

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-8-2024-019** was **closed**. All were in favor, none opposed.

**UPON MOTION** made by Councilman Markel and seconded by Council Vice-President Van Dzura, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.

**O-8-2024-020**                      **BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER-SEWER UTILITY IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,995,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,995,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

**BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:**

**Section 1.** The several improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Monroe, in the County of Middlesex, New Jersey (the "Township"). For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$4,995,000. No down payment is required as the purposes authorized herein are deemed self-liquidating and the bonds and bond anticipation notes authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

**Section 2.** In order to finance the cost of the several improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount of \$4,995,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
a) Acquisition of a vacuum/jet truck and computers and computer related equipment, including all related costs and expenditures incidental thereto.	\$650,000	\$650,000	5 years
b) Replacement of the shop at Pump Station 2, replacement of the roof at the Administration Building and painting of the Applegarth Road water tank, including all work and materials necessary therefor and incidental thereto.	\$2,912,000	\$2,912,000	10 years
c) Replacement of meters, electronic reciprocal transfer system, well media and switches, including all related costs and expenditures incidental thereto.	\$818,000	\$818,000	10 years
d) Removal of per- and polyfluoroalkyl substances (PFAS) from the water and wastewater systems, including all work and materials necessary therefor and incidental thereto.	<u>\$615,000</u>	<u>\$615,000</u>	40 years
Total:	<u>\$4,995,000</u>	<u>\$4,995,000</u>	

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation 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 bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation 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 date 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 bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

**Section 5.** The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

**Section 6.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as self-liquidating purposes of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 13.04 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local

Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$4,995,000, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$705,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

(e) This bond ordinance authorizes obligations of the Township solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from the gross debt of the Township pursuant to N.J.S.A. 40A:2-44(c).

**Section 7.** The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

**Section 8.** Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

**Section 9.** The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**Section 10.** The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

**Section 11.** This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilman Markel, the **PUBLIC HEARING for Ordinance O-8-2024-020** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

No Public Comment.

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-8-2024-020** was **closed**. All were in favor, none opposed.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilman Dipierro, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.

**O-8-2024-021                    BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,224,400 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,523,300 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

**BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

**Section 1.**        The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Monroe, in the County of Middlesex, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$4,224,400, including a \$551,800 grant expected to be received from the State of New Jersey Department of Transportation (the "State Grant") for road improvements to Links Drive as more fully described in Section 3(g) (the "Links Drive Project") and further including the aggregate sum of \$149,300 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets. Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the costs of the Links Drive Project since the project is being partially funded by the State Grant.

**Section 2.**        In order to finance the cost of the several improvements or purposes not covered by application of the several down payments or the State Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$3,523,300 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.**        The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
a) Acquisition of an audio- visual system for Senior Services, computers and computer related equipment, furniture, a poster printer for the Recreation Department, mobile data terminals for ambulances, training mats for the Police Department, Gasboy systems for the Department of Public Works and library books, including all related costs and expenditures incidental thereto.	\$750,100	\$714,300	5 years
b) Acquisition of sport utility vehicles for Emergency Management Services, the Police Department and the Construction Department, including all related costs and expenditures incidental thereto.	\$330,000	\$314,200	5 years
c) Acquisition of an asphalt compaction roller, pick-up trucks with plows and liftgates, a utility body truck with plow, a crane truck with welder, air and fuel accessories and a mini-tractor loader with attachments for the Department of Public Works, including all related costs and expenditures incidental thereto.	\$581,500	\$553,800	5 years

d) Acquisition of a message board for the Office of Emergency Management and a portable speed limit sign for the Police Department, including all related costs and expenditures incidental thereto.	\$40,300	\$38,000	10 years
e) Ambulance replacements and remounts, including all related costs and expenditures incidental thereto.	\$277,000	\$263,800	10 years
f) Sidewalk and traffic crossing improvements, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	\$183,000	\$174,200	10 years
g) Road improvements to Links Drive, including all work and materials necessary therefor and incidental thereto.	\$1,111,000 (Includes the State Grant)	\$559,200	10 years
h) Guiderail work throughout the Township, including all work and materials necessary therefor and incidental thereto.	\$120,000	\$114,200	10 years
i) Improvements to the storage facility building for the Department of Public Works, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	\$25,500	\$24,200	10 years
j) Municipal facility improvements, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	\$460,000	\$438,000	10 years
k) Acquisition of equipment for the Recreation Fitness Center, including all related costs and expenditures incidental thereto.	\$16,000	\$15,200	15 years
l) Stormwater permit mapping, including all related costs and expenditures incidental thereto.	\$50,000	\$47,600	15 years
m) Drainage work throughout the Township, including all work and materials necessary therefor and incidental thereto.	<u>\$280,000</u>	<u>\$266,600</u>	20 years
Total	<u>\$4,224,400</u>	<u>\$3,523,300</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each improvement or purpose or the State Grant, as applicable.

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation 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 bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation 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 date 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 bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

**Section 5.** The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

**Section 6.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 8.60 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$3,523,300, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$360,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

**Section 7.** The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

**Section 8.** Any grant moneys received, other than those referred to in Section 1 hereto, for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

**Section 9.** The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**Section 10.** The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

**Section 11.** This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-8-2024-021** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

No Public Comment.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, the **PUBLIC HEARING for Ordinance O-8-2024-021** was **closed**. All were in favor, none opposed.

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.

**O-8-2024-022**                    **AN ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE TO ACQUIRE A RIGHT-OF-WAY DEDICATION OVER PROPERTY AT 45 LOWER MATCHAPONIX ROAD KNOWN AS BLOCK 68, LOT 41.29, A 10' WIDE STREET TREE EASEMENT AT 43, 45, AND 47 LOWER MATCHAPONIX ROAD KNOWN AS BLOCK 68, LOTS 41.34, 41.35, 41.36, AND A CONSERVATION EASEMENT AT 43, 45, AND 47 LOWER MATCHAPONIX ROAD KNOWN AS BLOCK 68, LOTS 41.34, 41.35, 41.36 ON THE TOWNSHIP OF MONROE TAX MAP.**

**WHEREAS**, pursuant to N.J.S.A. 40A:12-5, the Township has the power to acquire any real property for a public purpose through a negotiated agreement process; and

**WHEREAS**, Lucille DiPasquale (the "Grantor") is the owner of that certain parcel of land identified on the Township of Monroe's (the "Township") Official Tax Map as Block 68, Lots 41.29, 41.34, 41.35, 41.36 (hereinafter referred to as the "Property or Properties"); and

**WHEREAS**, the Township seeks to acquire an easement in perpetuity for the purpose of dedicating a right-of-way consisting of a portion of the property along the property's frontage for a right of way dedication, 10' wide street tree easement, and conservation easement (the "Easements"); and

**WHEREAS**, the Grantor has executed Easement Agreements providing the Township with a right of way dedication, 10' wide street easement, and conservation easements on the properties as described in the legal description appended hereto as Attachment A which includes the pertinent Schedules from the Surveyor; and

**WHEREAS**, the Township Attorney and Township Engineer have reviewed the aforementioned and agreed that it is in the best interests of the Township to acquire the Right of Way Dedication, 10' Wide Street Tree Easement, and Conservation Easement in a form substantially similar to the form attached hereto as Attachment A, subject to the review of the Township Attorney.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, as follows:

1. The Mayor and Clerk are hereby authorized to accept a Deed of Right-of-Way Dedication, 10' Wide Street Tree Easement, and Conservation Easement subject to the review of the Township Attorney, which sets forth the terms and conditions pertaining to the Right-of-Way dedication, and all documents necessary for the acceptance.

2. If any section or provision of this Ordinance shall be held to be invalid by any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance.
3. All ordinances or part of ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.
4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

**SO, ORDAINED** as aforesaid.

**UPON MOTION** made by Councilwoman Siegel and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-8-2024-022** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

No Public Comment.

**UPON MOTION** made by Councilman Markel and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-6-2024-012** was **closed**. All were in favor, none opposed.

**UPON MOTION** made by Councilwoman Siegel and seconded by Councilman Markel, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

ROLL CALL:	Councilman Charles Dipierro	Abstain
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.

**O-8-2024-023                    AN ORDINANCE AUTHORIZING THE TOWNSHIP OF  
MONROE TO ACQUIRE A 10' WIDE TREE EASEMENT 38  
AVENUE I AND 40 AVENUE I KNOWN AS BLOCK 123, LOTS  
11.01 and 14.01 ON THE TOWNSHIP OF MONROE TAX MAP.**

**WHEREAS**, pursuant to N.J.S.A. 40A:12-5, the Township has the power to acquire any real property for a public purpose through a negotiated agreement process; and

**WHEREAS**, Lucille DiPasquale (the "Grantor") is the owner of that certain parcel of land identified on the Township of Monroe's (the "Township") Official Tax Map as Block 123, Lots 11.01 and 14.01 (hereinafter referred to as the "Property"); and

**WHEREAS**, the Township seeks to acquire an easement in perpetuity for the purpose of acquiring a tree easement consisting of a portion of the property along the property's frontage for a 10' wide street tree easement (the "Easement"); and

**WHEREAS**, the Grantor has executed an Easement Agreement providing the Township with a wide street easement in the property as described in the legal description appended hereto as Attachment A which includes Schedule A and Schedule B; and

**WHEREAS**, the Township Attorney and Township Engineer have reviewed the aforementioned and agreed that it is in the best interests of the Township to acquire the Wide Street Tree Easement in a form substantially similar to the form attached hereto as Attachment A, subject to the review of the Township Attorney.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, as follows:

1. The Mayor and Clerk are hereby authorized to accept a Deed for a 10' Wide Tree Easement, subject to the review of the Township Attorney, which sets forth the terms and conditions pertaining to the Deed for a 10' Wide Tree Easement, and all documents necessary for the acceptance.
2. If any section or provision of this Ordinance shall be held to be invalid by any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance.

3. All ordinances or part of ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.
4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, the **PUBLIC HEARING for Ordinance O-8-2024-023** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

No Public Comment.

**UPON MOTION** made by Councilwoman Siegel and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-8-2024-023** was **closed**. All were in favor, none opposed.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilman Dipierro, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.

**UPON MOTION** made by Councilwoman Siegel and seconded by Council Vice-President Van Dzura, the following Resolutions were moved for Adoption under the **CONSENT AGENDA:** (R-9-2024-196 – R-9-2024-216 except R-9-2024-211, R-9-2024-212 and R-9-2024-214 which will be considered separately)

**R-9-2024-196                      RESOLUTION AUTHORIZING THE MONROE TOWNSHIP OFFICE OF EMERGENCY MANAGEMENT TO ACCEPT A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2024 OF EMERGENCY MANAGEMENT PERFORMANCE GRANT AND EMERGENCY MANAGEMENT AGENCY ASSISTANCE. (\$10,000)**

**WHEREAS**, the Monroe Township Office of Emergency Management has been awarded State Homeland Security Grant Program Sub-grant AFN #97.042, Subgrant Award #FY24-EMPG-EMAA-1212 from the New Jersey Department of Law and Public Safety, Office of the Attorney General. The subgrant, consisting of a \$10,000.00 Federal Award, with zero match, is for the purpose of enhancing and sustaining the Township’s all-hazards emergency management capabilities and enhancing the Township’s ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

**WHEREAS**, the Monroe Township Office of Emergency Management will use these funds to enhance the Emergency Management Program and the funds will be used for Emergency Management purposes; and

**WHEREAS**, the award period is from July 1, 2024 to June 30, 2025; and

**WHEREAS**, the subgrant award incorporates all conditions and representations contained or made in application and notice of award; and

**WHEREAS**, the Monroe Township Office of Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Subgrant Award that has been required by the said New Jersey State Office of Emergency Management.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Township of Monroe, in the County of Middlesex, State of New Jersey:

1. That the Township Council does accept the award of the FFY24 Emergency Management Performance Grant Program (EMPG), Emergency Management Agency Assistance Subgrant (EMAA) in the amount of \$10,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management.
2. That the Mayor and Director of Emergency Management are authorized to sign the appropriate subgrant award documents.

3. That copies of this resolutions shall be forwarded to the New Jersey State Police, Office of Emergency Management, the Township Business Administrator, the Chief Financial Officer and the County Division of Emergency Management and Office of Treasury.

**SO RESOLVED**, as aforesaid.

**R-9-2024-197                      RESOLUTION AUTHORIZING THE AWARD OF A  
PROFESSIONAL SERVICES CONTRACT WITH CME  
ASSOCIATES TO PROVIDE ENVIRONMENTAL LITIGATION  
SUPPORT & EXPERT TESTIMONY SERVICES RELATED TO  
THE BFI LANDFILL FOR THE MONROE TOWNSHIP UTILITY  
DEPARTMENT (“M.T.U.D.”).    (\$25,000)**

**WHEREAS**, the Township of Monroe seeks professional environmental litigation services and expert testimony services related to the BFI Landfill, Spotswood Gravel Hill Road (Block 148, Lot 37) located in Monroe Township; and

**WHEREAS**, CME Engineering, Inc. possesses the technical expertise required to perform said professional environmental litigation support and expert testimony services; and

**WHEREAS**, the fees for such services will not exceed twenty five thousand dollars (**\$25,000.00**); and

**WHEREAS**, the Certified Municipal Finance Officer has certified the availability of funds for such an engagement in Certificate No. C-2400063, a copy of which is attached hereto as Exhibit “A”; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) authorizes the award of contracts for “professional engineering consulting services” without competitive bids and further provides that the contract itself must be available for public inspection; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey as follows:

- (1) The Mayor and Township Clerk be and are hereby authorized and directed to execute the attached contract with ***CME Engineering Inc., 3759 Highway 1 South, Suite 100, Monmouth Junction, NJ 08852***, in accordance with the Agreement annexed hereto.
- (2) The Department of Finance is hereby authorized and directed to pay Invoices for services rendered by CME Engineering, Inc. for the professional engineering services in connection with the BFI Landfill Odor Study – 2<sup>ND</sup> Monitoring Event in an amount not to exceed twenty five thousand dollars (**\$25,000.00**).
- (3) The Contract is awarded with the stipulation that ***CME Engineering, Inc.*** shall include within the Contract Mandatory Affirmative Action language and shall submit to the Township of Monroe any appropriate Affirmative Action document within the time period prescribed by law.
- (4) A notice of this action shall be printed once in the Home News Tribune.

**SO RESOLVED**, as aforesaid.

**R-9-2024-198                      RESOLUTION AUTHORIZING THE RELEASE OF THE  
REHABILITATED AFFORDABLE HOUSING AGREEMENT  
AND LIEN ON BLOCK 56, LOT 57, QUALIFIER 420A.**

**WHEREAS**, on October 6, 2021, Shirley J. Warnet (“Warnet”) entered into a Rehabilitated Affordable Housing Agreement with the Township of Monroe restricting Warnet from selling or conveying title to the property for a period of ten years pursuant to Monroe Ordinance 131-8 and N.J.S.A. 52:27D-301 et seq., said Agreement having been recorded with the Middlesex County Clerk on April 26, 2022, in Mortgage Book 18907 on Pages 1743 - 1756; and

**WHEREAS**, the Affordable Housing Lien state that “the terms, restrictions and covenants of this Agreement shall automatically expire ten (10) years from the date that the housing rehabilitation work was completed”; and

**WHEREAS**, Shirley J. Warnet has reached out to the Affordable Housing Board stating that an undue hardship exists as they would like to apply for a reverse mortgage, having the Township’s Affordable Housing Rehabilitation Lien subordinate to the reverse mortgage. By law this is not allowed due to the payout amount being undeterminable since the amount owed by the owner will increase over time and potentially cause the final payout amount to exceed the affordable resale price; and

**WHEREAS**, the Affordable Housing Board at their meeting held July 10, 2024 approved a Resolution recommending the release of the lien upon repayment of 100% of the lien in the amount of \$75,120.00, as the lien has been in place for approximately two years and four months; and

**WHEREAS**, Shirley J. Warnet has successfully paid the required lien amount back to the Affordable Housing Trust on August 16, 2024; and

**WHEREAS**, the Monroe Township Affordable Housing Board advises of the successful completion of the Affordable Housing Lien and has consented to the termination of the Affordable Housing Lien; and

**NOW, THEREFORE, BE IT RESOLVED** that the Affordable Housing Lien held by Dowling are hereby satisfied and the Mayor and Township Clerk are hereby authorized and directed to execute the Release of Rehabilitated Affordable Housing Agreements, annexed hereto as Exhibit "A".

**SO RESOLVED**, as aforesaid.

**R-9-2024-199                    RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AMENDED SHARED SERVICES AGREEMENT BY AND BETWEEN THE TOWNSHIP OF OLD BRIDGE AND TOWNSHIP OF MONROE FOR ANIMAL SHELTER SERVICES FOR CALENDAR YEAR 2024-2025.**

**WHEREAS**, the Township of Old Bridge owns and operates a municipal animal shelter (the "Shelter"); and

**WHEREAS**, the Shelter complies with all New Jersey State Health Department regulations and Middlesex County Health Department regulations; and

**WHEREAS**, the Township of Monroe has a need to acquire services related to the housing and feeding of stray animals found within the Township of Monroe; and

**WHEREAS**, the Township of Old Bridge and the Township of Monroe would like to enter into a shared services agreement wherein the Township of Old Bridge will provide animal impoundment services to the Township of Monroe; and

**WHEREAS**, pursuant to N.J.S.A. 40A:65-4 of the Uniform Shared Services Act, the Township of Old Bridge and Township of Monroe are authorized to enter into a shared services agreement provided the agreement is duly authorized by the governing bodies of each municipality; and

**WHEREAS**, the Township of Old Bridge and Township of Monroe have each adopted resolution authorizing the execution of this shared services agreement (the "Agreement"); and

**WHEREAS**, the term of this Agreement is September 1, 2024 through December 31, 2025 with the cost of service being \$15,600.00 per year (\$1,300.00 per month) as an administrative fee and \$15.00 per day Daily Boarding Fee, \$15.00 14 day holding period rate, \$17.00 per day Daily Boarding Fee (Quarantine), \$30.00 per day Medical Boarding Fee, \$45.00 per day Daily Boarding Fee (vicious/potentially dangerous dog) and transportation to the Township of Monroe's veterinarian at \$25.00 per occurrence; and

**WHEREAS**, pursuant to *N.J.A.C. 5:30-5.4*, the Certified Municipal Finance Officer has certified the availability of funds in Certificate No. C-2400004 a copy of which is attached hereto as Exhibit "A";

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey as follows:

(1) The Mayor and Township Clerk be and are hereby authorized to enter into this amended Shared Services Agreement with the Township of Old Bridge, 1 Old Bridge Plaza, Old Bridge, New Jersey 08857 in accordance with the Agreement attached hereto as Exhibit "A", effective September 1, 2024 through December 31, 2025;

(2) The Certified Municipal Finance Officer is hereby authorized and directed to pay invoices for services rendered by the Township of Old Bridge in the amounts outlined within the Agreement.

(3) This Agreement is entered into without competitive bidding as a shared service in accordance with N.J.S.A. 40A:65-4 of the Uniform Shared Services Act;

(4) A certified copy of this Resolution and Agreement shall be forwarded to the Director of the Division of Local Government Services;

**SO RESOLVED**, as aforesaid.

**R-9-2024-200 RESOLUTION AUTHORIZING AMENDMENT #1 TO CONTRACT NO. 515 “PATCH PAVING AND CONCRETE REPAIR” WITH L & L PAVING CO. INC., EXTENDING THE TERMINATION DATE ONE YEAR TO SEPTEMBER 7, 2025 THE FINAL EXTENSION PERIOD FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (unit pricing)**

**WHEREAS**, the M.T.U.D. is currently under contract with L & L Paving, Co., Inc. for Patch Paving & Concrete Repair; and

**WHEREAS**, the current contract term expires on September 7, 2024, and the Monroe Township Utility Department has been very satisfied with the performance of L & L Paving over the last two-year contract term; and

**WHEREAS**, Section 16. “Contract Term” of the current contract Specifications, allows for (1) final one-year extension with an increase of 5%, with the agreement of the vendor; and

**WHEREAS**, L & L paving, Co. LLC has agreed to a final (1) one-year extension with the allowable price increase for year 3 of 5% by signing and returning extension request letter to extend the contract (1) one year August 5, 2024, a copy of which is attached hereto as Exhibit “B”; and

**WHEREAS**, the M.T.U.D. Purchasing Agent after consultation with the M.T.U.D. Director and Superintendent, has concurred that it is in the best interest of the Monroe Township Utility Department to extend the current contract for the final one-year term, at year 3 pricing, and has notified L & L Paving of the M.T.U.D.’s intention to extend said contract via a letter dated August 5, 2024; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the M.T.U.D.’s Township Chief Financial Officer has certified availability of funds in Certificate No. M-220027 a copy of which is attached hereto as Exhibit "A"; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, that it hereby authorizes and approves the M.T.U.D. extending its open-ended contract for Patch Paving and Concrete Repair with L & L Paving Co., Inc., based on the increased unit pricing of 5% at estimated quantities, for the (12) twelve-month extension term. The new, termination date shall be September 7, 2025. The existing terms and conditions of the agreement shall remain unchanged.

**SO RESOLVED**, as aforesaid.

**R-9-2024-201 RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO NEW CINGULAR WIRELESS PCS, LLC. (“AT&T) FOR CONTRACT 533 – “LEASE FOR WIRELESS TELECOMMUNICATIONS EQUIPMENT AND ANTENNA ARRAY AT THE ABEEL ROAD MONOPOLE SITE” BY THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (5-year lease, with (4) four (5) year term automatic extensions - \$48,050.00 per year with a 3% annual increase)**

**WHEREAS**, on March 26, 2024 at 10:00AM one (1) sealed bid was received, and publicly opened and read aloud, by the Township Purchasing Manager for Bid No. 533, “Lease for Wireless Telecommunications Equipment and Antenna Array at the Abeel Road Monopole Site” a.k.a. the “Abeel Rd. Monopole Site”;

**WHEREAS**, (“AT&T”) submitted the only bid of \$48,050.00 per year with a 3% annual increase; and

**WHEREAS**, the Township Purchasing Manager has, after review of the AT&T bid and finding it to be correct, complete, responsible and responsive, recommended in a letter dated August 15, 2024 that a 5 term year lease, with (4) four (5) year term automatic extensions be awarded to the high, and only bidder, (“AT&T”) based upon their bid of \$48,050.00 per year with a 3% annual increase, contract/lease shall commence 30 days from full execution of lease, a copy of which is attached hereto as Exhibit “A”; and

**WHEREAS**, by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that it has rendered its advice and hereby consents to the award of a contract to New Cingular Wireless PCS, LLC (“AT&T”) for “Lease for Wireless Telecommunications Equipment and Antenna Array at the Abeel Road Monopole Site”, for Monroe Township Utility Department; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey as follows:

- (1) The Mayor and Township Clerk are hereby authorized to enter into a (5) five-year contract with (4) four (5) five-year automatic extensions to New Cingular Wireless PCS, LLC (“AT&T”) in accordance with their submitted bid and lease agreement, as amended with exceptions.

- (2) The contracts are awarded through the competitive bidding process.
- (3) This contract is awarded with the stipulation that New Cingular Wireless PCS, LLC (“AT&T”) shall provide a properly executed certificate of insurance as required by the specifications.

**SO RESOLVED**, as aforesaid.

**R-9-2024-202                    RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO DYNAMIC SANDBLASTING AND PAINTING, LLC. FOR CONTRACT 537 “APPLEGARTH 3.4 MG WATER STORAGE TANK PAINTING PROJECT FOR THE MONROE TOWNSHIP UTILILTY DEPARTMENT (“M.T.U.D.”). (\$2,935,000 – Applegarth & Joan Warren Way)**

**WHEREAS**, on June 18, 2024 at 11:00 AM, five (5) sealed bids were received, publicly opened and read aloud, by the Monroe Township Purchasing Manager for Contract 537 “Applegarth 3.4 MG Water Storage Tank Painting Project”, as required by the M.T.U.D., a copy of the bid tabulation sheet is attached hereto as Exhibit “B”; and

**WHEREAS**, the apparent low bidder was United Painters, Inc. with their total bid of \$1,928,000.00.; and

**WHEREAS**, on June 28, 2024, United Painters, Inc. submitted a letter formally requesting that their bid be withdrawn, and after review was granted their request, a copy of which is attached hereto as Exhibit “C”; and

**WHEREAS**, the second low bidder Dynamic Sandblasting and Painting, LLC with their bid of \$2,935,000.00 (including alternates); and

**WHEREAS**, the Township’s Consulting Engineers R3M Engineering has reviewed Dynamic’s experience and references, and has determined that Dynamic is qualified to perform the required work, a copy of which is attached hereto as Exhibit D; and

**WHEREAS** Purchasing Manager has reviewed Dynamic’s bid, and has to be complete, responsive and responsible, and after consultation with the M.T.U.D. Director and Consulting Engineer R3M Engineering, and the Township Attorney, has recommended in a letter dated August 12, 2024, that Dynamic Sandblasting and Painting, LLC of 615 Hope Rd. , Bld. 2 Suite 2, Eatontown, NJ 07724 be awarded a contract based on their bid of \$2,935,000.00, subject to Dynamic providing the proper required bonds and certificates of insurance, a copy Purchasing Manager’s and Consulting Engineer’s letters are attached hereto as Exhibit “E”; and

**WHEREAS**, the Township Council has reviewed the recommendations made regarding said bid; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Financial Officer has certified availability of funds in Certificate No. M-240022, a copy of which is attached hereto as Exhibit “A”; and

**NOW, THEREFORE BE IT RESOLVED** that the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey as follows:

- (1) The Mayor and Township Clerk are hereby authorized to enter into a contract with Dynamic Sandblasting and Painting, LLC in accordance with their bid of \$2,935,000.00.
- (2) The Township Chief Financial Officer is hereby authorized and directed to pay invoices for services provided by Dynamic Sandblasting and Painting, LLC in accordance with their bid;
- (3) The contract is awarded through the competitive bid process in accordance with the Local Public Contracts Law;
- (4) This contract is awarded with the stipulation that Dynamic Sandblasting and Painting, LLC shall provide the required bonds and properly executed certificate of insurance as required by the specifications, and a positive review by the Township Attorney.

**SO RESOLVED**, as aforesaid.

**R-9-2024-203                      RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO MICHAEL KLEPCHICK, CMFO, FOR FINANCIAL REPORTING AND AUDIT SERVICES.    (Not to exceed \$20,000)**

**WHEREAS**, the Township of Monroe (the “Township”) has determined that it is in its best interests to engage in a Certified Municipal Finance Officer (“CMFO”) to support the Township’s financial reporting and audit; and

**WHEREAS**, the Township is authorized pursuant to the New Jersey Local Public Contracts, N.J.S.A. 40A:11-1, et. seq. to contract for professional services as the Township may require; and

**WHEREAS**, Michael Klepchick, CMFO submitted a proposal to provide such professional services, including but not limited to 1) assistance with State documents including State budget, user friendly budget, debt statements, 2) analysis of budget, revenue, and general ledger 3) assistance with general ledger maintenance including verification of balances to subsidiary records and reconciliations and 4) provide guidance to staff on all financial and accounting needs (“Professional Services”); and

**WHEREAS**, the total amount of this contract shall be in the amount of \$125.00 per hour not to exceed Twenty Thousand (\$20,000.00) Dollars; and

**WHEREAS**, the Certified Municipal Finance Officer has certified the availability of funds for such an engagement in Certificate No. C-2400060, a copy of which is attached hereto as Exhibit “A”; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-5 permits the Township to award a contract for these Professional Services without public advertising for bids; and

**WHEREAS**, this Contract is not awarded through a fair and open process as per N.J.S.A. 19:44A-20.5, et. seq.; and

**WHEREAS**, prior to entering into a contract, Michael Klepchick, CMFO, shall complete and submit a Business Entity Disclosure Certification, which certifies that they have not made any reportable contributions to a political or candidate committee in the Township in the previous year, and that the contract will prohibit Michael Klepchick, CMFO, from making any reportable contributions through the term of this one (1) year contract; and

**WHEREAS**, for these reasons the Mayor and the Municipal Council recommend Michael Klepchick, CMFO for its Professional Services and seek to enter into a contract for the period of September 1, 2024 through August 31, 2025; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-11.10 funds for open-ended contracts shall be committed at the time an invoice is submitted and shall not exceed the unit price; and

**WHEREAS**, the Chief Financial Officer shall certify to the availability of funds when Michael Klepchick, CMFO submits his purchase orders or invoices; and

**NOW, THEREFORE, BE IT RESOLVED**, on this 4<sup>th</sup> day of September, 2024, by the Township Council of the Township of Monroe (the “Council”) that:

1. The Township is hereby authorized to execute a contract, in a form substantially similar attached hereto, including any other necessary documentation, with Michael Klepchick, CMFO located at 821 Harrell Avenue, Woodbridge, New Jersey 07095 in an amount not to exceed Twenty Thousand (\$20,000.00) Dollars at an hourly rate of \$125.00 for a contract duration from September 1, 2024 through August 31, 2025.
2. This contract is being awarded pursuant to N.J.S.A. 40A:11-5 and N.J.S.A. 19:44-20.5 without competitive bidding.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this Resolution with the Municipal Clerk’s Office.
4. The Municipal Clerk shall advertise the award of this contract in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et. seq.

**R-9-2024-204                      RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.**

**WHEREAS**, the Tax Collector for the Township of Monroe has recommended this Council’s approval to make refunds for tax overpayments in the amount of **Fifty-Seven Thousand Nine Hundred Ninety-Four Dollars and Eighty-Four Cents** (\$57,994.84) for the amounts described on Schedule A and attached hereto; and

**WHEREAS**, good cause has been shown.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe in the County of Middlesex and State of New Jersey that the Township's Municipal Tax Collector is hereby authorized to cancel the applicable taxes and the Municipal Finance Officer is hereby directed to draw a check from the General Account refunding the Tax overpayments described above to be distributed as set forth on the attached Schedule A:

**SO RESOLVED**, as aforesaid.

**R-9-2024-205                    RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICES FOR CONSTRUCTION ENGINEERING SERVICES TO R3M ENGINEERING, INC. FOR APPLGARTH ROAD WATER STORAGE TANK PAINTING & MISC. IMPROVEMNTS PROJECT FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") (\$244,460.00)**

**WHEREAS**, the Monroe Township Utility Department (M.T.U.D.) has the need for Professional Construction Engineering Services for Applegarth Road Tank Painting and Improvements project; and

**WHEREAS**, pursuant to the provisions of N.J.S.A. 19:44A-20.5 et seq, after advertisement on the M.T.U.D. and Township's website for not less than 10 days, Statements of Qualifications for General Water & Sewer Engineering Services were publicly opened for calendar Year 2024; and

**WHEREAS**, the R3M Engineering, Inc was selected as a qualified firm to perform these services; and

**WHEREAS**, R3M Engineering, Inc. has submitted a proposal dated August 15, 2024, for the required work totaling \$244,460.00, a copy of which is attached hereto as Exhibit "B"; and

**WHEREAS**, the M.T.U.D. Director reviewed the proposal in detail and has found it to be acceptable, and recommends a contract be awarded to R3M Engineering, Inc. in the amount of \$244,460.00, a copy of which is attached as Exhibit "C"; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Finance Officer has certified availability of funds in Certificate No. M-240023, a copy of which is attached hereto as Exhibit "A"; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey as follows:

(1) The Mayor and Township Clerk are hereby authorized to enter into a contract with R3M Engineering, Inc. for Professional Construction Engineering Services, in accordance with the proposal submitted in the amount of \$244,460.00.

(2) The Township Chief Finance Officer is hereby authorized and directed to pay invoices for services rendered by R3M Engineering, Inc. in accordance with the attached proposal;

(3) The contract is awarded without competitive bidding through a fair and open RFQ/RFP process as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by persons authorized by law to practice a recognized profession that is regulated by law;

(4) The contract award is subject to R3M Engineering, Inc. providing the required valid certificate of insurance is provided.

(5) A notice of this action shall be printed once in the Home News Tribune.

**SO RESOLVED**, as aforesaid.

**R-9-2024-206                    RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE POSTED FOR STONEBRIDGE, PHASE 2, SECTION 1 – PB-906-04.**

**WHEREAS**, Lennar Company/ Lori Gardens Associates II, LLC has posted a Maintenance Guarantee for the Phase 1, Section 1 Sitework of the Greenbriar at Stonebridge development, project PB-906-04; and

**WHEREAS**, said maintenance guarantee expired in April 2019 and Lennar Company/ Lori Gardens Associates II, LLC has requested its release; and

**WHEREAS**, as defined in N.J.S.A. 40:55D-53 et seq., the Township Engineer. has inspected the work performed and the work to be completed and has recommended the Monroe Township Council

approve the request for release of the cash maintenance guarantee, as detailed in a letter dated August 23, 2024, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the Monroe Township Council has reviewed and hereby approves the recommendation of the Township Engineer to release the Cash Maintenance Bond in the amount of **\$2,991.00**.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex and State of New Jersey that Maintenance Guarantee posted for Lennar Company/ Lori Gardens Associates II, LLC PB-906-04, be released as reflected above and within the letter annexed hereto. This approval for release of cash maintenance guarantee is conditioned upon the resolution of any outstanding balances attached to the project escrow accounts; and

**BE IT FURTHER RESOLVED** that the Monroe Township Finance Department is hereby authorized and directed to release said cash Maintenance Guarantee for this project.

**SO RESOLVED**, as aforesaid.

**R-9-2024-207                      RESOLUTION AUTHORIZING RELEASE OF CASH  
MAINTENANCE GUARANTEE FOR SHRI RAM CHANDRA  
MISSION – BA-5102-15. (Halsey Reed Rd & Wyckoff Mills Rd)**

**WHEREAS, Shri Ram Chandra Mission** has posted a Maintenance Guarantees for the Block 13, Lots 5.02 and 5.03 project (BA-5102-15); and

**WHEREAS**, said maintenance guarantee has expired on December 27, 2023 and Shri Ram Chandra Mission has requested its release; and

**WHEREAS**, as defined in N.J.S.A. 40:55D-53 et seq., the Township Engineer. has inspected the work performed and the work to be completed and has recommended the Monroe Township Council approve the request for release of the cash maintenance guarantee, as detailed in a letter dated August 23, 2024, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the Monroe Township Council has reviewed and hereby approves the recommendation of the Township Engineer to release the Cash Maintenance Bond in the amount of **\$50,634.09**.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex and State of New Jersey that Maintenance Guarantee posted for Shri Ram Chandra Mission BA-5102-15, be released as reflected above and within the letter annexed hereto. This approval for release of cash maintenance guarantee is conditioned upon the resolution of any outstanding balances attached to the project escrow accounts; and

**BE IT FURTHER RESOLVED** that the Monroe Township Finance Department is hereby authorized and directed to release said cash Maintenance Guarantee for this project.

**SO RESOLVED**, as aforesaid.

**R-9-2024-208                      RESOLUTION AUTHORIZING RELEASE OF CASH  
MAINTENANCE GUARANTEE FOR EMILY COURT ESTATES  
– PB-1143-13.**

**WHEREAS, Mr. & Mrs. Anthony Dipasquale**, have posted Maintenance Guarantees for the Emily Court Estates project (PB-1143-13); and

**WHEREAS**, said maintenance guarantee has expired on August 5, 2024 and Mr. & Mrs. Anthony Dipasquale has requested its release; and

**WHEREAS**, as defined in N.J.S.A. 40:55D-53 et seq., the Township Engineer. has inspected the work performed and the work to be completed and has recommended the Monroe Township Council approve the request for release of the cash maintenance guarantee, as detailed in a letter dated August 23, 2024, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the Monroe Township Council has reviewed and hereby approves the recommendation of the Township Engineer to release the Cash Maintenance Bond in the amount of **\$69,464.15**.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex and State of New Jersey that Maintenance Guarantee posted for Emily Court Estates PB-1143-13, be released as reflected above and within the letter annexed hereto. This

approval for release of cash maintenance guarantee is conditioned upon the resolution of any outstanding balances attached to the project escrow accounts; and

**BE IT FURTHER RESOLVED** that the Monroe Township Finance Department is hereby authorized and directed to release said cash Maintenance Guarantee for this project.

**SO RESOLVED**, as aforesaid.

**R-9-2024-209                    RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) 2024 FORD F-250 AND ONE (1) 2025 FORD EXPLORER FROM ALL AMERICAN FORD OF PARAMUS FOR THE MONROE TOWNSHIP PARKS DEPARTMENT. (2024 Ford F-250 - ESCNJ \$47,410.23; 2025 Ford Explorer – BeCCP \$39,166.28)**

**WHEREAS**, the Monroe Township Parks Department has the need for one (1) 2024 Ford F-250 4x4 SD Regular Cab Truck and one (1) 2025 Ford Explorer 4dr 4x4 Active; and

**WHEREAS**, the State Approved Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program (Cooperative 65MCESCCPS) has awarded a contract for such vehicles under its contract number ESCNJ 23/24-11, to *All American Ford of Paramus, 375 Route 17, Paramus, NJ 07652* for the purchase as follows:

<b>1 - 2024 Ford F-250 4x4 SD Regular Cab Truck</b>	<b>-</b>	<b>\$47,410.23</b>
	<b>TOTAL COST</b>	<b>\$47,410.23; and</b>

**WHEREAS**, the State Approved Bergen County Co-op NJCPA (BeCCP) Cooperative Purchasing Program (Cooperative 11-BeCCP) has awarded a contract for such vehicles under its contract number #24-43, to *All American Ford of Paramus, 375 Route 17, Paramus, NJ 07652* for the purchase as follows:

<b>1 - 2025 Ford Explorer 4dr 4x4 Active</b>	<b>-</b>	<b>\$39,166.28</b>
	<b>TOTAL COST</b>	<b>\$39,166.28; and</b>

**WHEREAS**, it is required by law that any “state contract” purchase which exceeds the bid threshold of the Township (\$40,000.00) in aggregate, be authorized by the governing body; and

**WHEREAS**, the total amount for this vehicle exceeds the Township’s bid threshold in aggregate; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Financial Officer has certified availability of funds in Purchase Order No. C-2400061 a copy of which is attached as Exhibit "A"; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey as follows:

- (1) Authorizes the Parks Department to purchase said vehicles from All American Ford of Paramus using the Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program contract #23/24-11 and the Bergen County Co-op NJCPA (BeCCP) Cooperative Purchasing Program contract #24-43; and
- (2) The Township Chief Financial Officer is hereby authorized and directed to pay invoices for said vehicles delivered by All American Ford of Paramus, respectively; and
- (3) The contracts are awarded through the Educational Services Commission of New Jersey (ESCNJ) Cooperative Purchasing Program (Cooperative 65MCESCCPS) and the Bergen County Co-op NJCPA (BeCCP) Cooperative Purchasing Program (Cooperative 11-BeCCP) are considered fair and open contract in accordance with the Local Public Contracts Law, as well as being exempt from public bidding by the Township.

**SO RESOLVED**, as aforesaid.

**R-9-2024-210                    RESOLUTION ENDORSING MAYOR DALINA’S ADVOCACY TO THE NEW JERSEY STATE LEAGUE OF MUNICIPALITIES AND NEW JERSEY LEGISLATURE TO PASS LEGISLATION PERMITTING MUNICIPALITIES TO IMPOSE IMPACT FEES FOR INCREASED SCHOOL COSTS AND INFRASTRUCTURE COSTS ON DEVELOPERS OF NEW RESIDENTIAL UNITS.**

**WHEREAS**, New Jersey law prohibits municipalities from charging impact fees to offset the costs associated with increased demands on schools as a result of residential development, leaving the financial burden to be borne by local taxpayers; and

**WHEREAS**, New Jersey law limits municipalities' ability to charge all necessary off-tract improvement fees to cover costs associated with increased water and sewer demand and roadway improvements as a result of residential development, leaving the financial burden to be borne by local taxpayers; and

**WHEREAS**, Mayor Stephen Dalina submitted a resolution to the New Jersey League of Municipalities that urges the New Jersey Legislature to pass legislation permitting municipalities to enact ordinances imposing impact fees for necessary public-school improvements and expansion, and off tract improvement fees for all necessary municipal water, sewer, roadway and traffic improvements, on the developers who build the new housing in their communities; and

**WHEREAS**, a copy of Mayor Dalina's resolution to the New Jersey League of Municipalities is attached hereto as Exhibit A; and

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the Township of Monroe fully endorses and supports Mayor Dalina's resolution urging the New Jersey Legislature to pass legislation permitting municipalities to enact ordinances imposing impact fees for necessary public-school improvements and expansion, and off tract improvement fees for all necessary municipal water, sewer, roadway and traffic improvements, on the developers who build the new housing in their communities.

**BE IT FURTHER RESOLVED** that copies of this Resolution be mailed to Speaker Craig Coughlin, Senate President Nicholas Scutari, Assembly Minority Leader John DiMaio, Senate Minority Leader Anthony Bucco, and 14<sup>th</sup> Legislative District Representatives.

**SO RESOLVED**, as aforesaid.

**R-9-2024-213                      RESOLUTION AUTHORIZING REFUND OF SENIOR CENTER RENTAL FEE. (\$350.00)**

**WHEREAS**, the Facilities Coordinator, by copy of a letter dated August 27, 2024, copy of which is attached hereto as Exhibit "A", has recommended the Council approve the following Senior Center rental refund:

Refund to:	Reason	Amount
Sukhminder Kaur 37 Imperial Court Monroe Twp., N.J. 08831	Booked event on 4/20/2024 and had to cancel it.	\$350.00

**WHEREAS**, Council has reviewed the recommendation of the Facilities Coordinator and finds the request for the above refund to be reasonable;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the request is hereby authorized and that a refund be made to **Sukhminder Kaur in the amount of \$350.00**.

**SO RESOLVED**, as aforesaid.

**R-9-2024-215                      RESOLUTION APPOINTING MEMBERS TO THE ECONOMIC DEVELOPMENT ADVISORY BOARD.  
(Marina Shapiro Vitalin filling unexpired term of Oruj Qureshi)**

**WHEREAS**, the Township Council, at a meeting held on June 2, 2021, adopted Ordinance No. O-5-2021-011 establishing an Economic Development Advisory Board; and

**WHEREAS**, the Advisory Board of Health shall consist of nine (9) members and two alternates and such representation shall be filled by appointments of the Mayor and Township Council; and

**WHEREAS**, Council appointment, Oruj Qureshi, has resigned; and

**WHEREAS**, the Council would like to appoint Marina Shapiro Vitalin, to fill the unexpired term of Oruj Qureshi effective immediately and expiring December 31, 2025; and

**WHEREAS**, the Council appointments to the Economic Development Advisory Board shall be as follows:

<u>Appointed</u>		<u>Term</u>	<u>Expiration</u>
Terrence VanDzura, Council Representative	01/01/2024	1 yr.	12/31/2024
Steven Bloom	01/01/2023	3 yrs.	12/31/2025
Marina Shapiro Vitalin	Immediate	Unexpired 3 yr	12/31/2025

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the above council membership of the Economic Development Advisory Board has been duly moved, seconded, and approved by the Monroe Township Council at its meeting held on September 4, 2024.

**SO RESOLVED**, as aforesaid.

**R-9-2024-216 RESOLUTION AUTHORIZING AWARD OF BID TO S. BROTHERS, INC. FOR THE INWOOD ESTATES ROADWAY & PEDESTRIAN IMPROVEMENTS PROJECT. (\$969,259.16)**

**WHEREAS**, on August 30, 2024, nine (9) sealed bids were received by Monroe Township regarding the Inwood Estates Roadway & Pedestrian Improvements Project; and

**WHEREAS**, the Township Engineer, by letter dated August 30, 2024, a copy of which is attached hereto as Exhibit "B", has recommended *S. Brothers, Inc. 16 Sobecho Road Manalapan, N.J. 07726*, to be awarded the base bid based upon their bid submission in the amount of **\$969,259.16**; and

**WHEREAS**, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. C-2400062, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, no contract that is subject to the requirements of the Affirmative Action Regulations pursuant to N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq. shall be awarded by the Township of Monroe, nor shall any monies be paid there under, to any contractor, subcontractor of business firm that has not agreed and guaranteed to comply with Affirmative Action Regulations and to afford equal opportunity in the performance of the contract in accordance with the affirmative action plan approved under the terms established in the above cited regulations;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that it has rendered its advice and hereby consents to the award of bid to *S. Brothers, Inc.* for the *Inwood Estates Roadway & Pedestrian Improvements Project*, at a total contract price of **\$969,259.16**; and

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with *S. Brothers, Inc.*; and

**BE IT FURTHER RESOLVED** that the Township's Certified Municipal Finance Officer is hereby authorized and directed to pay *S. Brothers, Inc.* in accordance with the contract entered into between the parties; and

**BE IT FURTHER RESOLVED** that the contract is awarded with the stipulation that *S. Brothers, Inc.* shall comply with Affirmative Action Regulations, including revising their contracts as necessary to add mandatory affirmative action language, and submitting a completed AA-201, within seven (7) days of notification of award of the contract or risk being declared non-responsive and forfeiting the award.

**BE IT FURTHER RESOLVED**, thereafter, a completed AA-202, monthly project workforce report, must be submitted once a month for the duration of the contract to the Department of Labor and to the Monroe Township Public Agency Compliance Officer.

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Siegel, the following Resolutions were removed from **CONSENT AGENDA** to be considered separately:

**R-9-2024-211                    RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR STRATFORD AT MONROE – SECTION 4 PB-1070-09.**

**WHEREAS, Stratford Developers** has posted Performance Guarantees for the Stratford at Monroe – Section 4 Project PB-1070-09; and

**WHEREAS,** a request was made for the release of the Performance Guarantees posted for this project; and

**WHEREAS,** pursuant to Section 108-13.1 F and G of the Code of the Township of Monroe, the Township Engineer has recommended release of the Performance Guarantees; and

**WHEREAS,** the Township Council has reviewed and hereby approves the recommendation of the Township Engineer.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the Performance Guarantees posted for the Stratford at Monroe – Section 4 Project PB-1070-09, be released as reflected in the Township Engineer’s letter dated August 27, 2024, attached hereto. This approval for release of the Performance Guarantee is conditioned upon the posting of a maintenance guarantee in the amount of **\$284,819.36**. Such maintenance guarantee shall run for a period of not less than two years from the date of memorialization of such action by the Council.

**BE IT FURTHER RESOLVED,** in accordance with the Monroe Township Code, the developer shall maintain funds in the engineering inspection escrow account in the amount of fifty percent (50%) of the original deposit, however the Township Engineer’s office recommends the developer post an additional \$5,000.00 at this time into the existing engineering inspection escrow account, which is more reasonable.

**BE IT FURTHER RESOLVED,** performance guarantees shall not be released until the escrow account is replenished as noted.

**SO RESOLVED,** as aforesaid.

**R-9-2024-212                    RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR STRATFORD AT MONROE – SECTION 5 PB-1135-13.**

**WHEREAS, Stratford Developers** has posted Performance Guarantees for the Stratford at Monroe – Section 5 Project PB-1135-13; and

**WHEREAS,** a request was made for the release of the Performance Guarantees posted for this project; and

**WHEREAS,** pursuant to Section 108-13.1 F and G of the Code of the Township of Monroe, the Township Engineer has recommended release of the Performance Guarantees; and

**WHEREAS,** the Township Council has reviewed and hereby approves the recommendation of the Township Engineer.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the Performance Guarantees posted for the Stratford at Monroe – Section 5 Project PB-1135-13, be released as reflected in the Township Engineer’s letter dated August 27, 2024, attached hereto. This approval for release of the Performance Guarantee is conditioned upon the posting of a maintenance guarantee in the amount of **\$193,296.18**. Such maintenance guarantee shall run for a period of not less than two years from the date of memorialization of such action by the Council.

**BE IT FURTHER RESOLVED,** in accordance with the Monroe Township Code, the developer shall maintain funds in the engineering inspection escrow account in the amount of fifty percent (50%) of the original deposit, however the Township Engineer’s office recommends the developer post an additional \$5,000.00 at this time into the existing engineering inspection escrow account, which is more reasonable.

**BE IT FURTHER RESOLVED,** performance guarantees shall not be released until the escrow account is replenished as noted.

**SO RESOLVED,** as aforesaid.

**R-9-2024-214                      RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED BY S & G PAVING INC. UPON THE POSTING OF A MAINTENANCE GUARANTEE IN CONNECTION WITH THE NJDOT FY2022 SPOTSWOOD GRAVEL HILL ROADWAY AND PEDESTRIAN IMPROVEMENTS PROJECT.**

**WHEREAS, S & G Paving Inc.** has posted Performance Guarantees for the NJDOT FY2022 Spotswood Gravel Hill Roadway and Pedestrian Improvements Project; and

**WHEREAS, S & G Paving Inc.** has requested a release of the Performance Guarantees posted for this project; and

**WHEREAS,** pursuant to Section 108-13.1 F and G of the Code of the Township of Monroe, the Township Engineer, by copy of letter dated August 27, 2024, has recommended, release of the Performance Guarantees; and

**WHEREAS,** the Township Council has reviewed and hereby approves the recommendations of the Township Engineer.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the Performance Guarantees posted for the NJDOT FY2022 Spotswood Gravel Hill Roadway and Pedestrian Improvements Project, be released as reflected in the Township Engineer’s letter dated August 27, 2024, attached hereto. This approval for release of the Performance Guarantees is conditioned upon the posting of a maintenance guarantee in the amount of **\$69,974.68**. Such maintenance guarantee shall run for a period of not less than two years from the date of memorialization of such action by the Council.

**SO RESOLVED,** as aforesaid.

ROLL CALL:	Councilman Charles Dipierro	Abstain
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

**Administrator’s Report** – Administrator Weinberg reported that we approved the Inwood Estates Roadway and Pedestrian Improvements Project at tonight’s meeting with the cost coming in under the Engineer’s estimate which we are very happy about.

Noted a few important items to be purchased with the passing of the bond ordinances, such as the water tank project and a new vac truck to replace one that is over 30 years old, as well as, the purchase of a new ambulance.

Received a \$55,000 grant from the State for the Links Drive Improvement Project.

Shared that the Library will be closed on September 6<sup>th</sup> for paving of the parking lot.

**Engineer’s Report** – Engineer Rasimowicz stated that the Library paving is part of the 2024 Roadway Improvement Project which has been moving along nicely.

Anticipates that the Inwood Estates Roadway and Pedestrian Improvement Project will start in October.

**Council’s Reports –**

**Councilman Dipierro –**

- Requested that we reach out to our Assembly and invite them to attend a meeting with an open forum to allow our residents to talk with them about impact fees. He went on to say that cities like Perth Amboy have received \$290 million which is disheartening when we only receive \$12 million.
- Stated that we need to do more to bring awareness to the “Helmet Awareness Program” and have meetings with parents and children to make them aware of the importance of wearing helmets.
- Extended condolences to the family of the 4 year old drowning victim.
- Questioned how many detention basins the Township owns with no fencing; Administrator Weinberg stated that most wet basins have fencing to which Councilman Dipierro commented that fencing should be around the dry basins as well to prevent further tragedies.
- Requested the 2024 Open Space activity list to which he states he has not received yet; asked if there are any parcels the Township is moving forward on for Open Space to which Administrator Weinberg answered that he emailed Councilman Dipierro the figures and reiterated that we have

approximately \$1.3 million that comes in each year for Open Space along with approximately \$800,000 in debt service and he will provide the back and forth of the Open Space. Administrator Weinberg went on to say that the Open Space Committee continues to look at various parcels and further explained that we must have a willing seller to come before the Committee or Council as we cannot acquire Open Space through condemnation unless there was a public need. He added that we do have a targeted list within the Master Plan that we are continuing to look at as well.

- Inquired as to the status of Meadowview and 405 Spotswood Gravel Hill Road; Administrator Weinberg responded that Meadowview was purchased to help us with the next round of affordable housing with the intent to make it senior affordable housing to help meet our obligation and 405 Spotswood Gravel Hill Road is in the demolition phase, adding that we received a \$1 million grant from the County and we have a \$300,000 grant from the State as well. Administrator Weinberg added that we are moving forward with the acquisition of the Barnes Property, receiving \$2.3 million from the State and \$2 million grant from the County, making it a fully funded purchase.
- Asked for an update on truck traffic as we were looking for NJDOT to do an approval on Applegarth Road, Cranbury Union Valley and Prospect Plains to make a weight limit or local deliveries only on these roadways; Administrator Weinberg stated that this has been covered in the Monroe News, as well as a full report on the Township's website in terms of the Southern Middlesex Freight Study. He went on to say that the challenges in implementing a weight restriction on the east-west connectors is that they wanted to have a further study done; and in doing that they were able to make a recommendation for Cranbury Station Road that one could move forward with no significant work needed to make it weight restricted, however Half Acre Road and Prospect Plains Road would require additional work. Administrator Weinberg explained that because of those findings the County will be implementing more of those weight finding efforts that you will start to see coming up as there are different phases of the report so weight finding and working with GIS mapping will be first and then we will move forward with weight limits on Cranbury Station Road that we will send to the State.
- Asked if we are checking to make sure that the valves and manholes are not paved over after paving work is done; Director Stroin responded that we, along with the Fire Chief who does the mark outs, do check before and after to make sure the work is done correctly, and nothing is paved over.
- Noticed that the electrical work is finally being done for the traffic signal at Mounts Mills and Old Bridge Englishtown Road, as well as the contractor moving the hydrant.
- Asked for an update on the Prospect Plains and Applegarth Road project; Engineer Rasimowicz answered that this is a County project with the Township obtaining all the necessary easements except the railroad crossing as that has been the stumbling block in getting this approved. He went on to say that the Township asked to amend the project to do the railroad crossing as Phase I and then do the other side as Phase II.
- Asked for an update on the locked gate located at Avenue K and Garibaldi Avenue as this was a pending lawsuit that has now been withdrawn inquiring if we are keeping the gate locked; Administrator Weinberg answered that he would look into, adding that the Zoning Board was successful in preventing the use, to which Councilman Dipierro responded that he would like to see the gates remain locked.
- Requested to notify the County regarding the dead branches and trees on Matchaponix Avenue as a tree fell and damaged a resident's vehicle.
- Reminded all that the Citizen Review Board meeting is on September 11<sup>th</sup> at 6:30pm/
- Reminded all that the September 11<sup>th</sup> Remembrance Ceremony will be held at Veteran's Park starting at 8:30am.
- Reminded all that on September 21<sup>st</sup> the Green Fair will be held at the high school from 10:00am through 3:00pm.
- Asked for the plan regarding the water tower on 522; Director Stroin stated that there is currently a study underway to do Geotech work and then we will proceed with the design and painting. Councilman Dipierro stated that the water tower is possibly on state property so he will mention it at the Citizen Review Board meeting if it is usable; Director Stroin stated that we have and did a study, but it is not economically beneficial to use.

#### **Councilman Markel –**

- Acknowledged with appreciation the Senior Center regarding "Senior Center Month".
- Happy to see the indoor practice facility move forward at James Monroe Park as he is a huge fan of baseball and knows this will be beneficial to the children playing sports.
- Condolences to all affected by the school shooting that happened in Georgia today; thankful that our schools are safe but reminded all to be aware.
- Condolences to the family of the 4 year old drowning victim.

#### **Councilwoman Siegel –**

- Extended condolences to the family of the 4 year old drowning victim.
- Attended the ribbon cutting ceremony for the "Wine Locker" which is now open and located in Gables Plaza on Applegarth Road.
- Attended National Night Out which was great with a lot of information provided. She went on to say it was nice to see everyone out and enjoying themselves.

- Shared that our very own Joe Slomian was recognized by Sustainable New Jersey as a “Sustainable Hero” and extended congratulations to him for all of his hard work and dedication.
- Highlighted a few events: September 11<sup>th</sup> Remembrance Ceremony to be held at Veteran’s Park, September 15<sup>th</sup> the Senior Center will host “Beatlemania”, September 19<sup>th</sup> the Senior Center will be hosting “A Taste of Monroe” along with collecting food pantry donations for the “Betty Schneider Food Pantry” and on September 21<sup>st</sup> the Vintage Baseball Game will be at Dey Farm.

**Council Vice-President Van Dzura –**

- Commented that we had a lot of great events last month including Dey Farm tours and a “Pitch for the Cure” event.
- As liaison to the Recreation Advisory Committee, he is grateful for the indoor practice facility to be built at James Monroe Park.
- Noted that the Farmer’s Market will be ongoing through the end of September.
- The Motor Vehicle Commission’s mobile unit will be at the Library on September 9<sup>th</sup>.
- September 11<sup>th</sup> marks 23 years with a Remembrance Ceremony to be held at Veteran’s Park that morning.
- Extended condolences to the family of the 4 year old drowning victim.
- Commented in regard to the school shooting in Georgia that we need sensible gun laws with universal background checks and a ban on machine and pump stock guns, as well as, red flag laws.
- Mentioned that the War on Ukraine is still ongoing.
- Reminded all that Fall is here, school is back in session and for all to stay safe.

**Council President Cohen –**

- Extended condolences to the family of the 4 year old drowning victim.
- Reminded all of the Remembrance Ceremony held on September 11<sup>th</sup>, commenting that solidarity helps.

**Mayor’s Report –** Mayor Dalina jested that we should give a proclamation to the 31 year old vac truck.

Shared highlights from the Monroe Township Senior Softball League’s “Pitch For A Cure” event held at the Thomas P. Allen Softball Complex which raised money for prostate cancer awareness, as well as, National Night Out, Mayor’s Wellness Yoga Class and the 75<sup>th</sup> Anniversary celebration of Fire District #1.

Thanked the Council for their support on R-9-2024-210 regarding impact fees which will be sent to both the New Jersey League of Municipalities and our Legislators.

Thanked the Township employees for their donations to the Volpe Family to help fight Childhood Cancer.

Extended condolences to Bob Tucker on the loss of his wife Gloria.

Shared a few event reminders: September 11<sup>th</sup> Remembrance Ceremony to be held at Veteran’s Park, September 14<sup>th</sup> our DPW will have their monthly paper shredding event for Township residents and on September 21<sup>st</sup> is the Green Fair which is held at the high school.

Reminded all that school has started and to be mindful of buses.

Extended heartfelt condolences to the family of the 4 year old drowning victim; sharing that he reached out to the family, as well as the first responders who were at the scene as this was a tragedy for all to endure. He thanked them for their unwavering dedication to their profession.

**UPON MOTION** made by Councilman Dipierro and seconded by Councilman Markel, the **PUBLIC COMMENTS** portion of the Meeting was opened. All were in favor, none opposed.

**Public Comments –**

**Gary Busman, 7 Monarch Rd. –** Mr. Busman reiterated his concern of the wording in O-8-2024-020 as he is looking out for the Township’s best interests.

**Joe Atanasio, 21 Wellington Pl. –** Mr. Atanasio commented that he is a member of the board at Greenbriar at Whittingham and residents have complained about the noise level occurring during construction at the Police Department; Engineer Rasimowicz stated that he will look into this.

**George Gunkelman, 5 Kelly Ct. –** Mr. Gunkelman asked what impact, if any, do the tax relief programs geared towards the seniors have on Township finances; Attorney Rainone stated that the money comes from the State so there is no impact.

**Chrissy Skurbe, 21 Preakness Dr.** – Mrs. Skurbe thanked Council for the indoor practice facility at James Monroe Park.

Shared concerns she has with the Tax Assessor’s inspection process as she recently had work done at her home and an inspector from the Assessor’s office arrived unexpectedly wanting to come inside her home to inspect the work done. She stated that she called the Assessor’s office and was told that they do not reach out to schedule inspections because they do not have phone numbers. Mrs. Skurbe stated that the process should really be changed so they call ahead as there are too many scams nowadays and it would be safer to have an appointment.

Mrs. Skurbe commented that there has been a lot of talk regarding truck traffic on Applegarth Road and Prospect Plains Road but suggested we do truck studies on the trucks going through residential areas as that has been problematic.

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the **PUBLIC COMMENTS** portion of the Meeting was closed. All were in favor, none opposed.

**UPON MOTION** made by Councilwoman Siegel and seconded by Councilman Dipierro, the Regular Meeting was Adjourned at 8:19pm.

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilman Michael A. Markel	Aye
	Councilwoman Rupa P. Siegel	Aye
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

*Christine Robbins*  
\_\_\_\_\_  
CHRISTINE ROBBINS, Township Clerk

*Miriam Cohen*  
\_\_\_\_\_  
MIRIAM COHEN, Council President

Minutes were adopted on October 7, 2024.