

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

January 5, 2017

The Marlboro Township Council held its scheduled reorganization meeting on January 5, 2017 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President Mazzola opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of this meeting of the Township Council of the Township of Marlboro was faxed to the Asbury Park Press, the Star Ledger and News Transcript on December 5, 2016; faxed to the Board of Education Office; posted on the Bulletin Board of the Municipal Building; filed in the office of the Municipal Clerk and placed on the township website and Channel 77.

The Clerk called the Roll.

PRESENT: Councilman Cantor, Councilman Metzger, Council Vice President Marder, Councilman Scalea, and Council President Mazzola.

Also present were: Mayor Jonathan L. Hornik, Louis N. Rainone, Esq., Business Administrator Jonathan Capp, Municipal Clerk Alida Manco and Deputy Municipal Clerk Suzanne Branagan.

The following Resolution #2017-1 (Election of Council President) was introduced by reference, offered by Council Vice President Marder, seconded by Councilman Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-1

BE IT RESOLVED by the Township Council of the Township of Marlboro that pursuant to Section 4-7 of the Code of the Township of Marlboro, JEFF CANTOR shall serve as the Council President of the Marlboro Township Council.

The following Resolution #2017-2 (Election of Council Vice President) was introduced by reference, offered by Councilman Metzger, seconded by Councilman Scalea and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-2

BE IT RESOLVED by the Township Council of the Township of Marlboro that pursuant to Section 4-7 of the Code of the Township of Marlboro, RANDI MARDER shall serve as the Council Vice President of the Marlboro Township Council.

The following Resolution #2017-3 (Confirmation of Appointments of Municipal Officials) was introduced by reference, offered by Councilman Metzger, seconded by Councilwoman Mazzola and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-3

RESOLUTION CONFIRMING APPOINTMENTS OF MUNICIPAL  
OFFICIALS FOR THE TOWNSHIP OF MARLBORO

WHEREAS, Mayor Jonathan Hornik has reappointed Pasquale (Pat) Menna, Esq. as Township Prosecutor for the Township of Marlboro for a term ending on December 31, 2017; and

WHEREAS, Mayor Jonathan Hornik has reappointed Michael Dupont, Esq. as Public Defender for the Township of Marlboro for a term ending on December 31, 2017; and

WHEREAS, Mayor Jonathan Hornik has reappointed Raymond Raya, Esq. as Public Defender for the Township of Marlboro for a term ending on December 31, 2017; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey that it hereby confirms the reappointments, by Mayor Jonathan Hornik, of:

1. Pasquale (Pat) Menna, Esq. as Municipal Prosecutor, for a term ending on December 31, 2017;
2. Michael Dupont, Esq. as Public Defender, for a term ending on December 31, 2017; and
3. Raymond Raya, Esq. as Public Defender, for a term ending December 31, 2017; and

The following Resolution #2017-4 (Appointing Class III Planning Board Member) was introduced by reference, offered by Councilman Scalea, seconded by Councilman Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-4

RESOLUTION APPOINTING CLASS III  
PLANNING BOARD MEMBER

BE IT RESOLVED by the Township Council of the Township of Marlboro that pursuant to Section 220-9 of the Code of the Township of Marlboro, CAROL MAZZOLA be and is hereby appointed to the Planning Board, as a Class III member.

The following Resolution #2017-5 (Appointing Zoning Board of Adjustment Members) was introduced by reference, offered by Councilman Metzger, seconded by Councilman Scalea and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-5

RESOLUTION APPOINTING ZONING BOARD  
OF ADJUSTMENT MEMBERS

WHEREAS, Section 4-90 of the Code of the Township of Marlboro created the Marlboro Township Zoning Board of Adjustment pursuant to the authority granted by N.J.S.A. 40:55D-69; and

WHEREAS, Section 220-8 of the Code of the Township of Marlboro provides that the Township Council shall appoint members of the Zoning Board of Adjustment; and

WHEREAS, the Township Council wishes to reappoint MICHAEL SHAPIRO to serve as a regular member of the Zoning Board of Adjustment, for a four (4) year term; and

WHEREAS, the Township Council wishes to reappoint ALON SALON to serve as a regular member of the Zoning Board of Adjustment, for a four (4) year term; and

WHEREAS, the Township Council wishes to reappoint MARTIN POWERS to serve as Alternate #1, for a two (2) year term.

NOW, THEREFORE BE AND IT IS HEREBY RESOLVED by the Township Council of the Township of Marlboro as follows:

That it hereby appoints MICHAEL SHAPIRO, ALON SALON and MARTIN POWERS to serve as members of the Marlboro Township Zoning Board of Adjustment in the positions specified above, and for the terms indicated above.

The following Resolution #2017-6 (Confirming Appointments to Agricultural Advisory Committee) was introduced by reference, offered by Council Vice President Marder, seconded by Councilwoman Mazzola and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-6

A RESOLUTION REAPPOINTING ELMER GERAN TO SERVE ON THE TOWNSHIP OF MARLBORO AGRICULTURAL ADVISORY COMMITTEE AND DESIGNATING A CHAIRPERSON OF SAID COMMITTEE

WHEREAS, pursuant to Chapter 30 "Farmland, Open Space and Historic Sites" of the Code of the Township of Marlboro, specifically Sections 30-12 through 30-17, the Township of Marlboro created an Agricultural Advisory Committee; and

WHEREAS, pursuant to Section 30-13, the Mayor shall appoint three (3) citizens to the Agricultural Advisory Committee with the consent of the Township Council and the Mayor shall designate a Chairperson; and

WHEREAS, the Mayor wishes to reappoint ELMER GERAN to the Agriculture Advisory Committee for a term of two (2) years; and

WHEREAS, the Mayor has indicated that HEIDI RAJAN shall be the Chairperson of said Committee for a term of one (1) year; and

WHEREAS, the Township Council now desires to consent to said reappointments.

NOW, THEREFORE, BE AND IT HEREBY IS RESOLVED, that the Township Council of the Township of Marlboro consents to the reappointment of ELMER GERAN to the Agricultural Advisory Committee for terms of two (2) years and also consents to the designation of HEIDI RAJAN as the Chairperson of the Agricultural Advisory Committee for a term of one (1) year.

The following Resolution #2017-7 (Appointment of Council Liaisons) was introduced by reference, offered by Councilman Metzger, seconded by Councilman Scalea and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-7

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following are hereby appointed as Council Liaisons, to serve at the discretion of the Township Council:

Open Space Committee	- Randi Marder
Recreation & Swim Advisory Committee	- Randi Marder and Michael Scalea
W.M.U.A.	- Joseph Pernice
Senior Advisory Committee	- Terry Lau
Freehold Regional Board of Education	- Michael Messinger
Environmental Commission	- Rohit Gupta
Youth Exchange Advisory Committee	- Michael Scalea
Economic Development Committee	- Carol Mazzola
Veterans & Volunteers Committee	- Jeff Cantor
Teen Advisory Committee	- Scott Metzger
Marlboro Drug Alliance	- Randi Marder
Affordable Housing	- Carol Mazzola
Shade Tree Committee	- Randi Marder
Local Emergency Planning Committee	- Jeff Cantor
Ethics Board	- Carol Mazzola and Michael Scalea

The following Resolution #2017-8 (Meeting Dates of 2017) was introduced by reference, offered by Councilman Metzger, seconded by Council Vice President Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-8

BE IT RESOLVED by the Township Council of the Township of Marlboro that it hereby adopts the following dates for its regularly scheduled meetings in 2017. Notice of these dates shall be mailed to the Asbury Park Press and the Star Ledger in accordance with the requirements of the Open Public Meetings Act, N.J.S.A. 10:4-18. Notice of any other meetings of the Township Council shall be provided in accordance with the Open Public Meetings Act. All meetings shall be held at 7:00 PM at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

January 19, 2017  
February 2, 2017                      February 16, 2017  
March 2, 2017                              March 16, 2017  
April 20, 2017  
May 4, 2017                              May 18, 2017  
June 15, 2017  
July 13, 2017  
August 10, 2017  
September 7, 2017  
October 5, 2017                      October 19, 2017  
November 2, 2017                      November 30, 2017  
December 14, 2017

As the Consent Agenda, the following resolutions were introduced by reference, offered by Council Vice President Marder, seconded by Councilman Scalea, and as there was no objection, the Clerk was asked to cast one ballot: Res. #2017-9 (Designating Community Development Representative, Robert Miller, Jonathan Capp, Alternate), Res. #2017-10 (Designating Coordinator of Compliance with ADA 2017 - Jonathan Capp and Robert Miller, Alternate), Res. #2017-11 (Authorizing Contract Township Attorney - Louis N. Rainone, Esq,- Rainone Coughlin Minchello, LLC), Res. #2017-11A (Authorizing Contract Co-Counsel on Matters Involving Affordable Housing Lawsuits - DeCotiis, Fitzpatrick), Res. #2017-12 (Authorizing Contract - Public Defender - Raymond Raya), Res. #2017-13 (Authorizing Contract Conflict Prosecutor - Diegnan & Brophy), Res. #2017-14 (Authorizing Contract Bond Counsel - McManimon), Res. #2017-15 (Authorizing Contract Township Engineer - CME), Res. #2017-16 (Authorizing Contract Conflict Engineer - MASER), Res. #2017-17 (Authorizing Contract Township Planner - CME), Res. #2017-18 (Authorizing Contract Special Counsel for Affordable Housing - Goldzweig, Green, Eiger & Biedzynski, LLC), Res. #2017-19 (Authorizing Contract Special Counsel for Ethics Board - Goldzweig, Green, Eiger & Biedzynski,

LLC), Res. #2017-20 (Authorizing Contract Special Tax Counsel-Cleary), Res. #2017-21 (Authorizing Contract Special Tax Counsel- Cleary), Res #2017-22 (Authorizing Contract Auditor - Wiss), Res. #2017-23 (Authorizing Contract Risk Management Services - North American), Res. #2017-24 (Authorizing Contract Affordable Housing Admin Agent - Community Grants and Planning), Res. #2017-25 (Authorizing Contract - Tax Map Services - Adams, Rehmann & Heggan Associates, Inc), Res. #2017-26 (Authorizing Contracts - Appraisal Services - Open Space and Farmland Preservation - Bettina Durmaskin Sholk), Res. #2017-27 (Authorizing Contracts - Appraisal Services - Open Space and Farmland Preservation - Sterling, Disanto), Res. #2017-28 (Authorizing Contract - Appraisal Services - Tax Appeals - Gagliano & Company), Res. #2017-29 (Authorizing Contract - Cable Television Station - Curt Ciumei - MV Digital Productions, LLC), Res. #2017-30 (Res, 2017-030, Order of Business of Council Meetings, Res. 2017-31, Official Newspapers), Res. #2017-32 (Duplicate Bills), Res. #2017-33 (Appointing Tax Search Officer), Res. #2017-34 (Rate of Interest - Delinquent Taxes), Res. #2017-35 (Authorizing Return Check Fee for Tax Collector), Res. #2017-36 (Cancelling Balances under \$5.00), Res. #2017-37 (Continuation of Bonds - Officers and Employees), Res. #2017-38 (Designating Municipal Clerk/Certificate of Searches), Res. #2017-39 (Cash Management Plan), Res. #2017-40 (Continuation of Petty Cash Funds), Res. #2017-41 (Authorizing Appointment of Qualified Purchasing Agent and Establishing Bid Threshold), Res. #2017-42 (Authorizing Business Administrator Execute Contracts), Res. #2017-43 (Authorizing Tax Assessor to Perform Various Duties), Res. #2017-44 (Authorizing Tax Collector to enter into installment payment agreements for property tax arrears & delinquent water charges in an amount not to exceed one thousand dollars), Res. #2017-45 (Establish rates payable for inspection services performed outside of the township's normal business hours and days of operation), Res. #2017-46 (Approving the Official Hunting Map for the Township of Marlboro Pursuant To Section 177-1 of the Code of the Township Of Marlboro Entitled Firearms: Discharge Restrictions), Res. #2017-47 (Amending Authorized Representative for the Tennent Road and Harbor Road Water Treatment Plant projects financed through the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust (NJEIT), Res. #2017-48 (Naming Authorized Representative for an application to the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust (NJEIT) for water quality projects included in the 2017 Marlboro Water Utility Capital Program), Res. #2017-49 (Authorizing Application and Participation in the Hunterdon

County Education Services Commission Cooperative Pricing System), Res. #2017-50 (Authorizing Shared Services Agreement with Monmouth County for Disposal of Millings/Street Sweepings), Res. #2017-51, (Authorizing Agreement with the NJ Recreation and Parks Assoc (NJRPA) for "Community Service Summer Discount Program"), Res. #2017-52 (Authorizing Shared Services Agreement with Howell Township for Use of Firearms Practice Range), Res. #2017-53 (Authorizing Contracts - Appraisal Services - Associated Appraisal Group), Res. #2017-54 (Authorizing Application for Green Communities Grant from NJDEP Division of Parks & Forestry - NJ Forest Service Community Forestry Program), Res. #2017-55 (Authorizing Purchase of Tickets for Marlboro Dept of Recreation Fee-Based Programs), Res. #2017-56 (Authorizing Designation of Public Agency Compliance Officer (PACO) Jonathan Capp), Res. #2017-57 (Authorizing State Contract for Cellular Telephone 2017 Service), Res. #2017-58 (Authorizing State Contract 2017 Website and Cloud Services Renewal), Res. #2017-59 (Authorizing Environmental Site Investigation and Supplemental Environmental Engineering Services Stattel Farm (stand) Block 206, Lot 25), Res. #2017-60 (Electronic Tax Sale Costs).

RESOLUTION # 2017-9

APPOINTING TOWNSHIP OF MARLBORO COMMUNITY DEVELOPMENT REPRESENTATIVE AND ALTERNATE REPRESENTATIVE TO THE COUNTY OF MONMOUTH COMMUNITY DEVELOPMENT OFFICE

WHEREAS, the County of Monmouth requires that the Township of Marlboro appoint a Community Development Representative and an Alternate Community Development Representative to act as liaison between County's Community Development staff and the Township of Marlboro; and

WHEREAS, the Mayor & Township Council desire to appoint ROBERT MILLER as the Community Development Representative and JONATHAN CAPP as the Alternate Community Development Representative for the year 2017.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of Marlboro that ROBERT MILLER is hereby appointed as Community Development Representative to the County of Monmouth Community Development Office and JONATHAN CAPP be and is hereby appointed as Alternate Community Development Representative.



The following Resolution #2017-10 (Designating Coordinators of ADA Compliance) was introduced by reference, offered by Council Vice President Marder, seconded by Councilman Scalea and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-10

RESOLUTION DESIGNATING JONATHAN CAPP AS COORDINATOR OF COMPLIANCE EFFORTS IN CONNECTION WITH THE AMERICANS WITH DISABILITIES ACT AND ROBERT MILLER AS DEPUTY OR ALTERNATE COORDINATOR FOR 2017

WHEREAS, a coordinator must be named to facilitate compliance with the Americans with Disabilities Act (hereinafter "ADA"); and

WHEREAS, the Township wishes to designate JONATHAN CAPP as the Coordinator of ADA Compliance; and

WHEREAS, the Township also wishes to designate an alternate or Deputy ADA Coordinator to work in conjunction with, or in the absence of, the Coordinator to ensure that the important work of compliance continues and is maintained.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that:

1. JONATHAN CAPP be and is hereby designated as Coordinator of compliance efforts in connection with the Americans with Disabilities Act; and

2. ROBERT MILLER is designated as Deputy/Alternate Coordinator of compliance efforts in connection with the Americans with Disabilities Act.

RESOLUTION # 2017-11

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES TO LOUIS N. RAINONE, ESQ., OF RAINONE COUGHLIN MINCHELLO, LLC FOR TOWNSHIP ATTORNEY SERVICES FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, pursuant to N.J.S.A. 40A:69A-43, Mayor Jonathan Hornik appointed Louis N. Rainone, Esq. as Director of Law of the Township of Marlboro for the period

of January 1, 2016 through December 31, 2019, such appointment receiving the advice and consent of the Township Council by Resolution #2016-3; and

WHEREAS, the Township of Marlboro requires general legal and labor counsel services, and legal defense pertaining to affordable housing lawsuits, to be authorized pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 12, 2016 (the "Proposal") from RAINONE COUGHLIN MINCHELLO, LLC (formerly Craig J. Coughlin, Attorney at Law)(the "Business Entity") in response to Request for Qualifications for Township Attorney services issued by the Township which set forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to RAINONE COUGHLIN MINCHELLO, LLC

pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 12, 2016, copies of which are attached hereto, in an amount not to exceed \$250,000.00 for Township Attorney services; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. RAINONE, COUGHLIN, MINCHELLO, LLC
- b. Township Administrator
- c. Township Chief Financial Officer

RESOLUTION # 2017-11A

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES TO DECOTIIS, FITZPATRICK & COLE, LLP FOR CO-COUNSEL ON MATTERS INVOLVING AFFORDABLE HOUSING LAWSUITS AND NJEIT FUNDING APPLICATIONS FOR THE MARLBORO WATER UTILITY FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro requires legal services on matters involving affordable housing lawsuits and funding applications for the Marlboro Water Utility to the New Jersey Environmental Infrastructure Trust (NJEIT) Fund, to be authorized pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 12, 2016 (the "Proposal") from DeCotiis, FitzPatrick & Cole, LLP (the "Business Entity") in response to Request for Qualifications for Township Attorney services issued by the Township which set forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to DeCotiis, FitzPatrick & Cole, LLP pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 12, 2016, copies of which are attached hereto, in an amount not to exceed \$150,000.00 for Township Attorney services; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. DeCotiis, FitzPatrick & Cole, LLP
- b. Township Administrator
- c. Township Chief Financial Officer

RESOLUTION # 2017-12

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT  
TO THE FIRM OF RAYMOND ALBERT RAYA, ESQ AS PUBLIC DEFENDER  
FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN  
ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires the services of a Public Defender, such services to be awarded pursuant to pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 1, 2016 (the "Proposal") from RAYMOND ALBERT RAYA, ESQ (the "Business Entity") in response to Request for Qualifications for Township Public Defender services issued by the Township which set forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time that services, if any, are requested from the qualified professionals; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to RAYMOND ALBERT RAYA, ESQ pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) and in accordance with the proposal dated December 1, 2016; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. RAYMOND ALBERT RAYA, ESQ
- b. Township Administrator
- c. Municipal Court Administrator
- d. Township Chief Financial Officer

RESOLUTION # 2017-13

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO THE FIRM OF DIEGNAN & BROPHY, LLC AS CONFLICT/ALTERNATE PROSECUTOR FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires the services of a Conflict/Alternate Prosecutor, such services to be awarded pursuant to pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 5, 2016 (the "Proposal") from DIEGNAN & BROPHY, LLC (the "Business Entity") in response to Request for Qualifications for Township Prosecutor services issued by the Township which set forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time that services, if any, are requested from the qualified professionals; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional

Services Contract to DIEGNAN & BROPHY, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 5, 2016, copies of which are attached hereto; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. DIEGNAN & BROPHY, LLC
- b. Township Administrator
- c. Township Attorney
- d. Township Prosecutor
- e. Township Chief Financial Officer

RESOLUTION # 2017-14

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES TO MCMANIMON, SCOTLAND & BAUMANN, LLC FOR BOND COUNSEL SERVICES FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro requires bond counsel services, to be authorized pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such



services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 13, 2016 (the "Proposal") from MCMANIMON, SCOTLAND & BAUMANN, LLC (the "Business Entity") in response to Request for Qualifications for bond counsel services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract may exceed \$17,500.00; and

WHEREAS, funds will be available through various bond authorizations to be financed; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to MCMANIMON, SCOTLAND & BAUMANN, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 13, 2016, a copy of which is attached hereto; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. MC MANIMON, SCOTLAND & BAUMANN, LLC
- b. Township Administrator
- c. Chief Financial Officer
- d. Township Attorney

RESOLUTION # 2017-15

RESOLUTION APPOINTING CME ASSOCIATES AS TOWNSHIP ENGINEER AND AUTHORIZING A PROFESSIONAL SERVICES CONTRACT THEREFOR FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro is in need of the services of a Township Engineer, to be appointed pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such engineering services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 12, 2016 (the "Proposal") from CME ASSOCIATES (the "Business Entity") in response to a Request for Qualifications for the services of a Township Engineer issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to CME ASSOCIATES pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 12, 2016, a copy of which is attached hereto, in an amount not to exceed \$128,500.00; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. CME ASSOCIATES
- b. Township Administrator
- c. Township Chief Financial Officer

RESOLUTION # 2017-16

RESOLUTION APPOINTING MASER CONSULTING, P.A. AS TOWNSHIP CONFLICT/ALTERNATE ENGINEER AND AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro is in need of the services of a Township Conflict/Alternate Engineer, to be appointed pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such engineering services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 13, 2016 (the "Proposal") from MASER CONSULTING, P.A. (the "Business Entity") in response to a Request for Qualifications for the services of a Township Engineer issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract may exceed \$17,500.00; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time that services, if any, are requested from the qualified professionals; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional

Services Contract to MASER CONSULTING, P.A. pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 13, 2016, a copy of which is attached hereto; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. MASER CONSULTING, P.A.
- b. Township Administrator
- c. Township Engineer
- d. Township Chief Financial Officer

RESOLUTION # 2017-17

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT  
TO CME ASSOCIATES AS TOWNSHIP PLANNER FOR THE YEAR  
2017 PURSUANT TO A FAIR AND OPEN PROCESS IN  
ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro is in need of the services of a Township Planner, to be appointed pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such planning and engineering services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public

Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i);  
and

WHEREAS, the Township received a proposal dated December 12, 2016 (the "Proposal") from CME ASSOCIATES (the "Business Entity") in response to a Request for Qualifications for the services of Township Planner issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to CME ASSOCIATES pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 12, 2016, a copy of which is attached hereto, in an amount not to exceed \$60,000.00; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. CME ASSOCIATES
- b. Township Administrator
- c. Township Engineer
- d. Township Chief Financial Officer

RESOLUTION # 2017-18

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO KENNETH BIEDZYNSKI, ESQ. OF THE FIRM OF GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC AS SPECIAL COUNSEL FOR AFFORDABLE HOUSING FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires the services of an attorney as Special Counsel for Affordable Housing, such services to be rendered by Kenneth Biedzynski, Esq. of the firm of Goldzweig, Green, Eiger & Biedzynski, LLC under a contract awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice law in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 29, 2016 (the "Proposal") from GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC (the "Business Entity") in response to a Request for Qualifications for the services of special counsel for affordable housing issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds have been certified by the Chief Financial Officer in Trust Account #15-228-55-054 for this purpose; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated November 29, 2016, a copy of which is attached hereto, in an amount not to exceed \$30,000.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC
- b. Township Administrator
- c. Township Attorney
- d. Township Chief Financial Officer



RESOLUTION # 2017-19

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO KENNETH BIEDZYNSKI, ESQ. OF THE FIRM OF GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC FOR THE PROVISION OF ETHICS BOARD COUNSEL SERVICES FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires the services of an attorney as Ethics Board Counsel for the Township of Marlboro, such services to be rendered by Kenneth Biedzynski, Esq. of the firm of Goldzweig, Green, Eiger & Biedzynski, LLC under a contract awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice law in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 29, 2016 (the "Proposal") from GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC (the "Business Entity") in response to a Request for Qualifications for legal services as Ethics Board Counsel issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated November 29, 2016, a copy of which is attached hereto, in an amount not to exceed \$7,500.00; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC
- b. Township Administrator
- c. Township Attorney
- d. Township Chief Financial Officer
- e. Township Ethics Board

RESOLUTION # 2017-20

A RESOLUTION AUTHORIZING THE APPOINTMENT OF AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC TO ACT AS SPECIAL TAX COUNSEL FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires special tax counsel services, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice law in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 8, 2016 (the "Proposal") from CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC (the "Business Entity") in response to a Request for Qualifications for the services of special tax counsel issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 8, 2016, a copy of which is attached hereto, in an amount not to exceed \$50,000.00; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said

Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC
- b. Township Administrator
- c. Tax Assessor
- d. Township Attorney
- e. Township Chief Financial Officer

RESOLUTION # 2017-21

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO STEVEN P. SUKEL, ESQ., P.C., TO ACT AS SPECIAL TAX CONFLICT COUNSEL FOR THE YEAR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires special tax conflict counsel services, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice law in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 1, 2016 (the "Proposal") from STEVEN P. SUKEL, ESQ., P.C. (the "Business Entity") in response to a Request for Qualifications for the services of special tax conflict counsel issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to STEVEN P. SUKEL, ESQ., P.C. pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 1, 2016, a copy of which is attached hereto, in an amount not to exceed \$10,000.00; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. STEVEN P. SUKEL, ESQ., P.C.
- b. Township Administrator
- c. Township Tax Assessor
- d. Special Tax Counsel

- e. Township Attorney
- f. Chief Financial Officer

RESOLUTION # 2017-22

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR  
PROFESSIONAL SERVICES TO WISS & COMPANY, LLP TO ACT  
AS THE INDEPENDENT AUDITOR FOR THE YEAR 2017 PURSUANT  
TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH  
N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro requires the services of an auditor to provide the 2016 statutory audit of Township financial records and to perform the duties and render such services as may from time to time be requested by the Township Council, the Chief Financial Officer or the Township Administrator (collectively referred to hereinafter as the "Audit and Related Services"); and

WHEREAS, such Audit and Related Services are to be performed and rendered by a person or persons licensed and authorized to practice accounting in the State of New Jersey and accordingly constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 8, 2016 (the "Proposal") from WISS & COMPANY (the "Business Entity") in response to a Request for Qualifications for the services of Independent Auditor issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to WISS & COMPANY pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 8, 2016, a copy of which is attached hereto, in an amount not to exceed \$47,800.00 for performance of the Audit; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. WISS & COMPANY, LLP
- b. Township Administrator
- c. Chief Financial Officer

RESOLUTION # 2017-23

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH NORTH AMERICAN INSURANCE MANAGEMENT CORPORATION ("NAIM") FOR BENEFITS CONSULTING, RISK MANAGEMENT AND BROKERAGE SERVICES AS AN EXCEPTION TO THE COMPETITIVE PUBLIC BIDDING PROCESS UNDER N.J.S.A. 40A:11-5(M) PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro requires the services of a consultant to provide insurance benefits consulting, risk

management and brokerage services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5, pursuant to the provisions of N.J.S.A. 40A:10-36; and

WHEREAS, such services, i.e., insurance, including the benefits consulting and brokerage services are Extraordinary Unspecifiable Services, are exceptions pursuant to N.J.S.A. 40A:11-5(m) and may be awarded without competitive bidding therefor; and

WHEREAS, said services cannot reasonably be described by written specifications; and

WHEREAS, the Township received proposals dated December 8, 2016 (the "Proposal") from North American Insurance Management Corporation ("NAIM") (the "Business Entity") in response to a Request for Qualifications for insurance consulting and brokerage services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. as amended requires that the Resolution authorizing the award of contracts which are treated in accordance with the requirements for extraordinary unspecifiable services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, it has been determined and certified that the value of the contract will exceed \$17,500.00; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro, in accordance with the Local Public Contracts Law, hereby authorizes and approves the execution of a Broker of Record Letter with North American Insurance Management Corporation ("NAIM") regarding the provision of insurance benefits



consulting, risk management and brokerage services, beginning January 1, 2017 and terminating on December 31, 2017, pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5, such services being an exception under N.J.S.A. 40A:11-5(m) and in accordance with the terms of the Contract; and

2. The contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. North American Insurance Management Corporation
- b. Monmouth County Municipal Joint Insurance Fund
- c. Township Administrator

RESOLUTION # 2017-24

RESOLUTION APPOINTING COMMUNITY GRANTS, PLANNING & HOUSING, LLC AS AFFORDABLE HOUSING AGENT AND AUTHORIZING AFFORDABLE HOUSING ADMINISTRATION SERVICES CONTRACT FOR 2017 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH  
N.J.S.A. 19:44A-20.5

WHEREAS, the Township re-petitioned the Council on Affordable Housing (COAH) for substantive certification of its Housing Element and Fair Share Plan in July of 2010; and

WHEREAS, the Township of Marlboro's Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and COAH's

Third Round Substantive Rules (N.J.A.C. 5:97-1, et. seq.); and

WHEREAS, a municipality's fair share obligation pursuant to N.J.A.C. 5:97-2.2(a) is comprised, in part, of an owner-occupied rehabilitation obligation as well a rental rehabilitation obligation which pertains to housing units that are both deficient and occupied by low and/or moderate households; and

WHEREAS, the Township has an Affordability Assistance obligation pursuant to N.J.A.C.5:97-8.8; and

WHEREAS, the Township of Marlboro requires the services of an Administrative Agent, same to be appointed pursuant to a fair and open process pursuant to the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, the Township received a response dated December 10, 2016 from COMMUNITY GRANTS, PLANNING & HOUSING, LLC ("CGP&H")(the "Business Entity") in response to a Request for Qualifications for the services of an Affordable Housing Administrative Agent issued by the Township ("proposal") which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, COMMUNITY GRANTS, PLANNING & HOUSING, LLC employs licensed professional planners that are certified affordable housing administrative agents; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, COMMUNITY GRANTS, PLANNING & HOUSING, LLC will provide the day-to-day Administrative Agent services for a fixed monthly rate of \$1,450.00 to be paid in equal monthly payments totaling \$17,400.00; and

WHEREAS, COMMUNITY GRANTS, PLANNING & HOUSING, LLC will provide Rehabilitation Program Contractor Outreach services for a fixed monthly rate of \$168.00 to be paid in equal monthly payments totaling \$2,016.00; and

WHEREAS, the additional costs under this contract are variable in nature depending upon program demand, and have been estimated as follows:

Sale of Units	\$2,400.00 x 15 =
\$36,000.00	
Affordability Assistance	\$1,400.00 x 20 = \$28,000.00
Rehabilitation of Units	\$6,318.17 x 6 =
\$37,909.00	

WHEREAS, with the goal of maximizing the preservation of the Township's affordable unit housing stock, the Administrative Agent's fees associated with the resale of units which are included under this contract will be absorbed by the Affordable Housing Trust Fund; and

WHEREAS, funds in the amount of \$121,325.00 have been certified by the Chief Financial Officer in trust account 15-228-55-054 for this purpose; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves of the award of contract to COMMUNITY GRANTS, PLANNING & HOUSING, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The contract shall provide for compensation at the rates set forth in the proposal dated December 10, 2016, a copy of which is attached hereto, in an amount not to exceed \$121,325.00; and

3. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

4. That notice of the award of this contract shall be published in accordance with law.

5. That a certified copy of this Resolution shall be provided to each of the following:

- a. COMMUNITY GRANTS, PLANNING & HOUSING, LLC  
101 Interchange Plaza, Suite 301  
Cranbury, NJ 08512
- b. Municipal Housing Liaison
- c. Special Counsel on COAH
- d. New Jersey Council on Affordable Housing
- e. Township Administrator
- f. Township Attorney
- g. Township Chief Financial Officer

RESOLUTION # 2017-25

RESOLUTION AUTHORIZING A CONTRACT WITH ADAMS, REHMANN & HEGGAN ASSOCIATES, INC FOR THE MAINTENANCE OF THE TAX MAP OF THE TOWNSHIP OF MARLBORO FOR THE YEAR 2017 AS AN EXCEPTION TO THE COMPETITIVE PUBLIC BIDDING PROCESS UNDER N.J.S.A. 40A:11-5(d) PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro requires tax map maintenance services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5, pursuant to the provisions of N.J.S.A. 40A:10-36; and

WHEREAS, such services are exceptions pursuant to N.J.S.A. 40A:11-5(d) and may be awarded without competitive bidding therefor; and

WHEREAS, the Township received proposals dated December 8, 2016 (the "Proposal") from ADAMS, REHMANN & HEGGAN ASSOCIATES, INC (the "Business Entity") in response to a Request for Qualifications for THE MAINTENANCE OF THE TAX MAP OF THE TOWNSHIP OF MARLBORO issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds will be made available and certified by the Chief Financial Officer upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro, in accordance with the Local Public Contracts Law, hereby authorizes and approves the execution of an agreement with ADAMS, REHMANN & HEGGAN ASSOCIATES, INC FOR THE MAINTENANCE OF THE TAX MAP OF THE TOWNSHIP OF MARLBORO, beginning January 1, 2017 and terminating on December 31, 2017, pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5, such services being an exception under N.J.S.A. 40A:11-5(d) and in accordance with the terms of the Contract, in an amount not to exceed \$17,500.00; and

2. The contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(d); and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. ADAMS, REHMANN & HEGGAN ASSOCIATES, INC
- b. Township Administrator
- c. Chief Information Officer
- d. Tax Assessor
- e. Township Chief Financial Officer

RESOLUTION # 2017-26

A RESOLUTION AUTHORIZING THE EXECUTION OF A  
PROFESSIONAL SERVICES CONTRACT BETWEEN BETTINA  
DURMASKIN SHOLK AND THE TOWNSHIP OF MARLBORO FOR  
APPRAISAL SERVICES IN CONNECTION WITH THE ACQUISITION  
OF CERTAIN PARCELS PURSUANT TO A FAIR AND OPEN PROCESS  
IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires real estate appraisal services in connection with the acquisition of certain parcels, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 7, 2016 (the "Proposal") from BETTINA DURMASKIN SHOLK (the "Business Entity") in response to a Request for Qualifications for appraisal services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds have been certified by the Chief Financial Officer in account #04-215-11-04A-140291; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to BETTINA DURMASKIN SHOLK pursuant to a

fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 7, 2016, a copy of which is attached hereto, in an amount not to exceed \$10,000.00; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. BETTINA DURMASKIN SHOLK
- b. Township Administrator
- c. Township Chief Financial Officer

RESOLUTION # 2017-27

A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT BETWEEN STERLING, DISANTO & ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR APPRAISAL SERVICES IN CONNECTION WITH THE ACQUISITION OF CERTAIN PARCELS PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires real estate appraisal services in connection with the acquisition of certain parcels, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to

the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 13, 2016 (the "Proposal") from STERLING, DISANTO & ASSOCIATES (the "Business Entity") in response to a Request for Qualifications for appraisal services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds have been certified by the Chief Financial Officer in account #04-215-11-04A-140291; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to STERLING, DISANTO & ASSOCIATES pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 13, 2016, a copy of which is attached hereto, in an amount not to exceed \$10,000.00; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and



5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. STERLING, DISANTO & ASSOCIATES
- b. Township Administrator
- c. Township Chief Financial Officer

RESOLUTION # 2017-28

RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT BETWEEN GAGLIANO & COMPANY AND THE TOWNSHIP OF MARLBORO FOR VARIOUS APPRAISAL SERVICES PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro is in need of professional appraisal services in connection with the defense of tax appeals, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 28, 2016 (the "Proposal") from GAGLIANO & COMPANY (the "Business Entity") in response to a Request for Qualifications for appraisal services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract may exceed \$17,500.00; and

WHEREAS, funds will be made available and certified by the Chief Financial Officer upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c. 271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro, hereby awards a Professional Services Contract to the firm of GAGLIANO & COMPANY, 1129 BROAD STREET, SUITE 104, SHREWSBURY, NEW JERSEY 07702 to provide appraisal services to the Township of Marlboro pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i), in accordance with a proposal dated November 28, 2016 in a total amount not to exceed \$10,000.00; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver the said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published as required by law; and

6. A certified copy of this Resolution shall be provided to each of the following:

- a. GAGLIANO & COMPANY
- b. Township Administrator
- c. Township Tax Assessor
- d. Township Chief Financial Officer

RESOLUTION # 2017-29

A RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO CURT CIUMEI OF MV DIGITAL PRODUCTIONS, LLC FOR THE PROVISION OF SERVICES FOR THE OPERATION OF THE TOWNSHIP OF MARLBORO CABLE TELEVISION STATION PURSUANT

TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A.  
19:44A-20.5

WHEREAS, the Township requires special services for the operation of the Township of Marlboro Cable Television Station, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, pursuant to 40A:11-2(6), Professional Services are defined as services rendered in the provision or performance of goods or services that are original and creative in character in a recognized field of artistic endeavor; and

WHEREAS, the Township received a proposal dated December 2, 2016 (the "Proposal") from MV DIGITAL PRODUCTIONS, LLC (the "Business Entity") in response to a Request for Qualifications for special services for the operation of the Township of Marlboro Cable Television Station issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be made available and certified by the Chief Financial Officer upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to MV DIGITAL PRODUCTIONS, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-

5(1)(a)(i) in accordance with a proposal dated December 2, 2016, a copy of which is attached hereto, in an amount not to exceed \$26,500.00; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. MV DIGITAL PRODUCTIONS, LLC
- b. Township Administrator
- c. Information Technology
- d. Township Chief Financial Officer

RESOLUTION # 2017-30

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following rules of order shall govern the meetings of the Council for 2017:

Rule 1. The Regular Meetings of the Council shall be held on the first and third Thursday of each month (unless otherwise posted) at the Marlboro Municipal Complex.

Rule 2. The Order of Business at Meetings of the Council shall be as follows:

1. Salute to the Flag
2. Announcement of Meeting (Sunshine Law)
3. Roll Call
4. Citizen's Voice
5. Council Speaks Out
6. Administrative Report
7. Correction and/or Approval of Minutes
8. Public Hearings
9. Introduction of Ordinances
10. Resolutions
11. Adjournment of Meeting

Rule 3. At Regular Meetings of the Council, any individual desiring to speak during Citizen's Voice will be allotted a maximum of five (5) minutes and will not be permitted to transfer unused time. Citizen's Voice will be limited to a total of fifteen (15) minutes at Special Meetings. Said time shall be divided equally among those speakers listed on the sign in sheet for the Special Meeting, but shall not exceed five (5) minutes for any one speaker.

Rule 4. Matters listed on the Consent Agenda are considered to be routine and may be enacted by one motion and one roll call vote. If discussion is desired by a Council Member, the item will be removed from the Consent Agenda and considered separately. All Consent Agenda items will be reflected in full in the minutes.

RESOLUTION # 2017-31

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following newspapers are hereby designated as the official newspapers of the Township of Marlboro for the year 2017:

ASBURY PARK PRESS

NEWARK STAR LEDGER

RESOLUTION # 2017-32

BE IT RESOLVED by the Township Council of the Township of Marlboro that the cost charged by the Tax Collector for Duplicate Bills for 2017 be as follows:

Duplicate Bills	-	\$ 5.00
Duplicate Bills (second copy)	-	<u>25.00</u>

RESOLUTION # 2017-33

WHEREAS, N.J.S.A. 54:5-11 provides that the governing body of each municipality shall from time to time by resolution designate an official in the municipality to make examinations of its records as to unpaid municipal liens and to certify the results thereof.

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that KELLY A. MONTECINOS be and she is hereby appointed Tax Search Officer for the Township of Marlboro, until a successor is duly qualified and appointed.

RESOLUTION # 2017-34

WHEREAS, N.J.S.A. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments and also permits the fixing of said rate at 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum of any amount in excess of \$1,500.00 and allows an additional penalty of a flat 6% to be collected against a delinquency in excess of \$10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey that the Tax Collector is hereby authorized and directed to charge 8% per annum on the first \$1,500.00 of taxes or other municipal charges becoming delinquent after due date and 18% per annum on any amount of taxes or other municipal charges in excess of \$1,500.00 becoming delinquent after due date, and if a delinquency (including interest) is in excess of \$10,000.00 and remains in arrears after December 31, an additional flat penalty of 6% shall be charged against the delinquency.

BE IT FURTHER RESOLVED that this resolution shall be effective as of January 5, 2017.

RESOLUTION # 2017-35

WHEREAS, N.J.S.A. 40:5-18 authorizes a municipality to impose a service charge of \$20.00 to be added to any account owing to the municipality if payment tendered on the account was by a check or other written instrument which was returned for insufficient funds; and

WHEREAS, whenever an account owing to a municipality is for tax or special assessment, the service charge authorized by N.J.S.A. 40:5-18 shall be included on whatever list of delinquent accounts is prepared for the enforcement of the lien; and

WHEREAS, the Township is required to determine the service charge for a check or other written instrument returned for insufficient funds from time to time, as appropriate; and

WHEREAS, any service charge shall be collected in the same manner as prescribed by law for the collection of the account for which the check or other written instrument was tendered and the governing body may require that future payments be tendered in cash or by certified or cashier's check.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that, Kelly A. Montecinos, Tax Collector, be and hereby is authorized to impose a service charge of \$20.00 per check or other written instrument returned for insufficient funds; and

BE IT FURTHER RESOLVED that the Tax Collector is authorized to require that once a check or other instrument is returned for insufficient funds, that all future payments to be tendered in cash or by certified or cashier's check.

RESOLUTION # 2017-36

WHEREAS, the Tax Collector of the Township of Marlboro has requested that the Township Council of the Township of Marlboro adopt a resolution annually authorizing the Tax Collector to cancel all underpayment and overpayment of taxes of \$5.00 or less.

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Marlboro that the Tax Collector is hereby authorized to cancel all underpayment and overpayments of \$5.00 or less.

RESOLUTION # 2017-37

BE IT RESOLVED by the Township Council of the Township of Marlboro that the bonds presently in effect for the officers and employees of the Township of Marlboro, which are required by Township Code Section 4-104, be continued for the year 2017.

RESOLUTION # 2017-38

WHEREAS, N.J.S.A. 54:5-18.3 requires that the governing body of a municipality designate by resolution either the Municipal Clerk or the Municipal Engineer as the person to make official "Certificates as to Liability for Assessment for Municipal Improvements".

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that, Alida Manco, the Municipal Clerk

be and is hereby designated as the person to make Certificates as to Liability for Assessment for Municipal Improvements.

RESOLUTION # 2017-39

RESOLUTION ESTABLISHING A CASH MANAGEMENT PLAN  
AND NAMING OFFICIAL DEPOSITORIES  
FOR THE TOWNSHIP OF MARLBORO FOR 2017

WHEREAS, N.J.S.A. 40A:5-14 mandates that a Governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state; and

WHEREAS, N.J.S.A 40A:5-15.1 amended by Chapter 148, P.L. 1997 established new requirements for the investment of public funds and adoption of a cash management plan for counties, municipalities and authorities; and

WHEREAS, the Township Council of the Township of Marlboro, County of Monmouth wish to comply with the above statutes.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Marlboro, County of Monmouth adopts a cash management plan including the official depositories for the Township of Marlboro, County of Monmouth for the calendar year 2017.

RESOLUTION # 2017-40

RESOLUTION AUTHORIZING PETTY CASH FUND  
FOR CALENDAR YEAR 2017

WHEREAS, in accordance with N.J.S.A. 40A:5-21 "A local unit may establish a petty cash fund upon written application to and after approval by the Director. All matters relating to the establishment, accounting, repayment and discontinuance of such funds shall be in the discretion of the Director, who shall promulgate reasonable rules and regulation in respect thereto."

WHEREAS, regulations require all petty cash funds be returned to the Local Unit's Chief Financial Officer prior to December 31<sup>st</sup> of each year to be re-established by subsequent resolution on or after January 1<sup>st</sup> of the following year.



NOW, THEREFORE BE IT RESOLVED by the Mayor and the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey as follows:

1. That the Township Council authorizes continuation of Petty Cash funds for immediate needs. By virtue of this resolution, a petition is filed to the Division of Local Government Services to reestablish a petty cash funds consistent with prior years levels at:

<u>DEPARTMENT</u>	<u>2016 LEVEL</u>	<u>2017 REQUEST</u>
FINANCE	\$ 200.00	\$ 200.00
RECREATION	\$ 1,500.00	\$ 1,500.00

2. That certified copies of this resolution be provided to the Director of the Division of Local Government Services, Business Administrator, Chief Financial Officer, Auditor and any other interested parties.

RESOLUTION # 2017-41

A RESOLUTION AUTHORIZING THE APPOINTMENT OF A  
QUALIFIED PURCHASING AGENT AND ESTABLISHING  
THE BID THRESHOLD  
(Pursuant to N.J.S.A. 40A:11-9(g))

WHEREAS, the recent changes to the Local Public Contracts Law gave local Contracting units the ability to increase their bid threshold; and

WHEREAS, N.J.S.A. 40A:11-3(a) permits an increase in the bid threshold if a Qualified Purchasing Agent is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold; and

WHEREAS, N.J.A.C. 5:34-5 et. Seq. establishes the criteria for qualifying as a Qualified Purchasing Agent; and

WHEREAS, Jonathan A. Capp, Business Administrator possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.S.A. 40A:11-2(30) and will be appointed as the Qualified Purchasing Agent without any additional compensation; and

WHEREAS, effective July 1, 2015, the bid threshold established by the State of New Jersey Department of Treasury is

\$40,000.00 for municipalities with an appointed Qualified Purchasing Agent; and

WHEREAS, the Township of Marlboro wishes to establish a local bid threshold of \$30,500.00.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, hereby appoints Jonathan A. Capp, Business Administrator as the Qualified Purchasing Agent commencing January 1, 2017. As Qualified Purchasing Agent Jonathan A. Capp is authorized to exercise the duties of a purchasing agent pursuant to N.J.S.A. 40A:11-2(30), with specific relevance to the authority, responsibility, and accountability of the purchasing activity of the contracting unit.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Administrator
- b. Director of the Local Government Services  
(With a copy of the QPA Certification)

RESOLUTION # 2017-42

A RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR  
TO EXECUTE CONTRACTS UP TO \$30,500

WHEREAS, with Resolution #2017-41, the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, authorized the appointment of Jonathan A. Capp, Business Administrator as the Qualified Purchasing Agent commencing January 1, 2017; and

WHEREAS, in addition, pursuant to N.J.S.A. 40A:11-3(a), the Township Council established a bid threshold of \$30,500 and authorized the Business Administrator to execute and approve any and all contracts of up to \$30,500; and

WHEREAS, the Township Council authorizes the Business Administrator to execute and approve any and all contracts up to \$30,500; and

WHEREAS, when awarding such contracts, the Business Administrator shall be obligated to adhere to all applicable provisions of the Local Public Contracts Law, including N.J.S.A.

40A:11-6.1 requiring that, if practicable, at least two competitive quotations must be solicited for all contracts that are less than the bid threshold, but 15% or more of that amount; and

WHEREAS, the Township Council believes that providing such authorization to the Business Administrator will allow the business of the Township to proceed in the most efficient manner, while at the same time, allowing the Business Administrator to ensure that the process by which all contracts under \$30,500 are awarded complies with the applicable requirements and the intent of the Local Public Contracts Law.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro in the County of Monmouth that the Business Administrator, is hereby authorized to execute and approve any and all contracts up to \$30,500; and

BE IT FURTHER RESOLVED that the Business Administrator, when awarding such contracts, is obligated to adhere to all applicable provisions of the Local Public Contracts Law, including N.J.S.A. 40A:11-6.1 requiring that, if practicable, at least two competitive quotations must be solicited for all contracts that are less than the bid threshold, but 15% or more of that amount; and

BE IT FURTHER RESOLVED that the Business Administrator, is authorized, in accordance with N.J.S.A. 40A:11-6.1, to award contracts that are less than 15% of the bid threshold without soliciting competitive quotations; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to each of the following:

- a. Business Administrator
- b. Township Chief Financial Officer
- c. Township Attorney

RESOLUTION # 2017-43

RESOLUTION AUTHORIZING THE TAX ASSESSOR TO PERFORM  
VARIOUS DUTIES ASSOCIATED WITH HER POSITION

WHEREAS, statutory provision is made for the review and correction of errors by the local Tax Assessor prior to certification of an assessment list; and

WHEREAS, statutory provision is also made for the discovery and correction of errors by the local Tax Assessor during the establishment of the tax rate; and

WHEREAS, changes in the property ownership at times necessitates adjustments in the Veterans and/or Senior Citizen deductions allowed on the assessment list; and

WHEREAS, responsibility for maintenance and correction of the assessment list rests with the local Tax Assessor subject to laws and regulations; and

WHEREAS, in certain instances outlined in N.J.S.A. 54:3-21, taxpayers and taxing districts are authorized to file appeals to the county board of taxation or, if the statutory requirements are satisfied, to file a complaint directly with the Tax Court; and

WHEREAS, in the case of an appeal or complaint filed by a taxpayer, the taxing district may file a cross petition of appeal or counterclaim; and

WHEREAS, the Township Council now desires to authorize the Tax Assessor to perform certain duties associated with her position.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that, in addition to those powers given to the Tax Assessor by statute, the Tax Assessor may authorize the filing with the Monmouth County Board of Taxation or Tax Court such appeals or complaints as may be necessary to maintain the accuracy and equality in the assessment list of the Township of Marlboro, in accordance with the procedures set forth by the applicable statutory provisions and/or approved by the New Jersey Division of Taxation and/or the New Jersey Attorney General's Office; and

BE IT FURTHER RESOLVED that the Tax Assessor is hereby authorized to file complaints on behalf of the Township of Marlboro based upon farmland and rollback procedures; and

BE IT FURTHER RESOLVED that, with respect to appeals or complaints filed by a taxpayer with the Monmouth County Board of Taxation or Tax Court, the Tax Assessor may authorize the filing of cross petitions of appeal and counterclaims; and

BE IT FURTHER RESOLVED that the Tax Assessor is authorized to negotiate settlements of appeals or complaints filed with the Monmouth County Board of Taxation or the Tax Court and to authorize settlements of such appeals without obtaining Township Council's approval in the event the settlement involves \$17,500 or less per parcel per tax year on behalf of the Township of Marlboro.

RESOLUTION # 2017-44

RESOLUTION AUTHORIZING THE TAX COLLECTOR OF THE  
TOWNSHIP OF MARLBORO TO ENTER INTO INSTALLMENT  
PAYMENT AGREEMENTS FOR PROPERTY TAX ARREARS  
AND DELINQUENT WATER CHARGES IN AN AMOUNT NOT  
TO EXCEED ONE THOUSAND (\$1,000.00) DOLLARS

WHEREAS, N.J.S.A. 54:5-19 authorizes installment payment agreements for property tax arrears and other charges which would be a lien against real property such as delinquent water charges; and

WHEREAS, Kelly A. Montecinos, the Tax Collector of the Township of Marlboro, has requested approval from the Township Council to enter into installment payment agreements for property tax arrears and/or delinquent water charges in cases of hardship provided the amount of the arrears or delinquent charges do not exceed One Thousand (\$1,000.00) Dollars; and

WHEREAS, the installment payment agreements must provide payments large enough to pay back the tax arrears or delinquent charges and must require that all taxes or other charges are kept current as they come due; and

WHEREAS, the installment payment agreements must be reduced to a written agreement signed by the property owner.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that it hereby grants its authority to Kelly A. Hahn, the Tax Collector of the Township of Marlboro to enter into installment payment agreements for tax arrears and delinquent water charges in the case of hardships in an amount not to exceed One Thousand (\$1,000.00) Dollars and said installment payment agreements are to provide that all taxes or other charges are to be kept current as they become due and shall require prompt payments of the installment payments agreed to; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Business Administrator
- b. Chief Financial Officer
- c. Kelly A. Montecinos, Tax Collector

RESOLUTION # 2017-45

RESOLUTION ESTABLISHING RATES PAYABLE FOR INSPECTION SERVICES PERFORMED OUTSIDE OF THE TOWNSHIP'S NORMAL BUSINESS HOURS AND DAYS OF OPERATION

WHEREAS, the Code of the Township of Marlboro establishes the Department of Community Development in Section 4-65 which consists of the Division of Engineering, the Division of Planning, the Division of Zoning/Code Enforcement and the Division of Uniform Construction Code; and

WHEREAS, the Code of the Township of Marlboro establishes the Bureau of Fire Prevention in Section 183-1 in order to enforce the Uniform Fire Code in buildings, structures and premises within the Township of Marlboro; and

WHEREAS, upon occasion, there is a need for special inspections to be performed by the Department of Community Development and Bureau of Fire Prevention outside of the Township's normal business hours and days of operation; and

WHEREAS, there is a need to establish the rate to be charged for the Department of Community Development and Bureau of Fire Prevention providing inspection services outside of the normal business hours and days of operation of the Township; and

WHEREAS, the Chief Financial Officer has calculated that the rate to be charged for such special inspections outside of the normal business hours and days of operation is \$85.00 per hour for a Sub-Code Official and \$70.00 per hour for an Inspector; and

WHEREAS, the rate to be charged for such special inspections outside of the normal business hours and days of operation of the Township shall be charged at a minimum of two hours per discipline times the applicable rate.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, County of

Monmouth, State of New Jersey that the fees to be charged for inspections performed by the Department of Community Development and Bureau of Fire Prevention outside of the normal business hours and days of operation of the Township of Marlboro shall be \$85.00 per hour for a Sub-Code Official and \$70.00 per hour for an Inspector with a minimum charge of two hours per discipline for such special inspections; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Business Administrator
- b. Township Chief Financial Officer
- c. Township Engineer
- d. Construction Code Official
- e. Fire Official

RESOLUTION # 2017-46

RESOLUTION APPROVING THE OFFICIAL HUNTING MAP FOR THE  
TOWNSHIP OF MARLBORO PURSUANT TO SECTION 177-1  
OF THE CODE OF THE TOWNSHIP OF MARLBORO  
ENTITLED FIREARMS: DISCHARGE RESTRICTIONS

WHEREAS, Section 177-1 of the Code of the Township of Marlboro reads as follows:

"No person shall discharge a gun or any firearm within the areas shown and marked with bold diagonal lines on the Official Hunting Map of the Township of Marlboro, dated May 31, 1995, to be amended and updated annually by the Township Engineer to include new schools, public recreational facilities, ballfields and lands which have obtained final site plan and or subdivision approval upon which site work has commenced. The Hunting Map, as amended, shall be approved by formal resolution of the Township Council. Copies of said map are on file in the offices of the Township Clerk and Township Engineer."

; and

WHEREAS, in accordance with State Law (R.S.23:4-16), "no person, except the owner or lessee of the building and persons specifically authorized by him in writing...shall, for the purposes of hunting, taking or killing any wildlife, have in his possession a loaded firearm while within 450 feet of any

occupied building in this State, or of any school playground"; and

WHEREAS, the Township Engineer has drafted an updated Hunting Map dated December 27, 2016 which incorporates structures, and facilities that have been constructed or approved and is consistent with the existing terms of State Law and the Township Code governing firearms discharge; and

WHEREAS, the Chief of Police recommends that the official Hunting Map dated December 27, 2016 be approved as the official Hunting Map of the Township of Marlboro; and

WHEREAS, the Township Council supports the recommendation of the Chief of Police and believes that it is prudent to approve the amended Hunting Map.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the Hunting Map dated December 27, 2016 be approved.

BE IT FURTHER RESOLVED, that a copy of the updated Hunting Map be posted on the Township website.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Administrator
- b. Chief of Police
- c. Township Engineer

RESOLUTION # 2017-47

WHEREAS, the Township of Marlboro intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust (NJEIT) for the following projects:

1. Standby Well # 5A at Tennent Road water treatment plant site
2. Aeration system and improvements to the 10 MG Tennent Road water storage tank
3. Pump station and force main to discharge filter backwash into the sanitary system

NOW, THEREFORE BE IT RESOLVED, that



Bob Miller  
Superintendent of Public Works

and

Kurt Eifert, P.E.  
Engineering Project Manager

be authorized to act as "Authorized Representatives" to represent the Township in all matters relating to the projects undertaken pursuant to the above referenced New Jersey Environmental Infrastructure Loan application to be executed with the New Jersey of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representatives may be contacted at:

1979 Township Drive  
Marlboro, New Jersey 07746-2247  
Telephone: 732 536-0200 x1627

RESOLUTION # 2017-48

WHEREAS, the Township of Marlboro has entered into financing agreements for the Tennent Road and Harbor Road Water Treatment Plant projects through the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust (NJEIT)

NOW, THEREFORE BE IT RESOLVED, that

Bob Miller  
Superintendent of Public Works  
and

Kurt Eifert, P.E.  
Engineering Project Manager

be authorized to act as "Authorized Representatives" to represent the Township in all matters relating to the project undertaken pursuant to the above referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representatives may be contacted at:

1979 Township Drive Marlboro, New Jersey 07746-2247  
Telephone: 732 536-0200

RESOLUTION # 2017-49

A RESOLUTION AUTHORIZING MARLBORO TOWNSHIP  
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

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

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

WHEREAS, on January 5, 2017, the governing body of the Township of Marlboro, County of Monmouth, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services.

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Marlboro.

AUTHORITY

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

RESOLUTION # 2017-50

AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY  
OF MONMOUTH RECLAMATION CENTER FOR THE DISPOSAL OF  
DEBRIS FOR 2017 FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, The Board of Chosen Freeholders of the County of Monmouth (hereinafter, "the County") has established the Monmouth County Reclamation Center; and

WHEREAS, the Township of Marlboro wishes to enter into a Shared Services Agreement with the County to dispose of debris including that collected through street sweeping at the Monmouth County Reclamation Center; and

WHEREAS, N.J.S.A. 40A:65-1 et seq. authorizes local units to enter into shared services agreements for the provision of services, including the services contemplated herein; and

WHEREAS, the proposed shared services agreement in the form of the County's posted Rules and Regulations is on file in the Township Clerk's office in accordance with the provisions of N.J.S.A. 40A:65-5(b); and

WHEREAS, funds for the aforesaid purpose estimated at an amount not to exceed \$35,000.00 will be certified by the Chief Financial Officer at the time the 2017 Municipal Budget is adopted.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Clerk are hereby authorized and directed to execute the proposed shared services agreement for the disposal of debris with the Monmouth County Reclamation Center, 6000 Asbury Avenue, Tinton Falls, NJ 07753; and

BE IT FURTHER RESOLVED, that, pursuant to N.J.S.A. 40A:65-4(b), a copy of the shared services agreement authorized herein shall be filed with the Division of Local Government Services in the Department of Community Affairs for informational purposes; and

BE IT FURTHER RESOLVED, that a copy of the shared services agreement authorized herein shall be open to the public for inspection in the Township Clerk's Office; and

BE IT FURTHER RESOLVED that a duly certified copy of this resolution be forwarded to:

- a. Monmouth County Reclamation Center
- b. Township Administrator
- c. Township Chief Financial Officer
- d. Township Public Works Director

RESOLUTION # 2017-51

WHEREAS, the New Jersey Recreation & Parks Association (NJRPA) is a not-for-profit Professional organization which provides a variety of services to recreation organizations throughout the State of New Jersey; and

WHEREAS, the Township of Marlboro Department of Recreation is a member of the NJRPA; and

WHEREAS, the Department of Recreation utilizes the services of the NJRPA for its Camp and Teen Programs, and for professional recreation training; and

WHEREAS, the NJRPA sponsors a "Community Service Summer Discount Program" which enables the Department of Recreation to purchase tickets for a variety of events at a substantial discount; and

WHEREAS, the total value of the services to be provided for 2017 are estimated at and shall not exceed \$73,100.00 in the aggregate; and

WHEREAS, funds will be certified at the time participation counts are available and tickets are ordered from Accounts #09-201-55-400-212445, #09-201-55-400-212480, and #09-201-55-400-212485.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that the Township Council of the Township of Marlboro, hereby authorizes the Mayor and Town Clerk to execute an agreement with the NJRPA, 1 Wheeler Way, Princeton, New Jersey 08550 for the services described above.

RESOLUTION # 2017-52

A RESOLUTION OF THE TOWNSHIP OF MARLBORO IN  
MONMOUTH COUNTY, NEW JERSEY, AMENDING AND  
RENEWING THE SHARED SERVICES AGREEMENT WITH

THE HOWELL TOWNSHIP DEPARTMENT OF POLICE FOR  
THE USE OF THE HOWELL FIREARMS RANGE

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., (the "Act") permits units of local government to share services for particular purposes and to effectuate agreements for any service or circumstance that will aid and encourage a reduction of local expenses; and

WHEREAS, the Township of Marlboro ("Marlboro") and Howell Township ("Howell") are public bodies corporate and politic of the State of New Jersey and are authorized under New Jersey Law to enter into a Shared Services Agreement pursuant to the Act; and

WHEREAS, the Township Council of the Township of Marlboro authorized the execution of a shared services agreement with Howell Township on December 9, 2010 for use of the Howell Township Firearms Range; and

WHEREAS, Marlboro desires to continue the utilization of the Howell Township's Firearms Range; and

WHEREAS, representatives of Marlboro and Howell have negotiated an amended Shared Services Agreement, a copy of which is annexed hereto as EXHIBIT A, and the terms of which are incorporated into this resolution as if set forth at length herein; and

WHEREAS, the Township Council of the Township of Marlboro has determined that the entry into the Shared Services Agreement is in the best interest of the residents and taxpayers of Marlboro,

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Marlboro as follows:

1. The above recitals are hereby incorporated into the body of this Resolution as if set forth at length herein.
2. The Mayor is hereby authorized to execute the Shared Services Agreement annexed hereto as EXHIBIT A.

RESOLUTION # 2017-53

RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT BETWEEN ASSOCIATED APPRAISAL GROUP, INC. AND THE TOWNSHIP OF MARLBORO FOR VARIOUS APPRAISAL SERVICES PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro is in need of professional appraisal services in connection with the defense of tax appeals, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 12, 2016 (the "Proposal") from ASSOCIATED APPRAISAL GROUP, INC. (the "Business Entity") in response to a Request for Qualifications for appraisal services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds will be made available and certified by the Chief Financial Officer upon adoption of the 2017 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional

Services Contract to ASSOCIATED APPRAISAL GROUP, INC. pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with a proposal dated December 12, 2016, a copy of which is attached hereto, in an amount not to exceed \$10,000.00; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. ASSOCIATED APPRAISAL GROUP, INC.
- b. Township Administrator
- c. Township Tax Assessor
- d. Township Chief Financial Officer

RESOLUTION # 2017-54

RESOLUTION AUTHORIZING THE TOWNSHIP OF MARLBORO TO APPLY FOR A GREEN COMMUNITIES GRANT FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION DIVISION OF PARKS & FORESTRY NEW JERSEY FOREST SERVICE COMMUNITY FORESTRY PROGRAM

WHEREAS, the Township of Marlboro Shade Tree Commission pursued and was awarded a grant from the Green Communities Program for purposes of preparing Marlboro's Third Community Forestry Management Plan for the period January 2018 to December 2022; and

WHEREAS, the plan serves as a guiding document with respect to tree safety and liability in public areas and promoting education and awareness; and

WHEREAS, the Shade Tree Commission wishes to apply for additional funding for preparation of the next six year plan; and

WHEREAS, the Green Communities Program offers an award of \$3,000.00 per application with a \$3,000.00 local matching requirement in the form of in-kind or direct contributions; and

WHEREAS, the Department of Environmental Protection Division of Parks & Forestry New Jersey Forest Service is accepting applications for the 2018 round of Green Communities funding; and

WHEREAS, the Township wishes to pursue funding from the 2018 Green Communities Program for the preparation of the Community Forestry Management Plan for the period January 2018 to December 2022.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Township Council of the Township of Marlboro that the Township is hereby authorized to submit an application to the Department of Environmental Protection Division of Parks & Forestry New Jersey Forest Service 2012 Green Communities Program for a grant to fund the preparation of the Township of Marlboro Community Forestry Management Plan for the period January 2018 to December 2022.

BE IT FURTHER RESOLVED by the Township Council of the Township of Marlboro that the Mayor and Township Clerk be authorized to execute an agreement for the grant funding in a form acceptable to the Director of Law.

RESOLUTION # 2017-55

RESOLUTION AUTHORIZING THE PURCHASE OF TICKETS FOR  
MARLBORO DEPARTMENT OF RECREATION FEE-BASED PROGRAMS

WHEREAS, the Department of Recreation organizes numerous trips to a variety of destinations for program participants; and

WHEREAS, the trip destinations include theaters, indoor and outdoor amusement and leisure facilities, restaurants and parks; and



WHEREAS, program participants register for the trip and the Department of Recreation purchases tickets based upon the demand for a particular trip; and

WHEREAS, participants pay a fee to register for these programs; and

WHEREAS, the Department of Recreation estimates various trips and associated fees for the 2017 program year in an amount not to exceed \$171,528; and

WHEREAS, the funding for these trips is generated from user fees and will be available from Recreation Utility Accounts 09-201-55-400-212445 (NJRPA CONSIGNMENT TICKETS), 09-201-55-400-212471 (SENIOR TRIPS), 09-201-55-400-212480 (SUMMER DAY CAMP TRIPS), and 09-201-55-400-212485 (TEEN TRAVEL CAMP).

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that the Township Council of the Township of Marlboro hereby authorizes the Department of Recreation to purchase tickets/admission for various fee based programs as described above in an amount not to exceed \$171,528.

BE IT FURTHER RESOLVED, should schedule changes occur which do not result in an increased expenditure, the schedule changes may be adopted administratively.

RESOLUTION # 2017-56

RESOLUTION AUTHORIZING DESIGNATION OF PUBLIC  
AGENCY COMPLIANCE OFFICER FOR THE TOWNSHIP  
OF MARLBORO IN MONMOUTH COUNTY, NEW JERSEY

WHEREAS, P.L. 1975, C. 127 (N.J.S.A. 17:27) stipulates that each Public Agency is required by law to appoint a Public Agency Compliance Officer ("PACO"); and

WHEREAS, the PACO is the point of contact for all matters concerning implementation and administration of the legal requirements of the Equal Employment Opportunity Monitoring Program of the Department of Treasury, Division of Purchase and Property Contract Compliance & Audit Unit; and

WHEREAS, the Township of Marlboro is a Public Agency and must comply with the mandates of Public Law 1975, Chapter 127 (N.J.S.A. 17:27).

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Marlboro that the Business Administrator and Qualified Purchasing Agent Jonathan Capp is hereby appointed as the Public Agency Compliance Officer.

RESOLUTION # 2017-57

RESOLUTION AUTHORIZING THE PURCHASE OF WIRELESS SERVICES FROM CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS FOR THE MARLBORO TOWNSHIP OF MARLBORO UNDER STATE CONTRACT #82583

WHEREAS, the Township of Marlboro is in need of wireless service for use by certain personnel including those who require wireless voice and/or mobile data for their operational functions; and

WHEREAS, the Township of Marlboro currently utilizes Verizon Wireless for cellular telephone service; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12, a municipality may, without advertising for bids, purchase goods under any contract for such goods entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, funds in the amount of \$60,000.00 will be certified to by the Chief Financial Officer in account #01-201-31-162-232 at the time the 2017 budget is adopted; and

WHEREAS, the Township Council desires to approve the purchase of said wireless services.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase wireless services from CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS, One Verizon Way, Basking Ridge, NJ 07920, under State Contract #82583 in an amount not to exceed \$60,000.00; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Administrator
- b. Township IT Division
- c. Township Police Department

RESOLUTION # 2017-58

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACT TO SHI  
INTERNATIONAL CORP FOR THE PURCHASE OF WEBSITE AND  
CLOUD SERVICES RENEWAL FOR THE TOWNSHIP OF MARLBORO  
INFORMATION TECHNOLOGY

WHEREAS, the Township of Marlboro currently utilizes website and cloud services to operate and maintain the Township's official website and email system and wishes to renew the service; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12, a municipality may, without advertising for bids, purchase goods under any contract for such goods entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, SHI International Corp was awarded State Contract #89851 for various SOFTWARE LICENSE & RELATED SERVICES including website and cloud services renewal; and

WHEREAS, Marlboro IT has recommended that the Township purchase the website and cloud services renewal from SHI International Corp under State contract #89851; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey to purchase the website and cloud services renewal; and

WHEREAS, funds in the amount of \$18,662.00 will be certified by the Chief Financial Officer from account number 01-201-20-055-288 following the adoption of the 2017 budget; and

WHEREAS, the Township Council desires to approve the purchase of the website and cloud services renewal.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase the website and cloud services renewal under State Contract #89851 from SHI International Corp, 290 Davidson Avenue, Somerset, NJ 08873 in an amount not to exceed \$18,662.00.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Administrator
- b. Township Chief Information Officer
- c. Township Chief Financial Officer

RESOLUTION # 2017-59

A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT BETWEEN CME ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR ENVIRONMENTAL SITE INVESTIGATION SERVICES IN CONNECTION WITH THE ACQUISITION OF THE PROPERTY "STATTEL FARM(STAND)", LOCATED ON ROUTE 79, MARLBORO, NEW JERSEY, ALSO KNOWN AS BLOCK 206, LOT 25

WHEREAS, following the completion of a Preliminary Assessment Report (PAR) authorized by the Township Council on October 20, 2016 (R. 2016-318), the Township requires additional engineering services in the assessment and investigation of environmental concerns in connection with the acquisition of the property known as "Stattel Farm(stand)", Block 206, Lot 25 ("the Project"); and

WHEREAS, the services required by the Project are to be performed and rendered by a person or persons licensed and authorized by law to practice such engineering services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated December 12, 2016 (the "Proposal") from CME Associates (the "Business Entity") in response to a Request for Qualifications for the services of a Township Engineer issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, CME Associates has provided a proposal dated December 11, 2016 (the "Proposal") for the specific Professional Services required in connection with the Project for a fee not to exceed \$37,693.00; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$37,693.00 are available for this purpose from Account #04-215-11-04A-140291; and

WHEREAS, the Township has been provided with the Business Entity's Political Contribution Disclosure Form at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services Contract to CME Associates pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. The Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) in accordance with proposals dated December 11 and 12, 2016, copies of which are attached hereto; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Political Contribution Disclosure Form shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. CME Associates, 1460 Route 9 South, Howell, NJ 07731
- b. Township Administrator
- c. Township Chief Financial Officer

RESOLUTION # 2017-60

WHEREAS, the Township of Marlboro will hold an electronic tax sale during October, 2017; and,

WHEREAS, in accordance with N.J.S.A. 54:5 et seq, the Township of Marlboro is entitled to recover costs in connection with the tax sale including mailing and advertising costs which may be estimated; and,

WHEREAS, the Township wishes to assess the cost of processing and administering all phases of the Tax Sale process against only the taxpayers who are delinquent and are thereby causing the incurrence of said expenses.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that, Kelly A. Montecinos, Tax Collector, be and hereby is authorized and directed to charge and collect a fee of 2% per line item of the amounts to be sold at Tax Sale, with a minimum charge of \$15.00 not to exceed \$100.00, and an additional charge of \$25 per direct mailing to be added to the cost of sale not to exceed \$50.00.

Citizen's Voice - There was no one who wished to speak.

At 7:20 PM, Councilwoman Mazzola moved that the meeting enter into executive session for discussion of contract negotiations, Public Works Supervisors. This was seconded by Councilman Metzger and the resolution was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-61

EXECUTIVE SESSION

WHEREAS, it is determined by the governing body of the Township of Marlboro that it is necessary on the 5th day of January, 2017 to enter into executive session for the purpose of discussing those items that are particularly exempted from the Open Public Meetings Act, namely contract negotiations - DPW Supervisors.

BE IT FURTHER RESOLVED that the governing body shall adjourn to executive session for the purpose of discussing said aforementioned items and that such executive session should take approximately 10 minutes. Those items discussed in executive session shall remain confidential until such time as

confidentiality is no longer required. Action may be taken following the executive session.

At 7:25 PM, Councilman Metzger offered a motion to return to regular business, which was seconded by Council Vice President Marder and passed on a roll call vote of 5 - 0 in favor.

The following Res. #2017-62 (Authorizing Memorandum of Agreement - Public Works Supervisors Assoc.) was introduced by reference, offered by Councilman Metzger, seconded by Councilman Scalea and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-62

A RESOLUTION AUTHORIZING A MEMORANDUM OF AGREEMENT  
BETWEEN THE TOWNSHIP OF MARLBORO AND THE  
PUBLIC WORKS SUPERVISORS ASSOCIATION

WHEREAS, the Township and the Public Works Supervisors Association are parties to a collective bargaining agreement that expired on December 31, 2016; and

WHEREAS, the Township and the Public Works Supervisors Association engaged in negotiations for a successor collective bargaining agreement to cover employees in the Public Works Supervisors Association; and

WHEREAS, the terms of the settlement are set forth in a Memorandum of Agreement ("MOA"), attached hereto and made a part hereof; and

WHEREAS, such MOA will be incorporated in the successor collective bargaining agreement to the previous collective bargaining agreement that expired on December 31, 2016, for an extended term of January 1, 2017 through December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED, by Township Council of the Township of Marlboro that it hereby approves the terms and conditions contained in the Memorandum of Agreement between the Township of Marlboro and the Public Works Supervisors Association, attached hereto and made a part hereof and that such Memorandum shall be deemed the successor collective bargaining agreement to the collective bargaining agreement that expired on December 31, 2016; and

BE IT FURTHER RESOLVED, the Township Council of the Township of Marlboro that it hereby approves and ratifies the execution of the attached Memorandum of Agreement; and

BE IT FURTHER RESOLVED, that the Township Council of the Township of Marlboro authorizes the execution of any documents necessary to implement the successor collective bargaining agreement; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Public Works Supervisors Association
- b. Mayor Jonathan L. Hornik
- c. Chief Financial Officer

At 7:27 PM, Councilwoman Mazzola moved that the meeting be adjourned. This was seconded by Council Vice President Marder, and as there was no objection, the Clerk was asked to cast one ballot.

MINUTES APPROVED: JANUARY 19, 2017

OFFERED BY: MARDER                      AYES:              5

SECONDED BY: METZGER                      NAYS:              0

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ALIDA MANCO  
MUNICIPAL CLERK

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JEFF CANTOR  
COUNCIL PRESIDENT