

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP SPECIAL COUNCIL MEETING

June 8, 2017

The Marlboro Township Council held its Special Council Meeting on June 8, 2017 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President Cantor 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 June 1, 2017; 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: Council Vice President Marder, Councilwoman Mazzola, Councilman Metzger, Councilman Scalea, and Council President Cantor.

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

Council Vice President Marder moved that the minutes of May 18, 2017 be adopted. This was seconded by Councilwoman Mazzola, and passed on a roll call vote of 5 - 0 in favor.

The following Resolution #2017-185 (Cancelling June 15, 2017 Council Meeting) was introduced by reference, offered by Councilman Metzger, seconded by Council Vice President Marder, and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-185

BE IT RESOLVED by the Township Council of the Township of Marlboro that the regularly scheduled Council meeting of June 15, 2017 is hereby cancelled.

The following Resolution #2017-186 (Authorizing Community Development Block Grant Application Road Improvements to

Greenbriar) 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 # 2017-186

WHEREAS, the US Department of Housing and Urban Development is sponsoring the FY2018 Community Development Block Grant (CDBG) program which will provide funding through a consortium of Monmouth County municipalities of which Marlboro is a member; and

WHEREAS, the Township has been advised that it is eligible to apply for funding for Greenbriar Roadway Improvements - Phase II; and

WHEREAS, the Department of Public Works has identified several roadway and drainage improvements that are required within the Greenbriar Development which may be eligible for funding; and

WHEREAS, the Township of Marlboro is interested in seeking out alternative sources of funding for public improvements; and

WHEREAS, the Mayor and Township Council of the Township of Marlboro wish to apply for funding under the FY2018 CDBG Program.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that Marlboro Township hereby endorses the submission of a grant application for FY2018 CDBG funding for Greenbriar Roadway Improvements - Phase II.

The following Resolution #2017-187 (Renewal of Liquor Licenses - July 1, 2017 - June 30, 2018) was introduced by reference, offered by Councilman Scalea, seconded by Councilman Metzger, and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2017-187

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following Liquor Licenses be and they are hereby renewed for the period beginning July 1, 2017 through June 30, 2018:

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1.	Hituja Corp. T/A Marlboro Buy Rite Liquors	1328 44 001 006
2.	476 Route 520 Corp. T/A Samvera Restaurant	1328 33 002 012
3.	Just Sports Bar & Grill T/A Fireside Grill & Bar	1328 33 003 004
4.	S & A Route 79, Inc. T/A Crown Palace	1328 33 005 008
5.	Marlboro BWL LLC	1328 33 007 006
6.	Pampini, LLC T/A Brioso	1328 33 008 010
7.	M. S. D. Enterprise, Inc. T/A Martucci's Deli	1328 44 009 004
8.	Morganville Ind. Vol. Fire Co.	1328 31 012 001
9.	Morganville Vol. Fire Co.	1328 31 013 001
10.	J.R.J. Hospitality Inc. T/A Nonna's	1328 33 015 012
11.	Worthwhile, Inc. T/A Cambridge Spirits Unlimited	1328 44 016 003
12.	Briad Restaurant Group,L.L.C. T/A TGI Fridays	1328 33 017 002
13.	Rosalita's Roadside Cantina	1328 33 018 002
14.	B & B Hospitality Group T/A Osteria	1328 33 019 002
15.	Cuzin's Clam Bar LLC	1328 33 020 002
16.	Exit 123 Liquors, LLC T/A Wine Academy	1328 44 021 001
17.	Anthony's Coal Fired Pizza	1328 33 022 001

BE IT FURTHER RESOLVED that the following license is renewed with the conditions stipulated:

This license is renewed with the following condition: Licensee shall provide to the Township Clerk financial statements, certified by a Certified Public Accountant for year 2017 on July 17<sup>th</sup> and August 31<sup>st</sup> and in addition shall provide proof of the payment of all 2016 and 2017 year to date Federal, State and Local taxes including withholding taxes.

BE IT FURTHER RESOLVED that pursuant to NJAC 13: 2-19.7, renewal of the aforementioned licenses shall not bar or abate any pending or anticipated disciplinary proceeding against any licensed establishment.

Council President Cantor and Councilwoman Mazzola recused themselves and exited from the Council chamber. Council Vice President Marder acted as chair.

The following Resolution #2017-188 (Liquor License Renewal - Wickatunk Holdings LLC) was introduced by reference, offered by Councilman Scalea, seconded by Council Vice President Marder, and passed on a roll call vote of 3 - 0 in favor (Absent: Cantor and Mazzola).

RESOLUTION # 2017-188

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following Liquor Licenses be and they are hereby renewed for the period beginning July 1, 2017 through June 30, 2018:

Wickatunk Holdings LLC

1328 33 010 003

BE IT FURTHER RESOLVED that pursuant to NJAC 13: 2-19.7, renewal of the aforementioned licenses shall not bar or abate any pending or anticipated disciplinary proceeding against any licensed establishment.

Council President Cantor and Councilwoman Mazzola re-entered the Council chamber. As the Consent Agenda, the following resolutions were introduced by reference, offered by Councilman Metzger, seconded by Councilwoman Mazzola and passed on a roll call vote of 5 - 0 in favor: Res. #2017-189 (Authorizing Recreation Fireworks Display Permit), Res. #2017-190 (Authorizing Filing of NJ Transit Construction and/or Occupancy Permit for Railroad Property/Camelot West at Marlboro, LLC.), Res. #2017-191 (Authorizing Award of Bid - Roll Off Truck), Res.

#2017-192 (Rejection of Bid - Lease Of Farming Rights), Res.  
#2017-193 (Authorizing Award of Bid - Snow Removal), Res. #2017-  
194 (Authorizing Award of Contract - Lease of Farming Rights -  
McCarron Property), Res. #2017-195 (Authorizing Award of  
Contract - Lease of Farming Rights - DiMeo Property) Res. #2017-  
196 (Rejection of Bid - Dump Truck Rental), Res. #2017-197  
(Authorizing Award of Bid - Ambulance), Res. #2017-198  
(Authorizing Transfer and Acceptance of Surplus Military  
Equipment from US Department of Defense (DOD) 1033 Program),  
Res. #2017-199 (Authorizing Acceptance of Donation for  
Recreation Camp), Res. #2017-200 (Confirming Award of Contract  
for Electricity Supply), Res. #2017-201 (Authorizing Final Close  
Out and Acceptance of Improvements - 2016 Road Program), Res.  
#2017-202 (Authorizing Final Close Out and Acceptance of  
Improvements -2016 Greenbriar Road Improvement Project), Res.  
#2017-203 (Authorizing Final Close Out and Acceptance of  
Improvements - 4 Taylor Road Headwall Project) Res. #2017-204  
(Authorizing One Year Renewal - Shared Services Agreement with  
Marlboro BOE - Janitorial Services), Res. #2017-205 (Authorizing  
One Year Renewal - HVAC Maintenance) and Res. #2017-206  
(Authorizing Renewal of Membership of Western Monmouth  
Purchasing Group Cooperative Pricing System).

RESOLUTION # 2017-189

RESOLUTION AUTHORIZING THE ISSUANCE OF A FIREWORKS  
DISPLAY PERMIT TO GARDEN STATE FIREWORKS, INC.

WHEREAS, N.J.S.A. 21:3-1, *et seq.* regulates the sale,  
exposure for sale, use, distribution or possession of fireworks  
or pyrotechnics in the State of New Jersey so as to advance the  
interests of public health, safety and welfare of the people of  
the State of New Jersey; and

WHEREAS, upon satisfaction of the conditions set forth in  
N.J.S.A. 21:3-1, *et seq.*, and more particularly those set forth  
in N.J.S.A. 21:3-3, the governing body of any municipality may,  
by resolution, approve the granting of a permit for said  
purposes to a qualified organization, when such display is to be  
handled by a competent operator in the manner approved by the  
Chief of the Police and the Fire Department of the municipality  
so as not to be hazardous to property or endanger any person or  
persons; and

WHEREAS, GARDEN STATE FIREWORKS, INC. has applied for a  
permit to conduct a fireworks display within the Township of  
Marlboro on July 9, 2017 (with a rain date of August 6, 2017)

upon satisfaction of the conditions set forth in N.J.S.A. 21:3-1, *et seq.* and in accordance with all applicable New Jersey Administrative Code regulations promulgated in accordance therewith, as amended from time to time.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED that the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey does hereby grant approval to GARDEN STATE FIREWORKS, INC. to conduct a fireworks display on July 9, 2017 (with a rain date of August 6, 2017) within the Township of Marlboro pursuant to N.J.S.A. 21:3-1, *et. seq.*, and more particularly N.J.S.A. 21:3-3, subject to:

1. Receipt of approval by the Chief of the Police and Fire Department in accordance with the above; and

2. The posting of adequate surety which may be cash, government bonds, personal bond, or other form of insurance in a sum of not less than Two Thousand Five Hundred Dollars (\$2,500.00), N.J.S.A. 21:3-5; and

3. The furnishing of the necessary Certificates of Insurance to the Township in a form acceptable to the Risk Manager and Township Attorney.

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized and directed to send copies of this resolution to the following:

- a. Garden State Fireworks, Inc.
- b. The Chief of the Police and Fire Department
- c. The Fire Prevention Bureau
- d. Township Business Administrator

RESOLUTION # 2017-190

RESOLUTION AUTHORIZING FILING OF PERMIT APPLICATION  
WITH NEW JERSEY TRANSIT CORPORATION FOR RAILROAD  
PROPERTY CONSTRUCTION AND/OR OCCUPANCY PERMIT

WHEREAS, the Township entered into a Developers Agreement CAMELOT WEST AT MARLBORO, LLC. (Block 150, Lots 2, 3 and 4) dated May 13, 2017; and

WHEREAS, as a condition of the Developers Agreement, the Township agreed to apply for a RAILROAD PROPERTY CONSTRUCTION AND/OR OCCUPANCY PERMIT from the NEW JERSEY TRANSIT CORPORATION

(EXHIBIT A) on behalf of CAMELOT WEST AT MARLBORO, LLC. ("Developer") to allow for the construction of one (1) 24-inch RCP discharge pipe, one (1) concrete headwall, and one (1) scour hole ("storm water improvements"); and

WHEREAS, the Developer has agreed:

- (1) To be solely responsible for any and all costs associated, not only with, the construction and maintenance of the storm water improvements, but also any and all costs associated with the application for the permit, the permit and the approval of same; and
- (2) To indemnify and hold the Township, its officials, officers, agents, servants, representatives, employees and Township's designated consulting engineer and its employees, harmless from and against any claims, liabilities, damages, costs or expenses of every kind and nature arising from Developer's performance of Developer's obligations pursuant to the New Jersey Transit permit.

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 Municipal Clerk to execute the required RAILROAD PROPERTY CONSTRUCTION AND/OR OCCUPANCY PERMIT from the NEW JERSEY TRANSIT CORPORATION on behalf of CAMELOT WEST AT MARLBORO, LLC and any and all other documents necessary or required by New Jersey Transit to effectuate the terms of the permit.

RESOLUTION # 2017-191

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO HUNTER JERSEY PETERBILT FOR THE PROVISION OF ONE (1) NEW AND UNUSED 2017 OR NEWER TRUCK CHASSIS WITH ROLL-OFF FRAME, SNOWPLOW HITCH AND RELATED EQUIPMENT FOR THE MARLBORO TOWNSHIP DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro as part of its 2017 capital program (120-7) authorized the purchase of a TRUCK CHASSIS WITH ROLL-OFF FRAME for the Department of Public Works Road Division; and

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for ONE (1) NEW AND UNUSED 2017 OR NEWER TRUCK CHASSIS WITH ROLL-OFF FRAME, SNOWPLOW HITCH AND RELATED EQUIPMENT, and on May 24, 2017, received one (1) bid, as follows:

		Hunter Jersey Peterbilt 524 Monmouth Road Clarksburg, NJ 08510
BASE BID		
Item A	One (1) 80,000 GVWR Roll-Off Truck	227,900.00
Item B	One (1) Snowplow Hitch	7,000.00
	Base Bid Total	234,900.00
Opt. 1 (- )	Trade in of one (1) 2008 Volvo Tandem Axel Roll-Off Truck	35,000.00
Opt. 2 (+)	One (1) New 11ft. Power Angle Plow	8,323.00

; and

WHEREAS, in a memo dated May 26, 2017, the Director of Public Works has reported that HUNTER JERSEY PETERBILT, the sole bidder, is responsive and has recommended that the contract for ONE (1) NEW AND UNUSED 2017 OR NEWER TRUCK CHASSIS WITH ROLL-OFF FRAME, SNOWPLOW HITCH AND RELATED EQUIPMENT be awarded to HUNTER JERSEY PETERBILT, 524 Monmouth Road, Clarksburg, NJ 08510; and

WHEREAS, the bid was comprised of a base bid, Option 1 and Option 2; and

WHEREAS, the Director of Public Works has recommended that the contract be awarded to HUNTER JERSEY PETERBILT for the base bid minus Option 1 (Trade-In) plus Option 2 (power angle plow) for an amount not to exceed \$208,223.00; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Director of Public Works as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to HUNTER JERSEY PETERBILT, whose address is 524 Monmouth Road, Clarksburg, NJ 08510 in an amount not to exceed \$208,223.00 for the purchase of ONE (1) NEW AND UNUSED 2017 OR NEWER TRUCK CHASSIS WITH ROLL-OFF FRAME, SNOWPLOW HITCH AND RELATED EQUIPMENT; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, a contract with



HUNTER JERSEY PETERBILT, whose address is 524 Monmouth Road, Clarksburg, NJ 08510 in an amount not to exceed \$208,223.00 for the purchase of ONE (1) NEW AND UNUSED 2017 OR NEWER TRUCK CHASSIS WITH ROLL-OFF FRAME, SNOWPLOW HITCH AND RELATED EQUIPMENT; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that sufficient funds in the amount of \$208,223.00 are available for the aforesaid contract in Capital Account 04-215-17-02H-120297; and

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

- a. Hunter Jersey Peterbilt
- b. Township Administrator
- c. Director of Public Works
- d. Township Chief Financial Officer

RESOLUTION # 2017-192

A RESOLUTION AUTHORIZING THE REJECTION OF BIDS FOR LEASE OF FARMING RIGHTS TO THE PARCELS OF LAND OWNED BY THE TOWNSHIP OF MARLBORO KNOWN AS THE "DIMEO PROPERTY" (BLOCK 159/LOT 1) LOCATED ON CONOVER ROAD AND THE "MCCARRON PROPERTY" (BLOCK 155/LOT 13.03) LOCATED ON PLEASANT VALLEY ROAD

WHEREAS, on May 24, 2017, bids were opened for the LEASE OF FARMING RIGHTS TO THE PARCELS OF LAND OWNED BY THE TOWNSHIP OF MARLBORO KNOWN AS THE "DIMEO PROPERTY" (BLOCK 159/LOT 1) LOCATED ON CONOVER ROAD AND THE "MCCARRON PROPERTY" (BLOCK 155/LOT 13.03) LOCATED ON PLEASANT VALLEY ROAD; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23.2(c), failure to submit a statement of corporate ownership at the time specified by the contracting unit for the receipt of bids shall be deemed a fatal defect that shall render the bid proposal unresponsive; and

WHEREAS, the sole proposal received from Matthew Zeleznik contained various incomplete forms including an incomplete statement of corporate ownership making it unresponsive.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that all bids heretofore received for LEASE OF FARMING RIGHTS TO THE PARCELS

OF LAND OWNED BY THE TOWNSHIP OF MARLBORO KNOWN AS THE "DIMEO PROPERTY" (BLOCK 159/LOT 1) LOCATED ON CONOVER ROAD AND THE "MCCARRON PROPERTY" (BLOCK 155/LOT 13.03) LOCATED ON PLEASANT VALLEY ROAD are hereby rejected pursuant to N.J.S.A. 40A:11-23.2(c).

BE IT FURTHER RESOLVED, that the Business Administrator is hereby authorized and directed to return the bid bond(s) or other security(ies) to the appropriate bidder(s).

RESOLUTION # 2017-193

A RESOLUTION AWARDING CONTRACTS TO L.J. PESCE, LLC, TRI COUNTY TURF, LLC AND PREMIUM GROWERS, INC. FOR THE PROVISION OF SNOW REMOVAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for the PROVISION OF SNOW REMOVAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS ("services"), and on May 31, 2017, received three (3) bids therefore; and

WHEREAS, the three (3) bids received are summarized as follows:

BASE BID	No Set up Fee/Hourly Rate Only				TOTAL RATE (per vehicle hour)	
	Bidder	Vehicle Desc.	# of Vehicles	Set up Fee (per vehicle)		TOTAL SET UP FEE
L.J. Pesce, LLC	Class 1		3.00	0.00	0.00	285.00
	Class 2		1.00	0.00	0.00	285.00
	Class 3		2.00	0.00	0.00	255.00
Tri County Turf, LLC	Class 1		9.00	0.00	0.00	353.00
	Class 2		No Bid	No Bid	No Bid	No Bid
	Class 3		1.00	0.00	0.00	250.00
Premium Growers Inc.	Class 1		8.00	0.00	0.00	280.00
	Class 2		No Bid	No Bid	No Bid	No Bid
	Class 3		6.00	0.00	0.00	219.00

ALT. BID #2                      With Set up and Hourly Rate

Bidder	Vehicle Desc.	# of Vehicles	Set up Fee (per vehicle)	TOTAL SET UP FEE	TOTAL RATE (per vehicle hour)
L.J. Pesce, LLC	Class 1	3.00	2,500.00	7,500.00	240.00
	Class 2	1.00	2,500.00	2,500.00	240.00
	Class 3	2.00	500.00	1,000.00	210.00
Tri County Turf, LLC	Class 1	9.00	3,000.00	27,000.00	278.00
	Class 2	No Bid	No Bid	No Bid	No Bid
	Class 3	1.00	0.00	0.00	250.00
Premium Growers Inc.	Class 1	8.00	3,000.00	24,000.00	250.00
	Class 2	No Bid	No Bid	No Bid	No Bid
	Class 3	6.00	500.00	3,000.00	189.00

WHEREAS, the Township Administration and the Department of Public Works have reviewed the said bids received and have recommended that L.J. Pesce, LLC be awarded the contract for the following items as the lowest responsible bidder for same:

Vehicle Type	Hours	Rate	# of Vehicles	Set up	Total
Class I	80	240.00	3	7,500.00	65,100.000
Class II	80	240.00	1	2,500.00	21,700.000
					86,800.000

WHEREAS, the Township Administration and the Department of Public Works have reviewed the said bids received and have recommended that Tri County Turf, LLC be awarded the contract for the following items as the lowest responsible bidder for same:

Vehicle Type	Hours	Rate	# of Vehicles	Set up	Total
Class I	80	278.00	9	27,000.00	227,160.00
					227,160.00

WHEREAS, the Township Administration and the Department of Public Works have reviewed the said bids received and have recommended that Premium Growers, Inc. be awarded the contract for the following items as the lowest responsible bidder for same:

Vehicle Type	Hours	Rate	# of Vehicles	Set up	Total
Class I	80	250.00	8	24,000.00	184,000.00
					184,000.00

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$124,490.00, representing 25% of the

total estimated contract amount of \$497,690.00 are available in Account No. 01-201-26-119-288105 for the services estimated for 2017, with the balance to be provided for in the 2018 budget; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that contracts be awarded for 2017-2018 contract snow plowing services for a term of one (1) year plus two (2) single option years at the Township's sole discretion:

Vendor Name	Address	City	St	Zip	Total
L.J. Pesce, LLC	100 Igoe Road	Morganville	NJ	07751	86,800.00
Tri County Turf, LLC	81 John White Rd	Cranbury	NJ	08512	227,160.00
Premium Growers, Inc.	178 Highway 34	Holmdel	NJ	07733	184,000.00
				Total	497,960.00
				2017	124,490.00
				2018	373,470.00

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with L.J. Pesce LLC, Tri County Turf, LLC and Premium Growers, Inc. in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

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

- a. L.J. Pesce, LLC
- b. Tri County Turf, LLC
- c. Premium Growers, Inc.
- d. Township Business Administrator
- e. Township Chief Financial Officer
- f. Township Director of Public Works

RESOLUTION # 2017-194

A RESOLUTION AUTHORIZING A CONTRACT WITH MATT ZELEZNIK FOR THE LEASE OF FARMING RIGHTS ON THE PARCEL OF LAND OWNED BY THE TOWNSHIP OF MARLBORO KNOWN AS THE "MCCARRON PROPERTY", LOCATED ON PLEASANT VALLEY ROAD AND DESIGNATED AS BLOCK 155, LOT 13.03 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY

WHEREAS, by Resolution #2016-176 the Township Council of

the Township of Marlboro awarded a contract to Matt Zeleznik, 8 Hudson Street, Marlboro, NJ 07746 for the LEASE OF FARMING RIGHTS ON THE PARCEL OF LAND OWNED BY THE TOWNSHIP OF MARLBORO KNOWN AS THE "MCCARRON PROPERTY", LOCATED ON PLEASANT VALLEY ROAD AND DESIGNATED AS BLOCK 155, LOT 13.03 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY; and

WHEREAS, the Township of Marlboro has received bids for the lease of farming rights for an additional one (1) year period on a parcel of land owned by the Township known as the "McCarron Property"; and

WHEREAS, the single bid received from Matt Zeleznik was found to be materially defective, and following authorization of the rejection of bids by the Township Council, the lease of farming rights on "McCarron Property" will be rebid; and

WHEREAS, at this point in the growing season, farming activities must be initiated in advance of the re-advertisement soliciting bids and subsequent award in order to remain viable; and

WHEREAS, pursuant to N.J.S.A. 40A:12-13(b)2, the contract may be awarded to the person submitting a bid, where all bids have been rejected, provided that the terms and price agreed to shall in no event be less than the highest bid rejected, and provided further that the terms and conditions of sale shall remain identical; and

WHEREAS, upon the Township Council's authorization of the rejection of bids taken on May 24, 2017, the Township will rebid the lease of farming rights on "McCarron Property"; and

WHEREAS, the Director of Public Works has recommended that the Township authorize a contract with Matt Zeleznik, 8 Hudson Street, Marlboro, NJ 07746 until such time as a new contract can be awarded following the acceptance of public bids; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract for lease of farming rights on "McCarron Property" be awarded to Matt Zeleznik, 8 Hudson Street, Marlboro, NJ 07746 until such time as a new contract can be awarded following the acceptance of public bids, conditioned upon the bidder's execution all

documents provided in the bid specifications and provision of evidence of insurance acceptable to the Township;

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

- a. Matt Zeleznik
- b. Township Business Administrator
- c. Township Chief Financial Officer
- d. Township Director of Public Works

RESOLUTION # 2017-195

A RESOLUTION AUTHORIZING A CONTRACT WITH MATT ZELEZNIK FOR THE LEASE OF FARMING RIGHTS ON THE PARCEL OF LAND OWNED BY THE TOWNSHIP OF MARLBORO KNOWN AS THE "DIMEO PROPERTY", LOCATED ON CONOVER ROAD AND DESIGNATED AS BLOCK 159, LOT 1 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY

WHEREAS, by Resolution #2016-175 the Township Council of the Township of Marlboro awarded a contract to Matt Zeleznik, 8 Hudson Street, Marlboro, NJ 07746 for the LEASE OF FARMING RIGHTS ON THE PARCEL OF LAND OWNED BY THE TOWNSHIP OF MARLBORO KNOWN AS THE "DIMEO PROPERTY", LOCATED ON CONOVER ROAD AND DESIGNATED AS BLOCK 159, LOT 1 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY; and

WHEREAS, the Township of Marlboro has received bids for the lease of farming rights for an additional one (1) year period on a parcel of land owned by the Township known as the "DiMeo Property"; and

WHEREAS, the single bid received from Matt Zeleznik was found to be materially defective, and following authorization of the rejection of bids by the Township Council, the lease of farming rights on "Dimeo Property" will be rebid; and

WHEREAS, at this point in the growing season, farming activities must be initiated in advance of the re-advertisement soliciting bids and subsequent award in order to remain viable; and

WHEREAS, pursuant to N.J.S.A. 40A:12-13(b)2, the contract may be awarded to the person submitting a bid, where all bids have been rejected, provided that the terms and price agreed to shall in no event be less than the highest bid rejected, and

provided further that the terms and conditions of sale shall remain identical; and

WHEREAS, upon the Township Council's authorization of the rejection of bids taken on May 24, 2017, the Township will rebid the lease of farming rights on "DiMeo property"; and

WHEREAS, the Director of Public Works has recommended that the Township authorize a contract with Matt Zeleznik, 8 Hudson Street, Marlboro, NJ 07746 until such time as a new contract can be awarded following the acceptance of public bids; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract for lease of farming rights on "DiMeo Property" be awarded to Matt Zeleznik, 8 Hudson Street, Marlboro, NJ 07746, until such time as a new contract can be awarded following the acceptance of public bids, conditioned upon the bidder's execution all documents provided in the bid specifications and provision of evidence of insurance acceptable to the Township;

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

- a. Matt Zeleznik
- b. Township Business Administrator
- c. Township Chief Financial Officer
- d. Township Director of Public Works

RESOLUTION # 2017-196

A RESOLUTION AUTHORIZING THE REJECTION OF BIDS  
FOR THE PROVISION OF DUMP TRUCK WITH SNOW REMOVAL  
EQUIPMENT RENTAL FOR THE TOWNSHIP OF MARLBORO  
DEPARTMENT OF PUBLIC WORKS (DPW)

WHEREAS, on May 24, 2017, bids were opened for the provision of Dump Truck Rental with Snow Removal Equipment Rental for the Department of Public Works; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23.2(b), failure to submit a certificate from a surety company at the time specified by the contracting unit for the receipt of bids shall be deemed

a fatal defect that shall render the bid proposal unresponsive;  
and

WHEREAS, the sole proposal received from Herc Rentals, Inc., did not contain the requested certificate from a surety company making it unresponsive.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that all bids heretofore received for the provision of Dump Truck Rental with Snow Removal Equipment Rental for the Department of Public Works are hereby rejected pursuant to N.J.S.A. 40A:11-23.2(b).

BE IT FURTHER RESOLVED, that the Business Administrator is hereby authorized and directed to return the bid bond(s) or other security (ies) to the appropriate bidder(s).

RESOLUTION # 2017-197

A RESOLUTION AWARDING CONTRACT TO BAY HEAD INVESTMENTS, INC.  
FOR THE PROVISION OF ONE (1) NEW AND UNUSED MODEL  
YEAR 2017 OR NEWER CHASSIS AND AMBULANCE CONVERSION  
AND RELATED EQUIPMENT FOR THE TOWNSHIP OF MARLBORO

WHEREAS, the Township of Marlboro as part of its 2017 capital program (105-1) authorized the acquisition of a replacement ambulance for the Department of Public Safety; and

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for the PROVISION OF ONE (1) NEW AND UNUSED MODEL YEAR 2017 OR NEWER CHASSIS AND AMBULANCE CONVERSION AND RELATED EQUIPMENT, and on May 31, 2017, received one (1) bid therefor; and

WHEREAS, the sole bid received was as follows:

COMPANY	
BAY HEAD INVESTMENTS, INC. 43 Jefferson Avenue Berlin, NJ 08009	
Base Bid	PRICE
One (1) Ford F-450 4WD Chassis with Current Horton Ambulance Conversion or Equivalent	\$236,115.00
Trade in of 2002 E-350 Ambulance with aprox. 125k miles "As-Is"	\$4,500.00
Total Bid - Trade In	\$231,615.00



WHEREAS, it has been determined that the submission of the lowest bidder, BAY HEAD INVESTMENTS, INC. is responsive as detailed in a June 1, 2017 memo submitted by the Department of Public Works; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Department of Public Works as set forth herein;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to BAY HEAD INVESTMENTS, INC. whose address is 43 Jefferson Avenue, Berlin, NJ 08009 for the PROVISION OF ONE (1) NEW AND UNUSED MODEL YEAR 2017 OR NEWER CHASSIS AND AMBULANCE CONVERSION AND RELATED EQUIPMENT, for a contract amount not to exceed \$231,615.00; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with BAY HEAD INVESTMENTS, INC., in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED funds in the amount of \$231,615.00 have been certified in Capital Account #04-215-17-02F-105297 by the Chief Financial Officer; and

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

- a. Bay Head Investments, Inc.
- b. Township Business Administrator
- c. Township Director of Public Works
- d. Chief Financial Officer

RESOLUTION # 2017-198

AUTHORIZING THE TRANSFER AND ACCEPTANCE OF SURPLUS MILITARY EQUIPMENT FROM THE UNITED STATES DEPARTMENT OF DEFENSE (DoD)  
1033 PROGRAM FOR THE MARLBORO DIVISION OF POLICE

WHEREAS, the 1033 Program (formerly the 1208 Program) permits the Secretary of Defense to transfer, without charge, excess U.S. Department of Defense (DoD) personal property

(supplies and equipment) to state and local law enforcement agencies (LEAs); and

WHEREAS, the Township Council authorized the Township through the Division of Police (R.2014-217) to make application to the Department of Defense 1033 Program for military surplus equipment from the United States DoD; and

WHEREAS, the Division of Police made application and has received the transferred surplus equipment identified in Schedule A attached.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that the Township through the Division of Police is hereby authorized to accept the military surplus equipment identified in Schedule A from the Department of Defense 1033 Program.

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

- a. Human Resources
- b. Business Administrator
- c. Chief Financial Officer

RESOLUTION # 2017-199

A RESOLUTION AUTHORIZING ACCEPTANCE OF DONATION OF DRAWSTRING BAGS AND ITEMS FROM INSTADOC URGENT CARE OF MARLBORO AND TARA GASTOVICH D,M.D. OF ENGLISHTOWN FOR CAMPS

WHEREAS, InstaDoc Urgent Care is a new medical care facility in Marlboro; and

WHEREAS, Tara Gastovich, D.M.D. is an Orthodontist in Englishtown; and

WHEREAS, the Marlboro Recreation Department runs summer camps and swim camps; and

WHEREAS, InstaDoc Urgent Care has offered to donate 1,500 logoed drawstring bags for Marlboro Recreation's summer camps and swim camps; and

WHEREAS, Tara Gastovich, D.M.D. has offered to donate 1,500 sunglasses for Marlboro Recreation's summer camps and

swim camps; and

WHEREAS, the main logo on the bags will be Marlboro Township Recreation and Swim with a smaller logo on the bottom for InstaDoc Urgent Care; and

WHEREAS, the bags will contain a card with information about the InstaDoc Urgent Care facility, a water bottle, and a travel sized first aid kit; and

WHEREAS, the bags will contain sunglasses from Tara Gastovich, D.M.D.; and

WHEREAS, the bags and items donated by InstaDoc Urgent Care and Tara Gastovich, D.M.D. will be distributed to the campers and staff of the Summer Day Camp, Travel Camp, Theater Camp, and Swim Club Camps; and

WHEREAS, the Recreation Department recommends that the Township accept the donation; and

WHEREAS, there has been no promise of future employment, services, goods or other thing of value exchanged in return for said donations.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the donation as described above is hereby accepted.

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

- a. Township Administrator
- b. Township Recreation Director
- c. Township Chief Financial Officer

RESOLUTION # 2017-200

RESOLUTION CONFIRMING AGREEMENTS WITH CONSTELLATION  
NEW ENERGY, INC. FOR THE SUPPLY OF ELECTRICITY

WHEREAS, on April 20, 2017 (R. 2017-144) the Township Council authorized the participation of Marlboro Township in the New Jersey *E-Procurement Pilot Program* pursuant to the provision of the *Local Unit Electronic Technology Pilot Program and Study Act* (P.L. 2001, C. 30), authorized the hiring and engagement of an on-line purchasing agent to conduct internet-based reverse

auctions (EnerNOC, Inc. formerly World Energy Solutions, Inc.), and the execution of agreements for the purchase of electric power supplies; and

WHEREAS, as part of the pre-bid qualification process, the Township received submissions from seven (7) suppliers as follows:

Constellation  
 Talen Energy  
 Aggressive Energy  
 South Jersey Energy  
 Great Eastern Energy  
 East Coast P&G  
 Direct Energy

WHEREAS, on May 31, 2017, an internet-based reverse auction was held for the Township and Marlboro Board of Education electricity supply accounts for each of 12, 24 and 36 month terms; and

WHEREAS, the following final fixed price bids were received (\$/kwh):

<b>Term</b>	<b>Bidder</b>	<b>Total Bid</b>
12	GEE	\$0.06687
12	Constellation New Energy, Inc.	\$0.06869
12	Aggressive Energy	\$0.06970
12	GEE	\$0.06999
12	Constellation New Energy, Inc.	\$0.07000
12	South Jersey	\$0.07108
12	Talen Energy Marketing, LLC (FKA PPL EnergyPlus, LLC)	\$0.07187
12	Aggressive Energy	\$0.07375
12	GEE	\$0.07400
12	Constellation New Energy, Inc.	\$0.07401
12	Aggressive Energy	\$0.07450
12	ECP&G	\$0.07450
12	GEE	\$0.07500
12	Constellation New Energy, Inc.	\$0.07501
12	Direct Energy Business Marketing, LLC	\$0.07581
12	Aggressive Energy	\$0.07600
12	Direct Energy Business Marketing, LLC	\$0.07851
12	GEE	\$0.10000
12	Talen Energy Marketing, LLC (FKA PPL EnergyPlus, LLC)	\$0.19000

12	South Jersey	\$0.19000
12	ECP&G	\$0.19000
12	Direct Energy Business Marketing, LLC	\$0.19999
12	Constellation New Energy, Inc.	\$0.20000
24	Constellation New Energy, Inc.	\$0.06726
24	GEE	\$0.06769
24	Aggressive Energy	\$0.06885
24	Aggressive Energy	\$0.06963
24	GEE	\$0.06999
24	South Jersey	\$0.07126
24	Talen Energy Marketing, LLC (FKA PPL EnergyPlus, LLC)	\$0.07223
24	ECP&G	\$0.07540
24	ECP&G	\$0.07680
24	Aggressive Energy	\$0.07700
24	Direct Energy Business Marketing, LLC	\$0.07749
24	GEE	\$0.10000
24	South Jersey	\$0.19000
24	Talen Energy Marketing, LLC (FKA PPL EnergyPlus, LLC)	\$0.19000
24	ECP&G	\$0.19000
24	Direct Energy Business Marketing, LLC	\$0.19999
24	Constellation New Energy, Inc.	\$0.20000
36	Constellation New Energy, Inc.	\$0.06451
36	GEE	\$0.06464
36	Aggressive Energy	\$0.06850
36	South Jersey	\$0.06852
36	Aggressive Energy	\$0.06995
36	GEE	\$0.06999
36	ECP&G	\$0.07220
36	Direct Energy Business Marketing, LLC	\$0.07323
36	GEE	\$0.10000
36	South Jersey	\$0.19000
36	Talen Energy Marketing, LLC (FKA PPL EnergyPlus, LLC)	\$0.19000
36	ECP&G	\$0.19000
36	Direct Energy Business Marketing, LLC	\$0.19999
36	Constellation New Energy, Inc.	\$0.20000

; and

WHEREAS, Great Eastern Energy was the low bidder for a 12 month term; and

WHEREAS, Constellation New Energy, Inc. was the low bidder for each of the 24 and 36 month terms; and

WHEREAS, based upon the rates bid, market conditions and in consultation with the analysts at EnerNOC, it was determined that locking in rates for a 36 month term was the most favorable course of action; and

WHEREAS, pursuant to NJSA 40A:11-15(20), contracts may be awarded for a period in excess of 24 consecutive months of time for the supply of goods or services for the purpose of lighting public streets for a term not to exceed five (5) years; and

WHEREAS, in order to secure the low bid pricing which expired at the close of business on the date of auction, May 31, 2017, the Business Administrator executed an agreement with Constellation New Energy, Inc. for the supply of electricity with a 36 month term; and

WHEREAS, the Township Council supports the cooperative purchasing effort with the Board of Education to achieve the lowest possible electricity supply costs, and wishes to confirm the low bid pricing for the supply of electricity for a 36 month term.

NOW THEREFORE BE IT RESOLVED that the Municipal Council hereby confirms agreements for the purchase of electricity from Constellation New Energy, Inc., 1221 Lamar St, Suite 750, Houston, TX 77010 at a price of \$.06451/kwh for all electricity supply accounts, for a term of 36 months.

RESOLUTION # 2017-201

A RESOLUTION APPROVING CLOSE OUT CHANGE ORDER TO THE EXISTING CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND JADS CONSTRUCTION. AND AUTHORIZING FINAL PAYMENT AND ACCEPTANCE OF PROVISIONS OF 2016 MARLBORO DRAINAGE AND ROAD PROGRAM FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, by Resolution #2016-241 the Township of Marlboro authorized the award of a contract to JADS Construction for the Provision of 2016 Marlboro Drainage and Road Program for the Township Of Marlboro Department of Public Works project(the "Project"); and

WHEREAS, Closeout Change Order has been requested resulting in a decrease in the original contract amount of \$1,273,500.00

to \$1,228,238.72, a net decrease of \$45,261.28; and

WHEREAS, in a letter dated June 1, 2017 the Township Engineer has confirmed that the project has been completed in accordance with the approved plans and specifications and has recommended approval of the Closeout, acceptance of the Project improvements, and issuance of final payment in the amount of \$32,595.97; and

WHEREAS, pursuant to the terms of the contract, JADS Construction has provided a two-year maintenance bond in an amount equal to 15% of the final contract amount or \$184,235.81; and

WHEREAS, the Township Council of the Township of Marlboro is amenable to approving Closeout, accepting the Project improvements and issuing a final payment to JADS Construction in the amount of \$32,595.97 in order that the Project be completed, such Project being in the interests of the public health, safety and welfare.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that Closeout Change Order to the existing contract with Jads Construction be and is hereby approved, decreasing the original contract total of \$1,273,500.00 to \$1,228,238.72, a net decrease of \$45,261.28.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro, that the Project improvements be and are hereby accepted, and that final payment in the amount of \$32,595.97 for work completed by JADS Construction is hereby approved.

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

- a. Jads Construction
- b. Township Administrator
- c. Township Engineer
- d. Township Chief Financial Officer

RESOLUTION # 2017-202

A RESOLUTION APPROVING CLOSE OUT CHANGE ORDER TO THE EXISTING CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND FIORE PAVING COMPANY, INC. AND AUTHORIZING FINAL PAYMENT AND ACCEPTANCE OF PROVISIONS OF CDBG ROADWAY IMPROVEMENTS AT GREENBRIAR ROAD FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, by Resolution #2016-280 the Township of Marlboro authorized the award of a contract to Fiore Paving Company for the Provision of CDBG Roadway Improvements at Greenbriar Road for the Township Of Marlboro Department of Public Works project(the "Project"); and

WHEREAS, Closeout Change Order has been requested resulting in a decrease in the original contract amount of \$193,502.25 to \$171,307.35, a net decrease of \$22,194.90; and

WHEREAS, in a letter dated June 1, 2017 the Township Engineer has confirmed the project has been completed in accordance with the approved plans and specifications and has recommended approval of the Closeout, acceptance of the Project improvements, and issuance of final payment in the amount of \$3,421.25; and

WHEREAS, pursuant to the terms of the contract, Fiore Paving Company, Inc. has provided a two-year maintenance bond in an amount equal to 15% of the final contract amount or \$25,696.10; and

WHEREAS, the Township Council of the Township of Marlboro is amenable to approving Closeout, accepting the Project improvements and issuing a final payment to Fiore Paving Company, Inc. in the amount of \$3,421.25 in order that the Project be completed, such Project being in the interests of the public health, safety and welfare.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that Closeout Change Order to the existing contract with Fiore Paving Company be and is hereby approved, decreasing the original contract total of \$193,502.25 to \$171,307.35, a net decrease of \$22,194.90.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro, that the Project improvements be and are hereby accepted, and that final payment in the amount of \$3,421.25 for work completed by Fiore Paving Company, Inc. is hereby approved.

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

- a. Fiore Paving Company, Inc.



- b. Township Administrator
- c. Township Engineer
- d. Township Chief Financial Officer

RESOLUTION # 2017-203

A RESOLUTION APPROVING CLOSE OUT CHANGE ORDER TO THE EXISTING CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND P.M. CONSTRUCTION CORP. AND AUTHORIZING FINAL PAYMENT AND ACCEPTANCE OF PROVISIONS OF TAYLOR ROAD HEADWALL REPLACEMENT FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, by Resolution #2016-242 the Township of Marlboro authorized the award of a contract to P.M. Construction Corp. for the Provision of Taylor Road Headwall Replacement for the Township Of Marlboro Department of Public Works project(the "Project"); and

WHEREAS, Closeout Change Order has been requested resulting in an increase in the original contract amount of \$314,030.00 to \$340,704.34, a net increase of \$26,674.34, and

WHEREAS, in a letter dated June 1, 2017 the Township Engineer has confirmed that the project has been completed in accordance with the approved plans and specifications and has recommended approval of the Closeout, acceptance of the Project improvements, and issuance of final payment in the amount of \$42,261.18; and

WHEREAS, pursuant to the terms of the contract, P.M. Construction Corp. has provided a two-year maintenance bond in an amount equal to 15% of the final contract amount or \$51,105.65; and

WHEREAS, the Township Council of the Township of Marlboro is amenable to approving Closeout, accepting the Project improvements and issuing a final payment to P.M. Construction Corp. in the amount of \$42,261.18 in order that the Project be completed, such Project being in the interests of the public health, safety and welfare.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that Closeout Change Order to the existing contract with P.M. Construction be and is hereby approved, increasing the original contract total of \$314,030.00 to \$340,704.34, a net increase of \$26,674.34.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro, that the Project improvements be and are hereby accepted, and that final payment in the amount of \$42,261.18 for work completed by P.M. Construction Corp. is hereby approved.

BE IT FURTHER RESOLVED, the Chief Financial Officer has certified funds for the change order in the amount of \$26,674.34 from Capital Account #04-215-14-13A-060288.

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

- a. P.M. Construction Corp.
- b. Township Administrator
- c. Township Engineer
- d. Township Chief Financial Officer

RESOLUTION # 2017-204

A RESOLUTION AUTHORIZING YEAR 3 OF SHARED SERVICES AGREEMENT  
WITH THE MARLBORO BOARD OF EDUCATION TO PROVIDE JANITORIAL  
SERVICES FOR THE MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on June 18, 2015 (R.2015-224) the Township Council of the Township of Marlboro authorized a shared services agreement with the Marlboro Board of Education for the provision of JANITORIAL SERVICES FOR THE MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, the shared services agreement included the option to renew said contract for two additional one-year periods on the same terms and conditions as specified in the agreement; and

WHEREAS, on June 22, 2016 (R.2016-209) the Township Council of the Township of Marlboro authorized the first one-year extension of the agreement with Marlboro Board of Education to provide janitorial services for the Marlboro Department of Public Works; and

WHEREAS, the Director of the Department of Public Works has recommended that the Township approve a second and final one (1) year renewal of the agreement; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that year 3 of the shared services agreement be authorized with Marlboro Board of Education for a period of one year beginning on July 1, 2017 through June 30, 2018, in a total amount not to exceed \$89,568.00; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with Marlboro Board of Education in accordance with this resolution, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED funds in the amount of \$44,784.00 have been certified by the Chief Financial Officer from account #01-201-26-122-288126; and

BE IT FURTHER RESOLVED funds for the 2018 portion of the contract will be certified by the Chief Financial Officer upon adoption of the 2018 Municipal Budget; and

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

- a. Marlboro Board of Education
- b. Township Business Administrator
- c. Department of Public Works
- d. Township Chief Financial Officer

RESOLUTION # 2017-205

A RESOLUTION AUTHORIZING YEAR 3 OF CONTRACT  
TO DASH MECHANICAL LLC FOR HVAC MAINTENANCE FOR THE  
TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Municipal Township of the Township of Marlboro awarded a contract to DASH Mechanical LLC for HVAC MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS on June 18, 2015 (R.2015-230); and

WHEREAS, the bid specifications included the option to renew said contract for an additional one (1) two-year period or two (2) one-year periods based on the same terms and conditions as specified in the bid proposal; and

WHEREAS, on June 22, 2016 (R.2016-210) the Township Council of the Township of Marlboro awarded the first one-year extension of the contract to DASH MECHANICAL LLC FOR HVAC MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, the Department of Public Works has recommended that the Township approve a second and final one (1) year renewal of the contract through June 30, 2018; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to DASH Mechanical LLC whose address is 613 Preston Street, Brick, NJ 08723 for a period of one year, in an amount not to exceed \$41,560.00 for labor plus parts at the rate of twenty percent (20%) above contractor's price; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, a contract with DASH Mechanical LLC in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED that funds for the 2017 portion of the labor contract in the amount of \$20,780.00 have been certified by the Chief Financial Officer from account numbers 01-201-26-122-276126; and

BE IT FURTHER RESOLVED that funds for the 2018 portion of the labor contract in the amount of \$20,780.00 will be certified by the Chief Financial Officer at the time of the adoption of the 2018 municipal budget; and

WHEREAS, funds for the parts will be certified by the Chief Financial Officer at the time of order; and

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

- a. Dash Mechanical, LLC
- b. Township Business Administrator
- c. Department of Public Works

RESOLUTION # 2017-206

RESOLUTION AUTHORIZING RENEWAL OF MEMBERSHIP IN THE WESTERN  
MONMOUTH PURCHASING GROUP COOPERATIVE PRICING SYSTEM

WHEREAS, the Township of Freehold currently is lead agency for the Western Monmouth Purchasing Group Cooperative Pricing System CPS-10WMPC; and

WHEREAS, the Western Monmouth Purchasing Group currently has Freehold Township, Freehold Borough, Manalapan Township and Marlboro Township as members; and

WHEREAS, the New Jersey Division of Local Government Services has approved the renewal of the Cooperative Pricing System through June 30, 2022.

BE IT RESOLVED that the Governing Body of the Township of Marlboro hereby renews its membership in the Western Monmouth Purchasing Group, effective July 1, 2017 and that such membership shall be for the five year duration of the Agreement (June 2022) unless the Governing Body of the Contracting Unit elects to withdraw.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Freehold Township Administrator and Purchasing Agent.

At 7:45 PM, Council Vice President Marder moved that the meeting be adjourned. This was seconded by Councilwoman Mazzola, and passed on a roll call vote of 5 - 0 in favor.

MINUTES APPROVED: JULY 13, 2017

OFFERED BY: METZGER AYES: 3

SECONDED BY: MAZZOLA NAYS: 0

ABSENT: CANTOR, SCALEA

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ALIDA MANCO,  
MUNICIPAL CLERK

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RANDI MARDER,  
COUNCIL VICE PRESIDENT