

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

October 19, 2017

The Marlboro Township Council held its regularly scheduled Meeting on October 19, 2017 at 7:00 P.M. at the Rosemont Estates Clubhouse, 246 Everton Boulevard, Marlboro, New Jersey.

Council President Cantor opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of the location change of this regularly scheduled meeting of the Township Council of the Township of Marlboro was faxed to the Asbury Park Press, the Star Ledger and News Transcript on July 17, 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 and Council President Cantor (Absent: Scalea).

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

Councilwoman Mazzola moved that the minutes of October 5, 2017 be approved. This was seconded by Council Vice President Marder, and passed on a roll call vote of 3 - 0 with Metzger abstaining (Absent: Scalea).

The following Resolution #2017-306/Ordinance #2017-10 (Appropriating \$23,750. from Capital Surplus for 25% Cost Share for NJDOT Improvements to Intersection Route 520 and Route 3 (Tennent Road) at Route 18) was introduced by reference, offered by Councilman Metzger and seconded by Councilwoman Mazzola. Council President Cantor opened the Public Hearing on Ordinance #2017-10. A resident asked about the location, which was addressed by the Mayor. As there was no one else who wished to speak, the public hearing was closed and the resolution

/ordinance was passed on a roll call vote of 4 - 0 in favor (Absent: Scalea).

RESOLUTION # 2017-306

BE IT RESOLVED by the Township Council of the Township of Marlboro that an Ordinance entitled:

ORDINANCE # 2017-10

AN ORDINANCE APPROPRIATING \$23,750.00 FROM CAPITAL SURPLUS FOR IMPROVEMENTS TO THE INTERSECTION AT MONMOUTH COUNTY ROUTE 520 AND MONMOUTH COUNTY ROUTE 3 (TENNETT ROAD) AT NEW JERSEY STATE HIGHWAY ROUTE 18 IN THE TOWNSHIP OF MARLBORO

which was introduced on October 5, 2017, public hearing held on October 19, 2017, be adopted on second and final reading this 19th day of October, 2017.

BE IT FURTHER RESOLVED that notice of the adoption of this ordinance shall be advertised according to law.

As the Consent Agenda, the following resolutions were introduced by reference, offered by Councilman Metzger, seconded by Council Vice President Marder and as there was no objection, the Clerk was asked to cast one ballot (Absent: Scalea): Res. #2017-307 (Authorizing Final Payment and Close-out - Freneau Headwall), Res. #2017-308 (Authorizing Application FY 2018 FEMA Pre-Disaster Mitigation Grant), Res. #2017-309 (Award of Bid - Pool Maintenance), Res. #2017-310 (Award of Bid - Property Maintenance), Res. #2017-311 (Authorizing SCAT Agreement for 2018), Res. #2017-312 (Authorizing Award of Contract - Ocean Computer Group - Purchase of Computers and Related Equipment), Res. #2017-313 (Authorizing Award of Contract - Hewlett Packard - Purchase of Computer Servers, Middleware and Services), Res. #2017-314 (Approving Amendment to Developer's Agreement - Camelot West at Marlboro, LLC (Block 150, Lots 2, 3 and 4) - Services Performed Outside of Township's Normal Business Days and Hours), Res. #2017-315 (Authorizing Execution of Developer's Agreement Camelot West at Marlboro, LLC (Block 150, Lots 2, 3 and 4) in Connection with Water Improvements), Res. #2017-316 (Authorizing Application for NJ FY2017 Body Armor Replacement Program).

RESOLUTION # 2017-307

A RESOLUTION APPROVING CLOSE OUT CHANGE ORDER TO THE EXISTING CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND JTG CONSTRUCTION, INC. AND AUTHORIZING FINAL PAYMENT AND ACCEPTANCE OF PROVISIONS OF FRENEAU DRIVE HEADWALL REPLACEMENT FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, by Resolution #2016-79 the Township of Marlboro authorized the award of a contract to JTG Construction Inc. for the Provision of Freneau Drive Headwall Replacement 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 \$53,513.00 to \$39,370.50, a net decrease of \$14,142.50, and

WHEREAS, in a letter dated October 4, 2017 the Township Engineer has confirmed that the project has been completed in accordance with the approval plans and specifications and has recommended approval of the Closeout, acceptance of the Project improvements, and issuance of final payment in the amount of \$787.41; and

WHEREAS, pursuant to the terms of the contract, JTG Construction Inc. has provided a two-year maintenance bond in an amount equal to 15% of the final contract amount or \$5,905.57; 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 JTG Construction Inc. in the amount of \$787.41 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 JTG Construction, Inc. be and is hereby approved, decreasing the original contract total of \$53,513.00 to \$39,370.50, a net decrease of \$14,142.50.

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 \$787.41 for work completed by JTG Construction Inc. is hereby approved.

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

- a. JTG Construction Inc.
- b. Mayor Jonathan L. Hornik
- c. Township Administrator
- d. Township Engineer
- e. Township Chief Financial Officer
- f. Township Attorney

RESOLUTION # 2017-308

RESOLUTION AUTHORIZING APPLICATION TO FEMA
FOR PRE-DISASTER MITIGATION GRANT FUNDING

WHEREAS, FEMA's Pre Disaster Mitigation (PDM) program provides funds for hazard mitigation planning and projects on an annual basis; and

WHEREAS, the PDM program was set in place to reduce overall risk to people and structures, while at the same time, also reducing reliance on federal funding if an actual disaster were to occur; and

WHEREAS, a condition of the PDM program is a commitment to a local match of 25%; and

WHEREAS, the Township of Marlboro wishes to apply to FEMA for pre-disaster funding for the "Minor Localized Flood Reduction Project" which will include but is not limited to the Stream Bank Stabilization to protect Pleasant Valley Road in Marlboro Township; and

WHEREAS, the Engineer's estimate for the Pleasant Valley Road Streambank Stabilization project is \$700,378.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that Marlboro Township hereby authorizes the electronic submission of a grant application to FEMA for the Pre-Disaster Mitigation Grant Program.

BE IT FURTHER RESOLVED, the Mayor and Township Clerk are hereby authorized to accept the terms of the program and execute a grant agreement on behalf of the Township of Marlboro.

RESOLUTION # 2017-309

A RESOLUTION AWARDING CONTRACT TO AQUATIC SERVICE INC FOR THE PROVISION OF POOL MAINTENANCE SERVICES FOR THE MARLBORO TOWNSHIP SWIM CLUB AND THE MARLBORO TOWNSHIP RECREATION AQUATIC CENTER

WHEREAS, the Township of Marlboro authorized the acceptance of bids for THE PROVISION OF POOL MAINTENANCE SERVICES FOR THE MARLBORO TOWNSHIP SWIM CLUB AND THE MARLBORO TOWNSHIP RECREATION AQUATIC CENTER, and on October 11, 2017, received one (1) bid therefor; and

WHEREAS, the one (1) bid received is as follows:

					Aquatic Service Inc. 170 Burlington Avenue Spotswood, NJ 08884	
					Unit Price	Ext. Price
	SWIM CLUB - CONTRACT YEAR ONE - 2018					
A1A	Open Facility (Spring, 2018)					43,086.90
A1B	Winterize Facility (Fall, 2018)					12,648.25
	Service Call During Season - 2018					
A1C(1)a	Cost per hour, supervisor (weekdays)	30	Hours	132.10		3,963.00
A1C(1)b	Cost per hour, helper (weekdays)	30	Hours	126.85		3,805.50
A1C(1)a	Cost per hour, supervisor (weekends)	5	Hours	198.15		990.75
A1C(1)b	Cost per hour, helper (weekends)	5	Hours	190.28		951.40
	Parts (Percent Mark-up From Cost) - 2018					
A1C(2)a	For \$2,000 materials	2,000	Dollars	40.00%		2,800.00
						\$68,245.80
	SWIM CLUB - CONTRACT YEAR TWO - 2019					
A2A	Open Facility (Spring, 2019)					44,594.95
A2B	Winterize Facility (Fall, 2019)					13,090.95
	Service Call During Season - 2019					
A2C(1)a	Cost per hour, supervisor (weekdays)	30	Hours	138.70		4,161.00
A2C(1)b	Cost per hour, helper (weekdays)	30	Hours	133.20		3,996.00
A2C(1)a	Cost per hour, supervisor (weekends)	5	Hours	208.05		1,040.25
A2C(1)b	Cost per hour, helper (weekends)	5	Hours	199.80		999.00
	Parts (Percent Mark-up From Cost) - 2019					
A2C(2)a	For \$2,000 materials	2,000	Dollars	40.00%		2,800.00
						\$70,682.15

	AQUATIC CENTER - CONTRACT YEAR ONE - 2018				
B1A	Open Facility (Spring, 2018)				17,032.30
B1B	Winterize Facility (Fall, 2018)				5,994.60
	Service Call During Season - 2018				
B1C(1)a	Cost per hour, supervisor (weekdays)	20	Hours	132.10	2,642.00
B1C(1)b	Cost per hour, helper (weekdays)	20	Hours	126.85	2,537.00
B1C(1)a	Cost per hour, supervisor (weekends)	5	Hours	198.15	990.75
B1C(1)b	Cost per hour, helper (weekends)	5	Hours	190.28	951.40
	Parts (Percent Mark-up From Cost) - 2018				
B1C(2)a	For \$2,000 materials	2,000	Dollars	40.00%	2,800.00
					\$32,948.05
	AQUATIC CENTER - CONTRACT YEAR TWO - 2019				
B2A	Open Facility (Spring, 2019)				17,628.45
B2B	Winterize Facility (Fall, 2019)				6,204.40
	Service Call During Season - 2019				
B2C(1)a	Cost per hour, supervisor (weekdays)	20	Hours	138.70	2,774.00
B2C(1)b	Cost per hour, helper (weekdays)	20	Hours	133.20	2,664.00
B2C(1)a	Cost per hour, supervisor (weekends)	5	Hours	208.05	1,040.25
B2C(1)b	Cost per hour, helper (weekends)	5	Hours	199.80	999.00
	Parts (Percent Mark-up From Cost) - 2019				
B2C(2)a	For \$2,000 materials	2,000	Dollars	40.00%	2,800.00
					\$34,110.10
	TWO YEAR CONTRACT TOTAL				\$205,986.10

; and

WHEREAS, it has been determined that the submission of the sole bidder for THE PROVISION OF POOL MAINTENANCE SERVICES FOR THE MARLBORO TOWNSHIP SWIM CLUB AND THE MARLBORO TOWNSHIP RECREATION AQUATIC CENTER, AQUATIC SERVICE INC. is responsive; and

WHEREAS, in a memo dated October 12, 2017 the Director of Recreation has recommended the award of contract to AQUATIC SERVICE INC.; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Director of Recreation 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 AQUATIC SERVICE INC. whose address is 170 Burlington Ave.,

Spotswood, NJ 08884 for THE PROVISION OF POOL MAINTENANCE SERVICES FOR THE MARLBORO TOWNSHIP SWIM CLUB AND THE MARLBORO TOWNSHIP RECREATION AQUATIC CENTER, for a contract amount at prices specified in the bid proposal not to exceed \$205,986.10 for a term of two years beginning on January 1, 2018, with an option to renew the contract based upon the same terms and conditions as specified in the bid proposal for an additional one (1) two-year period or two (2) one-year periods at the exclusive option of the Township.

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

BE IT FURTHER RESOLVED, funds for the 2018 and 2019 contract amounts will be certified by the Chief Financial Officer subject to approval of the 2018 and 2019 budgets respectively.

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

- a. AQUATIC SERVICE INC.
- b. Township Business Administrator
- c. Township Director of Recreation
- d. Township Chief Financial Officer

RESOLUTION # 2017-310

A RESOLUTION AWARDING CONTRACT TO ON SITE LANDSCAPE MANAGEMENT FOR THE PROVISION OF TOWNSHIP PROPERTY MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro authorized the acceptance of bids for THE PROVISION OF TOWNSHIP PROPERTY MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, and on October 11, 2017, received two (2) bids therefor; and

WHEREAS, the two (2) bids received were as follows:

Item No.	Description	Annual Cost	Annual Cost
1	Table 1A and 1B - Municipal Right-of-Ways and Open Space	55,489.00	92,000.00
2	Table 2A - Existing Stormwater Management Basins	90,241.60	126,400.00
3	Table 2B - Pending Stormwater Management Basins	5,300.00	10,600.00
4	Section 6 - Marlboro Country Park	9,764.00	19,000.00
5	Section 7 - Costco Commuter Lot Islands	789.89	3,000.00
	Total	161,584.49	251,000.00
OPT.	Playground Safety Surfacing Material - Price per Cubic Yard	55.00	50.00

; and

WHEREAS, it has been determined that the submission of the apparent lowest bidder for THE PROVISION OF TOWNSHIP PROPERTY MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS , ON SITE LANDSCAPE MANAGEMENT is responsive; and

WHEREAS, in a memo dated October 12, 2017 the Director of Public Works has recommended the award of contract to ON SITE LANDSCAPE MANAGEMENT for items 1 through 5 and the option of 200 cubic yards of playground safety surfacing material ; 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 ON SITE LANDSCAPE MANAGEMENT whose address is P.O. Box 294, Millstone, NJ 08535 for THE PROVISION OF TOWNSHIP PROPERTY MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, for a contract amount at prices specified in the bid proposal not to exceed \$172,584.49 for a term of one year beginning on January 1, 2018, with an option to renew the contract based upon the same terms and conditions as specified in the bid proposal for an additional one (1) two-year period or two (2) one-year periods at the exclusive option of the Township.

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

SITE LANDSCAPE MANAGEMENT, in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney.

BE IT FURTHER RESOLVED, funds for the contract in the amount of \$172,584.49 will be certified by the Chief Financial Officer subject to approval of the 2018 budget.

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

- a. On Site Landscape Management
- b. Township Business Administrator
- c. Township Director of Public Works
- d. Township Chief Financial Officer

RESOLUTION # 2017-311

AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY OF MONMOUTH, FOR SPECIAL CITIZENS AREA TRANSPORTATION SYSTEM (SCAT) SERVICES TO ELIGIBLE PERSONS

WHEREAS, The Board of Chosen Freeholders of the County of Monmouth (hereinafter, "the County") has established the Special Citizens Area Transportation System (hereinafter, "SCAT"); and

WHEREAS, the Township of Marlboro has requested that the County provide services to eligible residents and wishes to enter into a Shared Services Agreement with the County for the provision of transportation services to eligible residents of Marlboro Township for the year 2018; 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 transportation services contemplated herein; and

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Clerk are hereby authorized and directed to execute the proposed shared services agreement in a form similar as that attached hereto for the provision of transportation services pursuant to the "Special Citizens Area Transportation System" ("SCAT") to eligible residents of Marlboro Township for the year 2018; 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
- b. Business Administrator
- c. Ted Ernst, Recreation Director
- d. Chief Financial Officer

RESOLUTION # 2017-312

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACT #89967
TO OCEAN COMPUTER GROUP, INC. FOR THE PURCHASE OF
COMPUTER DESKTOPS, LAPTOPS AND RELATED EQUIPMENT
FOR THE TOWNSHIP OF MARLBORO IT DEPARTMENT

WHEREAS, the Township of Marlboro Division of Information Technology ("IT") is in need of new computers, laptops and related equipment, approved as part of the 2017 capital plan (033-3 & 033-4); and

WHEREAS, Marlboro IT has recommended that the Township purchase the needed equipment from OCEAN COMPUTER GROUP, INC., 90 Matawan Road, Suite 105, Ocean, New Jersey 07747-2624, an authorized dealer for Dell Marketing LP under State Contract #89967 in an amount not to exceed \$69,048.69; 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, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the IT Division to obtain the computers from OCEAN COMPUTER GROUP, INC.; and

WHEREAS, funds in the amount of \$69,048.69 are available in Capital Account 04-215-16-02A-033297 and have been certified to by the Chief Financial Officer of the Township of Marlboro; and

WHEREAS, the Township Council desires to approve the purchase of said IT equipment.

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 IT equipment from OCEAN COMPUTER GROUP, INC., 90 Matawan Road, Suite 105, Ocean, New Jersey 07747-2624, an authorized dealer for Dell Marketing LP under State Contract #89967 in an amount not to exceed \$69,048.69; and

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

- a. Ocean Computer Group, INC.
- b. Township Administration
- c. Township Chief Information Officer
- d. Township Chief Financial Officer

RESOLUTION # 2017-313

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACT #40116 TO
HEWLETT PACKARD ENTERPRISE FOR THE PURCHASE OF IT
EQUIPMENT FOR THE TOWNSHIP OF MARLBORO IT DIVISION

WHEREAS, the acquisition of new server technology was approved as part of the 2016 capital plan (033-2); and

WHEREAS, the Township Council of the Township of Marlboro approved Resolution 2016-224 on June 22, 2016 authorizing a contract in the amount of \$205,320.96 with Ocean Computer Group, Inc., for the purchase of back-up servers and other related hardware; and

WHEREAS, in a memo dated October 11, 2017 from the Chief Information Officer, the order for the servers and other related hardware originally contemplated in the 2016 Capital Program (16-033-2) was not placed due to the evolution of new server technology which as a result of its hyperconverged architecture consolidates existing aging server platforms and provides for vastly improved recovery time in the event of a disaster; and

WHEREAS, as a result, in accordance with the recommendation of the Chief Information Officer, the balance of funds in the

contract authorized in Resolution 2016-224 in the amount of \$56,065.57 may be liquidated; and

WHEREAS, the acquisition of new server technology ("IT Equipment") was approved as part of the 2017 capital plan (033-2); and

WHEREAS, the Marlboro Division of Information Technology ("IT") has reported that the IT Equipment is available under State Contract #40116 from HEWLETT PACKARD ENTERPRISE, 3000 Hanover Street, Palo Alto, CA 94304; and

WHEREAS, Marlboro IT has recommended that the Township purchase the needed IT equipment from HEWLETT PACKARD ENTERPRISE, 3000 Hanover Street, Palo Alto, CA 94304 under State Contract #40116 in an amount not to exceed \$76,065.57; 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, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the IT Division to obtain the IT Equipment from HEWLETT PACKARD ENTERPRISE; and

WHEREAS, funds in the amount of \$76,065.57 are available in Capital Accounts 04-215-13-08A-033297, 04-215-15-02A-033297, 04-215-16-02A-033297 and 04-215-17-02C-033297 and have been certified to by the Chief Financial Officer of the Township of Marlboro; and

WHEREAS, the Township Council desires to approve the purchase of said IT equipment.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, that the contract with Ocean Computer Group, Inc. authorized by R.2016-224 be reduced in the amount of \$56,065.57; and

BE IT FURTHER RESOLVED by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase the IT equipment from HEWLETT PACKARD ENTERPRISE, 3000 Hanover Street, Palo Alto, CA 94304 under State Contract #40116 in an amount not to exceed \$76,065.57.

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

- a. Hewlett Packard Enterprise
- b. Township Administration
- c. Township Chief Information Officer
- d. Township Chief Financial Officer

RESOLUTION # 2017-314

A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT #1 TO THE DEVELOPER'S AGREEMENT BETWEEN THE TOWNSHIP OF MARLBORO AND CAMELOT WEST AT MARLBORO, LLC IN CONNECTION WITH SITE PLAN APPROVAL FOR THE SITE LOCATED ON BLOCK 150, LOTS 2, 3 AND 4 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY

WHEREAS, on May 18, 2017 the Township Council of the Township of Marlboro approved R. 2017-174 authorizing a Developer's Agreement between the Township of Marlboro ("Township") and Camelot West at Marlboro, LLC ("Developer"); and

WHEREAS, the Township and Developer wish to execute Amendment #1 to the approved Agreement attached hereto in form and substance as "Exhibit A";

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, that the Mayor and Township Clerk are hereby authorized to execute Amendment #1 to the Developer's Agreement between the Township of Marlboro and Camelot West at Marlboro, LLC, attached hereto in form and substance as "Exhibit A".

RESOLUTION # 2017-315

A RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER AGREEMENT BETWEEN THE TOWNSHIP OF MARLBORO, AND CAMELOT WEST OF MARLBORO, LLC, CONNECTION WITH PRELIMINARY, TENTATIVE AND FINAL WATER SERVICE APPROVAL FOR THE SITE LOCATED ON BLOCK 150 LOTS 2, 3, & 4, TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY

WHEREAS, Camelot West of Marlboro, LLC (the "Developer") has applied to the Township of Marlboro Water Utility Division for Preliminary, Tentative and Final Water Service Approval for the property located along Tennent Road opposite Greenwood Road, which is known as Block 150 Lots 2, 3 & 4 on the Official Tax Map of the Township of Marlboro, Monmouth County New Jersey, (the "Site") to construct a multi-family residential development consisting of 250 units; and

WHEREAS, the Township of Marlboro Water Utility Division has granted approval with respect to the water service to the Project and the site and conditioned the approval upon the Developer entering into a Developer Agreement with the Township of Marlboro Water Utility Division and posting all the necessary performance guarantees; and

WHEREAS, the Developer Agreement has been negotiated by the parties, and the negotiation and preparation of same shall be paid for from Developer's escrow account held by the Township of Marlboro; and

WHEREAS, the necessary performance guarantees, cash deposits and insurance certificates shall be subject to the review and approval of the Township Attorney.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, that the execution by the Director of Public Works on behalf of the Township of Marlboro Water Utility Division be and is hereby ratified and the Mayor is authorized to execute and the Municipal Clerk is authorized to witness, the Developer Agreement with Camelot West at Marlboro, LLC (the "Developer") for the Preliminary, Tentative and Final Water Service Approval issued for the site located on Block 150 Lots 2,3,&4 on the Official Tax Map of the Township of Marlboro, Monmouth County, New Jersey, which is located along Tennent Road, opposite Greenwood Road, the negotiation and preparation of which shall be paid for from the Developer's escrow account held by the Township of Marlboro; and

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

- a. Camelot West at Marlboro, LLC
- b. Township Business Administrator
- d. Township Engineer
- e. Township Chief Financial Officer
- f. Marlboro Township Water Utility Division
- g. Township Attorney

RESOLUTION # 2017-316

RESOLUTION AUTHORIZING THE TOWNSHIP OF MARLBORO TO
APPLY FOR THE NJ FY2017 BODY ARMOR REPLACEMENT PROGRAM
FUNDING FROM THE NEW JERSEY DEPARTMENT OF CRIMINAL
JUSTICE FOR THE MARLBORO TOWNSHIP POLICE

WHEREAS, The State Body Armor Replacement Fund Program is provided to assist all eligible law enforcement agencies in offsetting costs of purchasing body armor vests for their officers; and

WHEREAS, the funds are dedicated funds and cannot be used for any other purpose; and

WHEREAS, funds were requested on 8/11/17 for the FY2017 Body Armor Replacement Program, Funding from the NJ Dept. of Criminal Justice; and

WHEREAS, the Township wishes to apply for the maximum amount of funding available to offset the costs for replacement vests; and

WHEREAS, the funding is a reimbursement that is requested after confirmation of receipt of the ballistic vest.

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 New Jersey Department of Criminal Justice and execute an agreement for funding from the FY2017 Body Armor Replacement Fund.

At 8:00 PM, Council Vice President Marder moved that the meeting be adjourned. This was seconded by Councilman Metzger and as there was no objection, the Clerk was asked to cast one ballot (Absent: Scalea).

MINUTES APPROVED: NOVEMBER 2, 2017

OFFERED BY: METZGER AYES: 4

SECONDED BY: MAZZOLA NAYS: 0

ABSTAIN: SCALEA

ALIDA MANCO,
MUNICIPAL CLERK

JEFF CANTOR,
COUNCIL PRESIDENT