

MARLBORO TOWNSHIP COUNCIL MEETING

April 11, 2019

The Marlboro Township Council held its regularly scheduled meeting on April 11, 2019 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President Metzger opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of this regularly scheduled meeting of the Township Council of the Township of Marlboro was sent to the Asbury Park Press, the Star Ledger, News Transcript and Board of Education Office on January 7, 2019; published in the Asbury Park Press on January 9, 2019; 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, Councilwoman Marder, Council Vice President Mazzola and Council President Metzger. Councilman Scalea was absent.

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

Councilwoman Marder moved that the minutes of March 21, 2019 be approved. This was seconded by Council Vice President Mazzola, and passed on a roll call vote of 2-0 in favor, with Councilman Cantor and Council President Metzger abstaining (Absent: Scalea).

Council President Metzger opened the Public Hearing on the 2019 Municipal Budget. As there was no one who wished to speak, the Public Hearing was closed.

The following Resolution #2019-144 (Adoption of 2019 Municipal Budget) was introduced by reference, offered by Councilwoman Marder seconded by Council Vice President Mazzola and passed on a roll call vote of 4-0 in favor (Absent: Scalea).

RESOLUTION # 2019-144

RESOLUTION AUTHORIZING THE ADOPTION
OF THE 2019 MUNICIPAL BUDGET

WHEREAS, the 2019 Township of Marlboro Municipal Budget was introduced on March 7, 2019; and

WHEREAS, the required public hearing was scheduled and held on April 11, 2019.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Marlboro hereby adopts the 2019 Township of Marlboro Municipal Budget.

The following Resolution #2019-145/Ordinance #2019-7 (Authorizing Appropriation of FY 2019 NJDOT Municipal Aid Grant) was introduced by reference, offered by Councilwoman Marder and seconded by Council Vice President Mazzola and passed on a roll call vote of 4-0 in favor (Absent: Scalea).

RESOLUTION # 2019-145

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

ORDINANCE # 2019-7

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING A \$300,000 GRANT TO BE RECEIVED BY THE TOWNSHIP FOR THE MARLBORO ROAD PROGRAM IN AND FOR THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY

be introduced and passed on first reading and that the same be advertised according to law; and

BE IT FURTHER RESOLVED that the same be considered for final passage on May 2, 2019 at 7:00 p.m. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE # 2019-7

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING A \$300,000 GRANT TO BE RECEIVED BY THE TOWNSHIP FOR THE MARLBORO ROAD PROGRAM IN AND FOR THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than a majority of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The \$300,000 grant expected to be received by the Township from the State of New Jersey Department of Transportation FY 2019 Municipal Aid Program is hereby appropriated for the purpose of providing funds for the Marlboro Road Program, including all work and materials necessary therefor and incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Township Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect in accordance with law.

As the Consent Agenda, the following resolutions were introduced by reference, offered by Council Vice President Mazzola, seconded by Council President Metzger and passed on a roll call vote of 4 - 0 in favor (Absent: Scalea): Res. #2019-146 (Authorizing Renewal of Franchise Agreement with NJ Natural Gas Company), Res. #2019-147 (Authorizing Consent for Access by WMUA for Pump Station Project), Res. #2019-148 (Authorizing Shared Services Agreement Shrewsbury Township - Licensing of IT Security application), Res. #2019-149 (Authorizing Acceptance of Donation to Marlboro Division of Police), Res. #2019-150 (Authorizing The Transfer and Acceptance of Surplus Military Equipment from the US Department of Defense (DoD) 1033 Program),

Res. #2019-151 (Authorizing Agreement with Joint Base McGuire-Dix-Lakehurst for Use of Firearms Practice Range), Res. #2019-152 (Authorizing Click It or Ticket Grant Application 2019), Res. #2019-153 (Authorizing Participation in Cranford Police Cooperative Pricing System and Authorizing a Cooperative Pricing Agreement), Res. #2019-154 (Authorizing One Year Renewal - On Site Brush Grinding - Year 2 of 3), Res. #2019-155 (Award of Contract - Food Concession Services for Marlboro Swim Club), Res. #2019-156 (Authorizing Purchase of Vehicle (2019 Capital ID 145-2), Res. #2019-157 (Authorizing ESCNJ Co-op Purchase of Vehicle (2019 Capital ID 850-2), Res. #2019-158 (Award of Bid - T-Shirt Service for Marlboro Twp), Res. #2019-159 (Authorizing Shared Services Agreement Old Bridge Twp - Paving of Spring Valley Road Route 18 to Texas Rd), Res. #2019-160 (Redemption Tax Sale Certs - Various), Res. #2019-161 (Refunds for Overpayments - Various).

RESOLUTION # 2019-146

A RESOLUTION AUTHORIZING RENEWAL OF THE FRANCHISE
AGREEMENT WITH NEW JERSEY NATURAL GAS COMPANY

WHEREAS, New Jersey Natural Gas Company has heretofore been granted a franchise and consent to lay, maintain and operate gas facilities in the Township of Marlboro; and

WHEREAS, New Jersey Natural Gas Company is desirous of obtaining a franchise and consent of the municipality to continue serving the municipality.

NOW, THEREFORE, BE IT RESOLVED, that New Jersey Natural Gas Company be and it is hereby authorized to lay, maintain and operate its conductors, mains, and pipes, together with the appurtenances thereto, in all the public streets, alleys, squares and public places in this municipality which are under the control and jurisdiction of the Township of Marlboro for the purpose of conducting gas, including natural gas, or any mixture of gases of various types and for the purpose of transmitting and distributing such gas in this municipality for a period of fifty (50) years from the date hereof, upon the following terms and conditions:

1. That New Jersey Natural Gas Company shall agree that, in all cases in which street openings or excavations are made for the purposes aforesaid that a permit will be obtained consistent with Chapter 326 of the Municipal Code of the Township of Marlboro entitled Streets and Sidewalks. Further, the pavement and surface of the

streets, alleys, squares or roadways shall be restored pursuant to the Township requirements; and

2. That New Jersey Natural Gas Company shall conduct the work or the laying or maintaining of gas pipes therein in a careful and prudent manner; and
3. That New Jersey Natural Gas Company shall safeguard the public interest in continuous and uninterrupted service at and after the expiration of the term of the grant; and
4. That New Jersey Natural Gas Company shall maintain its property in good order throughout the full term of the grant; and
5. That New Jersey Natural Gas Company shall continuously afford safe, adequate and proper service at just and reasonable rates.

BE IT FURTHER RESOLVED, that this franchise consent, upon approval of the Board of Public Utilities of the State of New Jersey, shall supersede the Resolution granted by the Township of Marlboro on April 8, 1969; and

BE IT FURTHER RESOLVED, that New Jersey Natural Gas Company shall file with the clerk of this municipality within sixty (60) days from the date hereof, its acceptance of the terms and provisions of the franchise consent herein granted and its agreement to be bound by the terms and provisions thereof; and

BE IT FURTHER RESOLVED, that this resolution shall not become effective unless and until it is approved by the Board of Public Utilities of the State of New Jersey.

RESOLUTION # 2019-147

A RESOLUTION AUTHORIZING CONSENT FOR ACCESS BY THE WESTERN MONMOUTH UTILITIES AUTHORITY (WMUA) AND CARBRO CONSTRUCTION TO BLOCK 225, LOT 229 LOCATED AT NEW JERSEY STATE HIGHWAY 79 SOUTH AND BUCK LANE TO FACILITATE COMPLETION OF PUMP STATION REHABILITATION PROJECT IN MARLBORO

WHEREAS, the Western Monmouth Utilities Authority (WMUA) has contracted with Carbro Construction ("Carbro") for the completion of a pump station rehabilitation project in Marlboro ("Project"); and

WHEREAS, the Township of Marlboro is the owner of record of a parcel located at NEW JERSEY STATE HIGHWAY 79 SOUTH AND BUCK LANE, also known as Block 225, Lot 229 as further identified and depicted in the attached Exhibit A ("Property"); and

WHEREAS, the WMUA and Carbro have requested right of access to the Property for the storage of equipment during the Project, between April 12, 2019 to October 1, 2019; and

WHEREAS, no disturbance to the Property is contemplated or anticipated under this agreement; and

WHEREAS, if for any reason the Property is disturbed as a result of any activities related to the project, the WMUA and Carbro will restore the Properties equivalent to pre-access condition; and

WHEREAS, WMUA and Carbro will ensure that the public has access to parking spaces on the Property at all times during the project; and

WHEREAS, the WMUA and Carbro will maintain the insurances required by the Township, and indemnify and hold the Township harmless from and against any and all claims arising out of the work contemplated under the agreement.

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

1. The Township, the owner of the Properties described above, consents to the WMUA and Carbro entering and having access to the Property for the purposes outlined above between April 12, 2019 and October 1, 2019.

2. The Mayor and Township Clerk are hereby authorized and directed to execute and witness, respectively, the Site Access Agreement in substantially the same form approved by the Township Attorney as that attached hereto and made a part hereof and any other documents which may be required or necessary to effectuate the Site Access Agreement.

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

- a. WMUA
- b. Carbro Construction
- c. Business Administrator
- d. Township Engineer
- e. Township Attorney

f. Chief of Police

RESOLUTION # 2019-148

A RESOLUTION OF THE TOWNSHIP OF MARLBORO IN MONMOUTH COUNTY, NEW JERSEY AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF MARLBORO AND THE TOWNSHIP OF SHREWSBURY TO PROVIDE REQUIRED CYBER SECURITY TRAINING

WHEREAS, the Municipal Excess Liability Fund (MEL) and Monmouth County Joint Insurance Fund (JIF) have recommended cyber security training for municipal officials and employees due to the rise in cyber security breaches; and

WHEREAS, the Township of Marlboro has a contract with KnowBe4 for cyber security training; and

WHEREAS, KnowBe4 maintains a contract minimum which exceeds the number of users employed by the Township of Shrewsbury, precluding Shrewsbury from utilizing this service; and

WHEREAS, educating and training employees within the MEL JIF system ultimately reduces cyber risk and losses which benefits all of the members including the Township of Marlboro; and

WHEREAS, the Township of Marlboro has agreed to procure the number of KnowBe4 licenses required by the Township of Shrewsbury, and extend its pricing to the Township of Shrewsbury; and

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 Shrewsbury and the Township of Marlboro 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.

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 Shared Services Agreement shall be open to public inspection in the Clerk's office and shall take effect upon the

adoption of a resolution and execution of the agreement by both parties.

3. The Mayor and Township Clerk are hereby authorized to execute the Shared Services Agreement.

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

- a) Township of Shrewsbury
- b) Business Administrator
- c) Chief Financial Officer

RESOLUTION # 2019-149

A RESOLUTION AUTHORIZING ACCEPTANCE
OF DONATION FROM THE CAROL B. KEMPNER LIVING TRUST
FOR THE MARLBORO TOWNSHIP POLICE DEPARTMENT

WHEREAS, the Carol B. Kempner Living Trust has made a donation in the amount of \$25.00 to the Marlboro Township Police Department; and

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

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

BE IT FURTHER RESOLVED that the Township Council of the Township of Marlboro hereby extends it thanks and appreciation to the Carol B. Kempner Living Trust for their support of the Marlboro Township Police Department.

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

- a. Business Administrator
- b. Chief Financial Officer
- c. Chief of Police

RESOLUTION # 2019-150

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. Township Business Administrator
- c. Chief Financial Officer
- d. Insurance

RESOLUTION # 2019-151

A RESOLUTION AUTHORIZING THE MARLBORO TOWNSHIP DIVISION OF POLICE TO UTILIZE THE FIREARMS PRACTICE RANGE AT THE JOINT BASE MCGUIRE-DIX-LAKEHURST

WHEREAS, the Township of Marlboro ("Marlboro") must qualify officers to utilize their duty weapons at a firearms practice range; and

WHEREAS, Marlboro has previously partnered with Howell and Middletown Townships pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A 40A:65-1 for use of their respective firearms practice ranges; and

WHEREAS, an additional location for firearms training and qualification is needed by the Marlboro Division of Police; and

WHEREAS, the Joint Base McGuire-Dix-Lakehurst firearms practice range can be utilized at a cost of \$250.00 per day based upon twenty five (25) personnel; and

WHEREAS, in a memo dated April 5, 2019 the Chief of Police, has indicated that the Joint Base McGuire-Dix-Lakehurst is a suitable facility for firearms training and qualification and has recommended its use by the Division of Police; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey to utilize the Joint Base McGuire-Dix-Lakehurst firearms practice range; and

WHEREAS, funds are available and have been certified by the Chief Financial Officer in the amount not to exceed \$2,500.00 for Operating Account # 01-201-25-106-288644; and

WHEREAS, the Township Council desires to approve the Chief of Police's recommendation to utilize the Joint Base McGuire-Dix-Lakehurst firearms practice range facility.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to the Division of Police to utilize the Joint Base McGuire-Dix-Lakehurst firearms practice range, in an amount not to exceed \$2,500.00.

- a. Joint Base McGuire-Dix-Lakehurst
- b. Township Business Administrator
- c. Chief Financial Officer
- d. Chief of Police

RESOLUTION # 2019-152

RESOLUTION SUPPORTING THE CLICK IT OR TICKET
MOBILIZATION OF MAY 20 THROUGH JUNE 2, 2019

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and

WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

WHEREAS, the National Highway Traffic Safety Administration estimates that more than 14,500 lives were saved by seat belt usage nationally in the year 2016; and

WHEREAS, the State of New Jersey will participate in the nationwide "CLICK IT OR TICKET" seat belt mobilization from May 20 through June 2, 2019 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education; and

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 94.47% to 100%; and

WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways.

NOW THEREFORE, be it resolved that the Township of Marlboro declares its support for the "CLICK IT OR TICKET" seat belt mobilization both locally and nationally from May 20 through June 2, 2019 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

RESOLUTION # 2019-153

RESOLUTION OF THE TOWNSHIP OF MARLBORO IN MONMOUTH COUNTY, NEW JERSEY AUTHORIZING THE PARTICIPATION OF THE TOWNSHIP OF MARLBORO IN THE CRANFORD POLICE CO-OPERATIVE PRICING SYSTEM

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 Cranford Police Cooperative Pricing System (ID # 47-CPCPS), hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, on April 11, 2019 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 # 2019-154

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO MAZZA MULCH, INC. FOR THE PROVISION OF ON-SITE BRUSH GRINDING SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on May 3, 2018 (R.2018-177) the Township Council of the Township of Marlboro awarded a contract to MAZZA MULCH, INC. for the PROVISION OF ON-SITE BRUSH GRINDING SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; 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, in a memo dated April 3, 2019 the Department of Public Works has recommended that the Township approve the first one (1) year extension of the contract; 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 MAZZA MULCH, INC. whose address is 3230A Shafto Road, Tinton Falls, NJ 07753 for a period of one year, in an amount not to exceed \$139,200.00.

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

BE IT FURTHER RESOLVED that funds in the amount of \$69,600.00 representing the Department's estimated 2019 requirement have been certified by the Chief Financial Officer from account number #01-201-26-117-288103.

WHEREAS, funds for the remaining portion will be certified by the Chief Financial Officer if additional services are needed at the time services are ordered.

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

- a. Mazza Mulch, Inc.
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION # 2019-155

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR
THE PROVISION OF FOOD CONCESSION SERVICE AT THE
MARLBORO SWIM CLUB FOR THE MARLBORO TOWNSHIP
RECREATION AND SWIM UTILITY

WHEREAS, the Township of Marlboro advertised for the receipt of bids on February 13, 2019 for the provision of FOOD CONCESSION SERVICE AT THE MARLBORO SWIM CLUB FOR THE MARLBORO TOWNSHIP RECREATION AND SWIM UTILITY and received no responses; and

WHEREAS, on March 1, 2019 the Township of Marlboro advertised and solicited proposals pursuant to N.J.S.A. 40A:11-4.6 ("Competitive contracting proposal solicitation") for the FOOD CONCESSION SERVICE AT THE MARLBORO SWIM CLUB FOR THE MARLBORO TOWNSHIP RECREATION AND SWIM UTILITY; and

WHEREAS, on March 27, 2019 the Township received two (2) proposals for the provision of FOOD CONCESSION SERVICE AT THE MARLBORO SWIM CLUB FOR THE MARLBORO TOWNSHIP RECREATION AND SWIM UTILITY; and

WHEREAS, the Township Evaluation Committee, consisting of representatives from the Departments of Administration and Recreation reviewed the proposals; and

WHEREAS, in a memo dated April 5, 2019, the Evaluation Committee recommended the award of contract to All Around Concessions LLC to provide the FOOD CONCESSION SERVICE AT THE MARLBORO SWIM CLUB for the 2019 summer season, conditioned upon the contractor meeting the necessary proposal requirements prior to execution of the agreement; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Evaluation Committee, and to award the contract 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 for the provision of FOOD CONCESSION SERVICE AT THE MARLBORO SWIM CLUB for the 2019 summer season, conditioned upon the contractor meeting the necessary proposal requirements prior to execution of the agreement.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Township Clerk to witness, a contract with All Around Concessions LLC, whose address is 990 Cedar Bridge Ave, Suite B7-216, Brick, NJ 08723, in accordance with this resolution and in a form to be approved by the Township Attorney.

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

- a. All Around Concessions LLC
- b. Business Administrator
- c. Chief Financial Officer
- d. Director of Recreation

RESOLUTION # 2019-156

RESOLUTION AUTHORIZING THE REPLACEMENT OF A MINIVAN
FOR THE TOWNSHIP OF MARLBORO RECREATION DEPARTMENT

WHEREAS, the Township of Marlboro as part of its 2019 capital program (145-2) authorized the replacement of a minivan for the Recreation Department; and

WHEREAS, the Township is authorized to purchase the a new minivan from quotes obtained, pursuant to the authority provided by N.J.S.A. 40A:11-6.1(a); and

WHEREAS, Pine Belt Enterprises, provided the lowest quote for the 2019 Dodge Grand Caravan SE in an amount not to exceed \$21,799.00; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey purchase a replacement minivan for the Recreation Department through Pine Belt Enterprises, the vendor which offered the lowest quotation; and

WHEREAS, funds are available and have been certified by the Chief Financial Officer in an amount not to exceed \$21,799.00 from Capital Account #04-215-19-01L-145297, and

WHEREAS, the Township Council desires to approve the purchase of the new minivan.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase a replacement minivan from Pine Belt Enterprises, in an amount not to exceed \$21,799.00.

- a. Pine Belt Enterprises
- b. Township Business Administrator
- c. Chief Financial Officer
- d. Director of Recreation
- e. Insurance

RESOLUTION # 2019-157

RESOLUTION AUTHORIZING THE REPLACEMENT OF AN INSPECTION VEHICLE THROUGH THE ESCNJ COOPERATIVE CONTRACT #17/18-21 FOR THE TOWNSHIP OF MARLBORO UNIFORM CONSTRUCTION CODE DIVISION

WHEREAS, the Township of Marlboro as part of its 2019 capital program (850-2) authorized the replacement of an inspection vehicle for the Uniform Construction Division; and

WHEREAS, the Township is authorized to purchase the inspection vehicle from bids obtained from a cooperative pricing system such as the Educational Services Commission of New Jersey(ESCNJ) pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, Beyer Ford was awarded the ESCNJ Cooperative Contract #17/18-21 for the Ford Explorer, K8B Base 4WD at a 20%

discount including a 5% discount on the additional manufacturer equipment in an amount not to exceed \$28,665.45; 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 replacement inspection vehicle, to be utilized by the Uniform Construction Division through the ESCNJ; and

WHEREAS, funds are available and have been certified by the Chief Financial Officer in an amount not to exceed \$28,665.45 from Uniform Construction Code Trust Account #16-201-56-850-297850, and

WHEREAS, the Township Council desires to approve the purchase of the replacement inspection vehicle.

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 replacement inspection vehicle from Beyer Ford, under ESCNJ #17/18-21 in an amount not to exceed \$28,665.45.

- a. Beyer Ford
- b. Business Administrator
- c. Chief Financial Officer
- d. Uniform Construction Code Division
- e. Insurance

RESOLUTION # 2019-158

RESOLUTION AWARDING CONTRACT TO DOT DESIGNING LLC
FOR THE PROVISION OF T-SHIRTS IN VARIOUS COLORS
AND SIZES FOR THE TOWNSHIP OF MARLBORO

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for THE PROVISION OF T-SHIRTS IN VARIOUS COLORS AND SIZES FOR THE TOWNSHIP OF MARLBORO, and on March 27, 2019, received one (1) bid as follows

Bidder	Total
Dot Designing LLC Possum Hollow Rd, Monroe Twp., NJ 08831	242 \$77,103.57

; and

WHEREAS, in a memo dated March 28, 2019, the Administration Office has determined that the submission of the sole bidder,

DOT DESIGNING LLC is responsive; 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 DOT DESIGNING LLC whose address is 242 Possum Hollow Road, Monroe Township, NJ 08831 for a period of one (1) year beginning on May, 1, 2019, with an option to renew for one two-year or two one-year periods on the same terms and conditions as specified in the bid, in a total amount not to exceed \$77,103.57.

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

BE IT FURTHER RESOLVED that the Chief Financial Officer will certify sufficient funds in the amount of \$77,103.57 for the aforesaid contract, upon the adoption of the 2019 Municipal Budget.

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

- a. DOT DESIGNING LLC
- b. Business Administrator
- c. Chief Financial Officer

RESOLUTION # 2019-159

RESOLUTION OF THE TOWNSHIP OF MARLBORO IN MONMOUTH COUNTY,
NEW JERSEY AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN
THE TOWNSHIP OF MARLBORO AND THE TOWNSHIP OF OLD BRIDGE
IN CONNECTION WITH IMPROVEMENTS TO ROADWAYS PURSUANT
TO N.J.S.A. 40A:65-1 ET SEQ.

WHEREAS, the Township of Old Bridge ("Old Bridge") has planned road improvements throughout the Township as part of its 2019 Capital Improvement Program; and

WHEREAS, the Township of Marlboro ("Marlboro") has planned road improvements throughout the Township as part of its 2019 Capital Improvement Program; and

WHEREAS, Old Bridge has plans to improve Spring Valley Road, a street which runs through Old Bridge and Marlboro and is in need of improvement;

WHEREAS, Old Bridge has offered to complete the work required of Spring Valley Road on both sides of the Old Bridge-Marlboro municipal border under a single contract with Old Bridge serving as the "Lead Agency"; and

WHEREAS, the Township Engineer has reviewed the scope of work and Engineer's estimate prepared by Old Bridge and recommends coordinating the road repairs under a single contract in order to complete the improvements in the most efficient and cost-effective manner possible; and

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 Townships of Old Bridge and Marlboro 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, Old Bridge has agreed to conduct the necessary road repairs, and Marlboro has agreed to pay a portion of the cost associated with the road improvements estimated at \$319,595.00 at an amount not to exceed \$350,000; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose from Capital Account No. 04-215-19-01D-060288; and

WHEREAS, the Township of Old Bridge and the Township of Marlboro desire to enter into a Shared Services Agreement to set forth the operational and financial terms of the work to be performed.

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 and Township Clerk are hereby authorized to execute a Shared Services Agreement for road and drainage improvements.

3. The Shared Services Agreement shall be open to public inspection in the Clerk's office and shall take effect upon the adoption of a resolution and execution of the agreement by both parties.

RESOLUTION # 2019-160

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$50,959.52 as per Schedule "A"; and

WHEREAS, the holders of the above-mentioned tax sale certificates are entitled to the amount of the sale plus interest and costs.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that the amount of \$ 50,959.52 be refunded to the certificate holders as per Schedule "A".

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>SCHEDULE "A"</u> <u>LIENHOLDER</u>	<u>AMOUNT</u>
2016-121	370/12	US Bank Cust BV002 Trst 50 South 16 th Street, Ste 2050 Philadelphia, PA 19102 Assessed Owner: Iannacone, Rose Tania	46,069.91
2018-013	295/13	Cazenovia Creek Funding II PO Box 54132 New Orleans, LA 70154 Assessed Owner: Blitz 23 Marc LLC	4,889.61

RESOLUTION # 2019-161

WHEREAS, the attached list in the amount of \$6,472.17 known as Schedule "A", is comprised of amounts representing overpayments of property taxes.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro to refund the above-mentioned overpaid amounts as per the attached Schedule "A".

<u>BLOCK/LOT</u>	<u>ASSESSED OWNER</u>	<u>2019 REFUND</u>
154.01/4	Carmine & Nancy Falcone 432 Fawns Run	3,341.08

Morganville, NJ 07751

210/12	Mobility Special Care Housing Inc 958 Adelpia Rd, Box 213 Adelpia, NJ 077710	43.68
173/7/C0030	Wells Fargo Home Mortgage 1 Home Campus Drive MAC F2302-035 Des Moines, IA 50328	3,087.41

At 7:25 p.m., Councilwoman Marder moved that the meeting be adjourned. This was seconded by Council Vice President Mazzola, and as there was no objection, the Clerk was asked to cast one ballot (Absent: Scalea).

MINUTES APPROVED:	MAY 2, 2019
OFFERED BY: CANTOR	AYES: 3
SECONDED BY: MARDER	NAYS: 0
	ABSENT: METZGER, SCALEA

SUSAN A. BRANAGAN,
DEPUTY MUNICIPAL CLERK

CAROL MAZZOLA,
COUNCIL VICE PRESIDENT