

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

June 13, 2019

The Marlboro Township Council held its regularly scheduled meeting on June 13, 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: Township Attorney Louis N. Rainone., Business Administrator Jonathan Capp, Municipal Clerk Alida Manco and Deputy Municipal Clerk Susan A. Branagan. Mayor Hornik was absent.

Councilwoman Marder moved that the minutes of May 16, 2019 be adopted. This was seconded by Council President Metzger, and passed on a roll call vote of 4 - 0 in favor (Absent: Scalea).

The following Resolution #2019-192/Ordinance #2019-8 (Authorizing Appropriation of Community Development Block Grant CBDG for Greenbriar Road and Sidewalk Improvements) was introduced by reference, offered by Councilwoman Marder, seconded by Council President Metzger. Council President Metzger opened the public hearing on Ordinance #2019-9. As there was no one who wished to speak, the public hearing was closed. The resolution/ordinance was passed on a roll call vote of 4 - 0 in favor (Absent: Scalea).

RESOLUTION # 2019-192

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

ORDINANCE # 2019-8

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING A \$120,370 GRANT TO BE RECEIVED BY THE TOWNSHIP FOR HANDICAPPED CURB IMPROVEMENTS AT GREENBRIAR IN AND FOR THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY

which was introduced on May 16, 2019, public hearing held on June 13, 2019, be adopted on second and final reading this 13th day of June, 2019.

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

The following Res. #2019-193/Ord. #2019-9 (Refunding All or Portion of General Obligation Refunding Bonds, Series 2010A) was 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).

RESOLUTION # 2019-193

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

ORDINANCE # 2019-9

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE OUTSTANDING GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010A, OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$6,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,000,000 REFUNDING BONDS OF THE TOWNSHIP FOR FINANCING THE COST THEREOF

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 July 11, 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 # 2019-9

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE OUTSTANDING GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010A, OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$6,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,000,000 REFUNDING BONDS OF THE TOWNSHIP FOR FINANCING THE COST THEREOF

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

Section 1. The Township of Marlboro, in the County of Monmouth, New Jersey (the "Township") is hereby authorized to refund all or a portion of the outstanding General Obligation Refunding Bonds, Series 2010A, of the Township, dated January 28, 2010, issued in the original principal amount of \$11,630,000 (the "2010 Bonds"). The 2010 Bonds maturing on or after December 1, 2020 (the "Refunded Bonds") may be redeemed at the option of the Township in whole or in part on any date on or after December 1, 2019 (the "Redemption Date") at a redemption price equal to 100% of such Refunded Bonds, plus unpaid accrued interest, if any, to the Redemption Date.

Section 2. In order to finance the cost of the purpose described in Section 1 hereof, negotiable refunding bonds (the "Refunding Bonds") are hereby authorized to be issued in the aggregate principal amount not to exceed \$6,000,000 pursuant to the Local Bond Law of the State of New Jersey.

Section 3. An aggregate amount not exceeding \$120,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 4. The supplemental debt statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the \$6,000,000 amount of the Refunding Bonds authorized by this refunding bond ordinance and that an amount representing the \$5,875,000 principal amount of the bonds to be refunded will be deductible from gross debt. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

Section 5. The purpose of the refunding is to effect an interest cost savings for the Township.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption.

Section 7. The Mayor, the Chief Financial Officer, the Township Clerk and other appropriate representatives of the Township are hereby authorized to prepare such documents, to publish such notices and to take such other actions as are necessary or desirable to enable the Township to prepare for the sale and the issuance of the Refunding Bonds authorized herein and to provide for the redemption of the Refunded Bonds referred to in Section 1 hereof.

Section 8. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted, which consent will be so endorsed in accordance with N.J.A.C. 5:30-2.5.

The following Res. #2019-194 (Renewal of Liquor Licenses - July 1, 2019 - June 30, 2020) was introduced by reference, offered by Council President Mazzola, seconded by Councilwoman Marder, and passed on a roll call vote of 4 - 0 in favor (Absent: Scalea).

RESOLUTION # 2019-194

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, 2019 through June 30, 2020:

- |  |                 |
|--|-----------------|
| 1. Hituja Corp.<br>T/A Marlboro Buy Rite Liquors         | 1328 44 001 006 |
| 2. 476 Route 520 Corp.<br>T/A Samvera Restaurant         | 1328 33 002 013 |
| 3. Just Sports Bar & Grill<br>T/A Fireside Grill & Bar   | 1328 33 003 004 |
| 4. Anthony's Bella Vista Country Club                    | 1328 33 004 005 |
| 5. S & A Route 79, Inc.<br>T/A Crown Palace              | 1328 33 005 008 |
| 6. Marlboro BWW LLC                                      | 1328 33 007 006 |
| 7. Pampini, LLC T/A Brioso                               | 1328 33 008 011 |
| 8. M. S. D. Enterprise, Inc.<br>T/A Martucci's Deli      | 1328 44 009 004 |
| 9. Morganville Ind. Vol. Fire Co.                        | 1328 31 012 001 |
| 10. Morganville Vol. Fire Co.                            | 1328 31 013 001 |
| 11. J.R.J. Hospitality Inc.<br>T/A Nonna's               | 1328 33 015 012 |
| 12. Cambridge Spirits, Inc.                              | 1328 44 016 004 |
| 13. Zin Marlboro, LLC<br>T/A Zinburger Wine & Burger Bar | 1328 33 017 003 |
| 14. Rosalita's Roadside Cantina                          | 1328 33 018 002 |
| 15. B & B Hospitality Group<br>T/A Osteria               | 1328 33 019 002 |
| 16. Cuzin's Clam Bar LLC                                 | 1328 33 020 004 |
| 17. Exit 123 Liquors, LLC<br>T/A Wine Academy            | 1328 44 021 001 |
| 18. Anthony's Coal Fired Pizza                           | 1328 33 022 001 |

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 Vice President Mazzola recused herself and left the room. The following Res. #2019-195 (Renewal of Liquor License- July 1, 2019 - June 30, 2020 - Wickatunk Holdings ) was introduced by reference, offered by Councilman Cantor, seconded by Councilwoman Marder, and passed on a roll call vote of 3 - 0 in favor (Absent: Mazzola and Scalea).

RESOLUTION # 2019-195

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following Liquor License be and they are hereby renewed for the period beginning July 1, 2019 through June 30, 2020:

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.

As the Consent Agenda, the following Resolutions were introduced by reference, offered by Councilwoman Marder, seconded by Council President Metzger and passed on a roll call vote of 4 - 0 in favor (Absent: Scalea): Res. #2019-196 (Authorizing State Contract Purchase of Police Equipment (Cap ID #2019-106-17.1 & 2.21), Res. #2019-197 (Authorizing Budget Amendment Chapter 159 - 2019 Clean Communities), Res. #2019-198 (Authorizing Budget Amendment Chapter 159 - FY 2020 Municipal Alliance), Res. #2019-199 (Authorizing Acceptance of Donation to Marlboro Division of Police K-9 Unit), Res. #2019-200 (Confirming Emergency Water Main Repairs), Res. #2019-201 (Authorizing Engineering Services - Removal of UST and Installation of Replacement Fuel Tank), Res. #2019-202 (Authorizing Engineering Construction Management Services - Various Water Utility System Improvements), Res. #2019-203 (Authorizing Award of Bid - 2019 Road Program) Res. #2019-204 (Authorizing Final Payment and Close Out H&L Turf Field), Res. #2019-205 (Authorizing Application 2020 NJDOT Municipal Aid Program), Res. #2019-206 (Authorizing Renewal Shared Services Agreement with Marlboro BOE - Janitorial Services), Res. #2019-207 (Authorizing Award of Bid - HVAC Maintenance), Res. #2019-208 (Authorizing Award of Bid - Tandem Axle Cab & Chassis), Res. #2019-209 (Supporting Stigma Free Community Declaration), Res. #2019-210 (Authorizing State Contract for Purchase of Microsoft Server and Client Software (Cap ID 2019-033-2), Res. #2019-211 (Authorizing Acceptance of

Community Development Block Grant Award for Peasley Drive in Greenbriar), Res. #2019-212 (Authorizing Execution of Certifications Prohibiting Excessive Force and Lobbying for Community Development Block Grant Award - Peasley Drive in Greenbriar), Res. #2019-213 (Redemption Tax Sale Certs - Various.

RESOLUTION # 2019-196

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACTS TO VARIOUS VENDORS FOR THE PURCHASE OF POLICE VEHICLE EQUIPMENT FOR THE POLICE DIVISION OF THE TOWNSHIP OF MARLBORO

WHEREAS, the Township of Marlboro as part of its 2019 capital program (106-2.21) authorized the purchase of replacement police vehicle equipment for the Division of Police; 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, the Chief of Police has reviewed the requests and has recommended that the Township purchase the below vehicle equipment under various State contracts as follows:

Equipment Description	SC#	Vendor	Qty	Unit Price	Cost	PO #	Capital ID
Interior Light Bar Front Windshield mounted Blue & White	81334	Kaldor	1	\$863.46	\$863.46	43474	106-2.21
LED Hideaway Mounted in Headlights/Taillights	81334	Kaldor	4	\$69.12	\$276.48	43474	106-2.21
4" MPower Stud Mount LEDs	81334	Kaldor	6	\$100.44	\$602.64	43474	106-2.21
90 Deg. Bracket for MPower Lights	81334	Kaldor	4	\$6.48	\$25.92	43474	106-2.21
Hands Free Siren/Light Controller	81334	Kaldor	1	\$341.82	\$341.82	43474	106-2.21
100 Watt Mount Speaker with Bracket	81334	Kaldor	1	\$176.04	\$176.04	43474	106-2.21
Deck Light Red/Blue Single Head Per Side on Rear Windows	81334	Kaldor	4	\$109.08	\$436.32	43474	106-2.21
Exterior Warning Bar AMBER Center & Red & Blue Ends 38"	81334	Kaldor	1	\$524.34	\$524.34	43474	106-2.21

Taillight Flasher	81334	Kaldor	1	\$39.96	\$39.96	43474	106-2.21
Installation	81334	Kaldor	1	\$1,615.00	\$1,615.00	43474	106-2.21
Total				\$4,091.98			

; 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 police vehicle equipment to be utilized by the Police Division; and

WHEREAS, funds are available and have been certified by the Chief Financial Officer in an amount not to exceed \$4,091.98 from Reserve Account #23-228-55-057; and

WHEREAS, the Township Council desires to approve the purchase of the police vehicle 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 police vehicle equipment as identified above in an amount not to exceed \$4,091.98.

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

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

RESOLUTION # 2019-197

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE  
AND APPROPRIATION (N.J.S.A. 40A:4-87)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.



Section 1

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$95,842.74, which has been awarded to the municipality for the "2019 Clean Communities" Grant.

Section 2

BE IT FURTHER RESOLVED that the amount of \$95,842.74 be hereby appropriated under the caption "2019 Clean Communities" Grant.

RESOLUTION # 2019-198

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE  
AND APPROPRIATION (N.J.S.A. 40A:4-87)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$53,578.00, which has been received by the municipality for the "FY2020 Municipal Alliance" Grant.

BE IT FURTHER RESOLVED that the amount of \$53,578.00 be hereby appropriated under the caption "FY2020 Municipal Alliance" Grant.

RESOLUTION # 2019-199

A RESOLUTION AUTHORIZING ACCEPTANCE  
OF DONATION FROM VARIOUS ENTITIES  
FOR THE MARLBORO TOWNSHIP POLICE DEPARTMENT K-9 UNIT

WHEREAS, various entities detailed on the attached schedule have made donations to the Marlboro Township Police Department

K-9 Unit; and

WHEREAS, there have been no promises 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 donations as described herein are hereby accepted.

BE IT FURTHER RESOLVED that the Township Council of the Township of Marlboro hereby extends its thanks and appreciation to the various donors for their support of the Marlboro Township Police Department K-9 Unit.

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

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

RESOLUTION # 2019-200

A RESOLUTION CONFIRMING EMERGENCY CONTRACTS WITH LUCAS CONSTRUCTION GROUP, INC. FOR THE PROVISION OF EMERGENCY WATER MAIN REPAIRS AND WATER WORKS SUPPLY CO., INC. FOR THE SUPPLY OF EMERGENCY WATER DISTRIBUTION PRODUCTS PURSUANT TO N.J.S.A. 40A:11-6 FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS WATER UTILITY DIVISION

WHEREAS, during 2018 and 2019 the Department of Public Works Water Utility Division has reported water emergencies in various areas of the Township designated as EM 1840, 1901, 1902, 1903, 1904, 1905, 1906, 1907, and 1908; and

WHEREAS, N.J.S.A. 40A:11-6 states that "Any contract may be ... awarded for a contracting unit without public advertising for bids and bidding therefor ... when an emergency affecting the public health, safety or welfare requires the immediate ... performance of services ... ."; and

WHEREAS, N.J.S.A. 40A:11-6(b) states that "Upon the furnishing of such goods or services ... the contractor furnishing such goods or services shall be entitled to be paid therefor and the contracting unit shall be obligated for said payment ..."; and

WHEREAS, the condition posed a serious threat to the public health, safety and welfare, constituting an emergency under the terms of N.J.S.A. 40A:11-6; and

WHEREAS, pursuant to N.J.S.A. 40A:11-6, the Water Utility contacted its existing emergency water main repair contractor, LUCAS CONSTRUCTION GROUP, INC., 173 Amboy Road, Morganville, NJ 07751 to provide the emergency repairs related to the above mentioned emergencies in an amount of \$221,887.20; and

WHEREAS, pursuant to N.J.S.A. 40A:11-6, the Township contacted its existing water distribution product supplier, WATER WORKS SUPPLY CO., INC., 660 State Highway 23 P.O. Box 306, Pompton Plains, New Jersey 07444 to provide the necessary emergency water distribution products, for the above mentioned emergencies in an amount not to exceed \$31,542.13; and

WHEREAS, the Chief Financial Officer has certified the availability of funds in an amount not to exceed \$253,429.33 from various water operating and capital accounts.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the emergency contracts be confirmed pursuant to N.J.S.A. 40A:11-6 with LUCAS CONSTRUCTION GROUP, INC. for the provision of emergency water main repairs and WATER WORKS SUPPLY CO., INC. for emergency water distribution products.

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

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

RESOLUTION # 2019-201

A RESOLUTION AUTHORIZING AN AMENDMENT TO A  
PROFESSIONAL SERVICES CONTRACT BETWEEN REMINGTON &  
VERNICK ENGINEERS AND THE TOWNSHIP OF MARLBORO FOR  
PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH  
VARIOUS WATER UTILITY IMPROVEMENTS

WHEREAS, the Township of Marlboro authorized various Water Utility System improvements including project 500-3 (Removal UST/Install AST at Tennent Rd Pump Station) under its 2019 Water Capital Program ("Project"); and

WHEREAS, the Township is in need of professional Licensed Site Remediation Professional (LSRP), engineering, design and bid services in connection with the Project ("Professional Services"); and

WHEREAS, Remington & Vernick Engineers (RVE) has provided proposals dated May 14, 2019 and May 22, 2019 (the "Proposals") for the required professional services; and

WHEREAS, the Township of Marlboro and RVE have entered into a Professional Services Contract, awarded under a fair and open process, and seeks to amend such Contract to expand the scope of services to include the Professional Services (as defined hereinabove) for the Project by way of its Alternate Township Engineer at a fee not to exceed \$63,100.00 for such Professional Services, as further described and set forth in RVE's Proposals, attached hereto and made a part hereof; and

WHEREAS, the value of the Professional Services Contract will exceed \$17,500.00 in the aggregate; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$63,100.00 are available in Capital Account 06-215-19-02A-500288 for this purpose; and

WHEREAS, the Township Council has deemed it necessary and in the best interest of the Township of Marlboro to amend its contract with RVE Associates to provide the required additional Professional Services for the Project in accordance with the Proposal; and

WHEREAS, the services to be provided are considered to be "Professional Services" pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the Local Public Contracts Law authorizes the awarding of a contract for "Professional Services" without public advertising for bids and bidding therefore, provided that the Resolution authorizing the contract and the contract itself be available for public inspection in the office of the Municipal Clerk and that notice of the awarding of the contract be published in a newspaper of general circulation in the municipality.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that a Professional Services Contract between REMINGTON & VERNICK ENGINEERS and the Township of Marlboro, to expand the scope of services to include

Professional Services in connection with various Water Utility improvements by way of its Alternate Township Engineer, at a fee not to exceed \$63,100.00 for such Professional Services, as further described and set forth in RVE's Proposals dated May 14, 2019 and May 22, 2019 ("Proposals"), be and is hereby authorized.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Clerk to witness, in a form legally acceptable to the Township Attorney, an amendment to the Professional Services Contract described herein.

BE IT FURTHER RESOLVED, that this Professional Services Contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i) and shall provide for compensation in an amount not to exceed \$63,100.00 for such additional Professional Services for the Project as described in the Proposal.

BE IT FURTHER RESOLVED, that a copy of the Professional Services Contract and this Resolution shall be available for public inspection in the office of the Municipal Clerk.

BE IT FURTHER RESOLVED, notice of award of the Professional Services Contract shall be published pursuant to law, and a certified copy of this Resolution shall be provided to each of the following:

- a. Remington & Vernick Engineers
- b. Business Administrator
- c. Chief Financial Officer
- d. Director of Public Works

RESOLUTION # 2019-202

A RESOLUTION AUTHORIZING AN AMENDMENT TO A  
PROFESSIONAL SERVICES CONTRACT BETWEEN CME ASSOCIATES  
AND THE TOWNSHIP OF MARLBORO FOR PROFESSIONAL  
ENGINEERING SERVICES IN CONNECTION WITH VARIOUS WATER  
UTILITY SYSTEM IMPROVEMENTS

WHEREAS, the Township of Marlboro authorized various Water Utility System improvements including project 2018-500-14 (Beacon Hill Water Storage Tank Rehabilitation) as part of the 2018 Water Capital Program and 2019-500-01 (Harbor Road WTP Force Main & Pump Station) as part of the 2019 Water Capital Program ("Project"); and

WHEREAS, the Township Council previously authorized the engineering design for the Project (R. 2013-257 and R. 2018-180); and

WHEREAS, the Township is in need of professional engineering, bid and construction management services in connection with the Project ("Professional Services"); and

WHEREAS, CME Associates has a provided proposals dated April 10, 2019 (the "Proposals") for the required professional services; and

WHEREAS, the Township of Marlboro and CME Associates have entered into a Professional Services Contract, awarded under a fair and open process, and seeks to amend such Contract to expand the scope of services to include the Professional Services (as defined hereinabove) for the Project by way of its Township Engineers at a fee not to exceed \$183,915.00 for such Professional Services, as further described and set forth in CME's Proposals, attached hereto and made a part hereof; and

WHEREAS, the value of the Professional Services Contract will exceed \$17,500.00 in the aggregate; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$183,915.00 are available in Capital Account 06-215-18-02E-500288 for this purpose; and

WHEREAS, the Township Council has deemed it necessary and in the best interest of the Township of Marlboro to amend its contract with CME Associates to provide the required additional Professional Services for the Project in accordance with the Proposals; and

WHEREAS, the services to be provided are considered to be "Professional Services" pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the Local Public Contracts Law authorizes the awarding of a contract for "Professional Services" without public advertising for bids and bidding therefore, provided that the Resolution authorizing the contract and the contract itself be available for public inspection in the office of the Municipal Clerk and that notice of the awarding of the contract be published in a newspaper of general circulation in the municipality.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that a Professional Services Contract between CME Associates and the Township of Marlboro, to expand the scope of services to include Professional Services in connection with various Water Utility system improvements by way of its Township Engineers, at a fee not to exceed \$183,915.00 for such Professional Services, as further described and set forth in CME's Proposals dated April 10, 2019, be and is hereby authorized.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Clerk to witness, in a form legally acceptable to the Township Attorney, an amendment to the Professional Services Contract described herein.

BE IT FURTHER RESOLVED, that this Professional Services Contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i) and shall provide for compensation in an amount not to exceed \$183,915.00 for such additional Professional Services for the Project as described in the Proposals.

BE IT FURTHER RESOLVED, that a copy of the Professional Services Contract and this Resolution shall be available for public inspection in the office of the Municipal Clerk.

BE IT FURTHER RESOLVED, notice of award of the Professional Services Contract shall be published pursuant to law, and a certified copy of this Resolution shall be provided to each of the following:

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

RESOLUTION # 2019-203

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO  
MECO, INC. FOR THE 2019 ROAD IMPROVEMENT PROGRAM

WHEREAS, the Township of Marlboro as part of its 2019 Capital Program (060-1) authorized various road improvements; and

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for the 2019 ROAD IMPROVEMENT PROGRAM, and on June 5, 2019, received three (3) bids, as follows:

		Meco, Inc.	Black Rock Enterprises, LLC	Lucas Brothers, Inc.
		P.O .Box 536	1316 Englishtown Road	80 Amboy Road
		Carlsburg, N.J. 08510	Old Bridge, N.J. 08857	Morganville, N.J. 07751
BASE BID				
Item A	2019 Road Improvements Project bid items 1 through 43			
	Base Bid Total	3,186,508.70	3,364,155.00	3,450,450.00
Bid Alternate A	Regal Drive & Crescent Court	250,773.70	262,256.20	271,271.25
Bid Alternate B	Adams Street & Barclay Street	153,716.30	170,040.80	162,162.25
Bid Alternate C	Wren Terrace, Quail Court & Pheasant Drive	218,155.70	134,851.20	241,242.00
Bid Alternate D	Ardsley Place, Devonshire Drive & Lisa Lane	223,336.20	246,376.50	257,727.75
Bid Alternate E	Gary Drive	149,227.20	168,150.70	157,158.00

; and

WHEREAS, the bid was comprised of a base bid, Addition Item A, Addition Item B, Addition Item C, Addition Item D and Addition Item E; and

WHEREAS, based upon the available budget and the amount of funding available, the Township is in the position to award the base bid; and

WHEREAS, it has been determined that the submission of the lowest bidder for the base bid, Meco, Inc. is responsive as detailed in an June 7, 2019 letter submitted by the Township Engineer; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Township Engineer to award the bid 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 Meco, Inc., whose address is, P.O. Box 536, Carlsburg, NJ 08510 in an amount not to exceed \$3,186,508.70 for the 2019 ROAD IMPROVEMENT PROGRAM.



BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, a contract with Meco, Inc. in an amount not to exceed \$3,186,508.70.

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that sufficient funds in the amount of \$3,186,508.70 are available for the aforesaid contract in various Capital Accounts.

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

- a. Meco, Inc.
- b. Township Business Administrator
- c. Director of Public Works
- d. Township Engineer
- e. Chief Financial Officer

RESOLUTION # 2019-204

A RESOLUTION APPROVING CLOSE OUT CHANGE ORDER TO THE EXISTING CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND PRECISE CONSTRUCTION CO. AND AUTHORIZING FINAL PAYMENT AND ACCEPTANCE OF PROVISIONS OF "H&L SOCCER FIELD IMPROVEMENTS- PHASE 2" FOR THE TOWNSHIP OF MARLBORO

WHEREAS, by Resolution #2018-152 the Township of Marlboro authorized the award of a contract to Precise Construction Co. for the recreation improvements otherwise known as the H&L Soccer Field Improvements for the Township of Marlboro (the "Project"); and

WHEREAS, Close Out Change Order has been requested resulting in a decrease in the original contract amount of \$897,480.00 to \$861,636.00, a net decrease of \$35,844.00; and

WHEREAS, in a letter dated June 4, 2019 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 Close Out, acceptance of the Project improvements, and issuance of final payment in the amount of \$26,052.72; and

WHEREAS, pursuant to the terms of the contract, Precise Construction Co. has provided a two-year maintenance bond in an amount equal to 15% of the final contract amount or \$129,245.40; and

WHEREAS, the Township Council of the Township of Marlboro is amenable to approving Close Out, accepting the Project improvements and issuing a final payment to Precise Construction Co. in the amount of \$26,052.72 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 Close Out Change Order to the existing contract with Precise Construction Co. be and is hereby approved, decreasing the original contract total of \$897,480.00 to \$861,636.00, a net decrease of \$35,844.00.

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 \$26,052.72 for work completed by Precise Construction Co. is hereby approved.

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

- a. Precise Construction Co.
- b. Township Business Administrator
- c. Township Engineer
- d. Township Chief Financial Officer
- e. Township Attorney

RESOLUTION # 2019-205

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the "Marlboro Road Program" project.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Township of Marlboro formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2018-Marlboro Road Program-00496 to the New Jersey Department of Transportation on behalf of the Township of Marlboro.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Marlboro and that their signature constitutes acceptance of

the terms and conditions of the grant agreement and approves the execution of the grant agreement.

RESOLUTION # 2019-206

A RESOLUTION AUTHORIZING YEAR 2 OF SHARED SERVICES AGREEMENT WITH THE MARLBORO BOARD OF EDUCATION TO PROVIDE JANITORIAL SERVICES FOR THE MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on June 14, 2018 (R.2018-209) 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, the Director of the Department of Public Works has recommended that the Township approve a (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 2 of the shared services agreement be authorized with Marlboro Board of Education for a period of one year beginning on July 1, 2019 through June 30, 2020, in a total amount not to exceed \$94,071.35.

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.

BE IT FURTHER RESOLVED funds in the amount of \$47,035.68 have been certified by the Chief Financial Officer from account #01-201-26-122-288126.

BE IT FURTHER RESOLVED funds for the 2020 portion of the contract will be certified by the Chief Financial Officer upon adoption of the 2020 Municipal Budget.

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. Director of Public Works
- d. Township Chief Financial Officer

RESOLUTION # 2019-207

A RESOLUTION AWARDING CONTRACT TO PJM MECHANICAL CONTRACTORS, INC. FOR HVAC MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for HVAC MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, and on May 29, 2019, received five (5) bids therefor; and

WHEREAS, the five (5) bids received were as follows:

Company	TOTAL
DASH Mechanical LLC 613 Preston Street Brick, NJ 08723	\$46,480
Air Systems Maintenance, Inc. 718 Jefferson Avenue Kenilworth, NJ 07033	\$42,430
PJM Mechanical Contractors, Inc. 1688 Fifth Street Ewing, NJ 08638	\$33,943
Crystal Air Associates, Inc. 6 Ryan Road Marlboro, NJ 07746	\$40,630
McCloskey Mechanical Contractors, Inc. 445 Lower Landing Road Blackwood, NJ 08012	\$41,874

; and

WHEREAS, the submission of the apparent lowest bidder, PJM Mechanical Contractors, Inc. is responsive as detailed in the June 4, 2019 memo from the Director of Public Works; 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 PJM Mechanical Contractors, Inc. whose address is 1688 Fifth Street, Ewing, NJ 08638 for HVAC MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, for a contract amount at prices specified in the bid proposal not to exceed \$33,943.00 for a term of one year beginning on July 1, 2019, with an option to renew the contract based upon on 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 McCloskey Mechanical Contractors, 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 in the amount of \$16,971.50 representing the 2019 portion of the contract have been certified by the Chief Financial Officer in Account #01-201-26-122-276126.

BE IT FURTHER RESOLVED that funds for the 2020 portion of the contract will be certified by the Chief Financial Officer upon adoption of the 2020 Municipal Budget.

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

- a. PJM Mechanical Contractors, Inc.
- b. Township Business Administrator
- c. Township Chief Financial Officer
- d. Township Director of Public Works

RESOLUTION # 2019-208

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO HUNTER JERSEY PETERBILT FOR THE PROVISION OF ONE (1) NEW AND UNUSED 2019 OR NEWER TANDEM AXLE CAB AND CHASSIS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW)

WHEREAS, the Township of Marlboro as part of its 2019 Capital Program (120-3) authorized the purchase of a Tandem Axle Cab and Chassis with a Garbage Truck Body for the Department of Public Works; and

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for ONE (1) NEW AND UNUSED 2019 OR NEWER TANDEM AXLE CAB AND CHASSIS, and on May 29, 2019, received two (2) bids, as follows:

BASE BID		Hunter Jersey Peterbilt 524 Monmouth Road P.O. Box 729 Clarksburg, NJ 08510	Gabrielli 2306 Route 130 North  Dayton, NJ 08810
Item A	One 66,000lb Tandem Axle Cab and Chassis	125,668.00	126,391.37
Base Bid Total		125,668.00	126,391.37
Opt. 1	Trade-in of 2004 Volvo Tandem Axle Garbage Truck (#0419)	5,000.00	3,500.00
Opt. 2	Trade-in of 2007 International Single Axle Dump Truck (#0718)	21,000.00	2,500.00
Grand Total (Base Bid Total + Option 1)		120,668.00	122,891.37
Grand Total (Base Bid Total + Option 2)		104,668.00	123,891.37
Grand Total (Base Bid Total + Option 1 + Option 2)		99,668.00	120,391.37

; and

WHEREAS, in a memo dated June 4, 2019, the Director of Public Works has reported that HUNTER JERSEY PETERBILT, the apparent lowest bidder is responsive and has recommended that the contract for ONE (1) NEW AND UNUSED 2019 OR NEWER TANDEM AXLE CAB AND CHASSIS be awarded to HUNTER JERSEY PETERBILT, 524 Monmouth Road, P. O. Box 729, Clarksburg, NJ 08510; and

WHEREAS, the bid was comprised of a base bid, Item A, One (1) 66,000lb Tandem Axle Cab and Chassis, with the additional Option 1, a trade in of a 2004 Volvo Tandem Axle Garbage Truck, inventory ID #0419 and Option 2 a trade in of a 2007 International Single Axle Dump Truck, inventory ID #0718; and

WHEREAS, the Director of Public Works has recommended that the contract be awarded to HUNTER JERSEY PETERBILT for the base bid, Items A, minus Option 1 (Trade-In) and Option 2 (Trade-In) for an amount not to exceed \$99,668.00; 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, P. O. Box 729, Clarksburg, NJ 08510 in an amount not to exceed \$99,668.00 for the purchase of ONE (1) NEW AND UNUSED 2019 OR NEWER TANDEM AXLE CAB AND CHASSIS.

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, P. O. Box 729, Clarksburg, NJ 08510 in an amount not to exceed \$99,668.00 for the purchase of ONE (1) NEW AND UNUSED 2019 OR NEWER TANDEM AXLE CAB AND CHASSIS.

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that sufficient funds in the amount of \$99,668.00 are available for the aforesaid contract in Capital Account 04-215-19-01H-120297.

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. Chief Financial Officer
- e. Insurance

RESOLUTION # 2019-209

RESOLUTION SUPPORTING  
STIGMA FREE COMMUNITY DECLARATION

WHEREAS, Mayor Jonathan Hornik and the Marlboro Township Council along with the Marlboro Alliance recognize that one in four Americans has experienced mental illness, including substance use disorders, in a given year according to the National Institute of Mental Health; and

WHEREAS, mental health problems are more common than cancer and heart disease combined, affecting children and adults, including more than half of our Iraq and Afghanistan Veterans treated at Veteran's Administration hospitals; and

WHEREAS, given the serious nature of this public health problem, we must continue to reach to millions of Americans who need help; and

WHEREAS, the Stigma Associated with the disease of mental illness is identified as the primary reason individuals fail to seek the help they need to recover from the disease; and

WHEREAS, Stigma-Free Communities aim to inspire public interest and open dialogues about Stigma, raise awareness of the disease of mental illness and substance use disorder and create a culture wherein residents who have the disease of mental illness and/or substance use feel supported by their community and neighbors and feel free to seek treatment for the disease without fear of Stigma; and

WHEREAS, promoting awareness that there can be no "health" without mental health will break down barriers and encourage residents of all ages to be mindful of their mental health and ask for help when needed; and

WHEREAS, local resources are available to treat the diseases of mental illness and substance use disorder so no one resident needs to suffer alone or feel hopeless; and

WHEREAS, establishing Stigma-Free Communities will raise awareness of resources, inclusive language, and encourage residents to engage in care as soon as the need is identified so recovery can begin, hope is inspired and tragedies are avoided; and

WHEREAS, Mayor Hornik and the Marlboro Township Council support the designation of Stigma-Free Communities in every municipality.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro recognizes the community need and hereby supports the designation of Marlboro as a Stigma-Free Community.

RESOLUTION # 2019-210

A RESOLUTION AUTHORIZING CONTRACT WITH DELL MARKETING LP



FOR THE PURCHASE OF MICROSOFT SERVER AND CLIENT SOFTWARE IN  
THE TOWNSHIP OF MARLBORO INFORMATION TECHNOLOGY DEPARTMENT  
UNDER NJ STATE CONTRACT #89850

WHEREAS, the Marlboro Township Information Technology Department, as part of the Township's approved 2019 Capital Program (033-2), has recommended that the Township purchase Microsoft Server and Client software under the NJ State Contract #89850; and

WHEREAS, it is necessary for operations to upgrade the Township's Technology Infrastructure to the latest versions of Microsoft Server and Client software to more efficiently and securely serve the needs of the Township; and

WHEREAS, the most cost-effective way to purchase the software is by entering into an Enterprise Agreement with Microsoft which allows the Township to remain current on any future releases of all software purchased for a period of three years, at which point the Agreement can be extended at reduced costs for another 3 year period; and

WHEREAS, purchasing the software will allow for decreased operating expenses in future operating budgets as existing 3rd party systems are replaced by functionality included in the Microsoft software; 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, the Information Technology Department has reviewed the information received and has recommended that DELL MARKETING LP be awarded the contract based upon the quotation received; and

WHEREAS, funds in the amount of \$78,259.32 have been certified by the Chief Financial Officer in Capital Account Number 04-215-19-01B-033297.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to contract with DELL MARKETING LP whose address is ONE DELL WAY, ROUND ROCK, TX 78682 for the provision of Microsoft Server and Client software under NJ State Contract #89850 in an amount not to exceed \$78,259.32.

BE IT FURTHER RESOLVED that a certified copy of this

Resolution shall be provided to each of the following:

- a. Dell Marketing, LP
- b. Township Business Administrator
- c. Township Director Information Officer
- d. Township Chief Financial Officer

RESOLUTION # 2019-211

COMMUNITY DEVELOPMENT BLOCK GRANT RESOLUTION AUTHORIZING  
THE MAYOR AND CLERK TO EXECUTE A PROJECT AGREEMENT WITH  
MONMOUTH COUNTY FOR PERFORMANCE AND DELIVERY OF FISCAL  
YEAR 2019 COMMUNITY DEVELOPMENT PROJECTS

WHEREAS, certain federal funds are potentially available to Monmouth County under the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the County of Monmouth expects to receive an allocation for Fiscal Year 2019 from the United States Department of Housing and Urban Development; and

WHEREAS, the County of Monmouth has submitted its Annual Plan for Fiscal Year 2019 to the U.S. Department of Housing and Urban Development, which included a project hereinafter referred to as Improvements to Peasley Drive with a grant allocation of \$120,370.00; and

WHEREAS, the Township of Marlboro hereby met all the requirements for the release of funds to begin incurring costs for this project; and

WHEREAS, the Township of Marlboro has filed with the Monmouth County Community Development Program an acceptable timetable for completion and expenditure of grant funds, which is included as an appendix to the Project Agreement.

NOW, THEREFORE, BE IT ORDAINED, that the Mayor and Municipal Clerk are hereby authorized to execute with the County of Monmouth the attached Project Agreement on behalf of the Township of Marlboro.

RESOLUTION # 2019-212

COMMUNITY DEVELOPMENT BLOCK GRANT RESOLUTION AUTHORIZING  
THE MAYOR TO SIGN A CERTIFICATION PROHIBITING THE USE  
OF EXCESSIVE FORCE AND A CERTIFICATION PROHIBITING  
THE USE OF FEDERAL FUNDS FOR LOBBYING

WHEREAS, certain federal funds are potentially available to Monmouth County through the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the United States Department of Housing and Urban Development has allocated funding to the County of Monmouth for Fiscal Year 2019; and

WHEREAS, the County is making some of these funds available to certain participating municipalities and non-profit agencies; and

WHEREAS, it is required that the Township of Marlboro execute a Project Agreement with Monmouth County to undertake a project known as Road Improvements to Peasley Drive; and

WHEREAS, the U.S. Department of Housing and Urban Development is requiring that the Mayor of the Township of Marlboro sign additional certifications in order to receive these funds; and

WHEREAS, the Township of Marlboro has adopted a policy prohibiting the use of excessive force by its law enforcement agency (police force) within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

WHEREAS, a copy of that policy is attached to and made part of this resolution.

NOW, THEREFORE, BE IT ORDAINED, that the Township of Marlboro has met the conditions of receiving a Fiscal Year 2019 allocation by adopting a policy prohibiting the use of excessive force and by not using federal funds for lobbying or by disclosing that funds have been used for lobbying.

BE IT FURTHER RESOLVED, that the Mayor of the Township of Marlboro is hereby authorized to sign the attached certifications which will become part of the Fiscal Year 2019 Project Agreement.

RESOLUTION # 2019-213

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$88,600.40 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 \$88,600.40 be refunded to the certificate holders as per Schedule "A",

SCHEDULE "A"

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>LIENHOLDER</u>	<u>AMOUNT</u>
2017-058	412/142	Fig Capital Investments NJ13 PO Box 54472 New Orleans, LA 70154 Assessed Owner: Pomerantsev, Gregory & Anna	3,361.70
2018-010	269/32.01	US Bank Cust for Tower DBVIII 50 South 16 <sup>th</sup> Street, Suite 2050 Philadelphia, PA 19102 Assessed Owner: Nolte, Ronald C.	85,238.70

At 7:30 p.m., Council Vice President Mazzola moved that the meeting be adjourned. This was seconded by Councilwoman Marder, and as there was no objection, the Clerk was asked to cast one ballot (Absent: Scalea).

MINUTES APPROVED: July 11, 2019

OFFERED BY: MARDER

AYES: 4

SECONDED BY: METZGER

NAYS: 0

ABSTAIN: SCALEA

\_\_\_\_\_  
ALIDA MANCO,  
MUNICIPAL CLERK

\_\_\_\_\_  
SCOTT METZGER,  
COUNCIL PRESIDENT