

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

February 17, 2011

The Marlboro Township Council held its regularly scheduled meeting on February 17, 2011 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President Marder opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of the regularly scheduled meetings of the Township Council of the Township of Marlboro was faxed and e-mailed to the Asbury Park Press, the Star Ledger and News Transcript on January 10, 2011; faxed to the Board of Education Office; posted on the Bulletin Board of the Municipal Building, filed in the office of the Municipal Clerk and placed on the township website and Channel 77.

The Clerk called the Roll.

PRESENT: Councilman LaRocca, Council Vice President Cantor, Councilman Metzger and Council President Marder. Councilwoman Mazzola was absent.

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

Council President Marder reopened the Public Hearing on Ord. #2011-1 (Amending Certain Licensing & Permitting Fees - Land use) which had been continued from February 3rd. No one wished to speak. The following Res. 2011-64/Ord. 2011-1 (Amending Certain Licensing & Permitting Fees - Land Use) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Marder and passed on a roll call vote of 3 - 0 in favor with Council Vice President Cantor abstaining (Absent: Mazzola).

RESOLUTION # 2011-64

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

ORDINANCE # 2011-1

AN ORDINANCE AMENDING AND SUPPLEMENTING LICENSING AND PERMITTING FEES FOR THE LAND USE AND DEVELOPMENT, UNIFORM CONSTRUCTION CODE AND STREETS AND SIDEWALKS CHAPTERS OF THE CODE OF THE TOWNSHIP OF MARLBORO

which was introduced on January 6, 2011, public hearing held February 3, 2011 and continued to February 17, 2011 be adopted on second and final reading this 17th day of February, 2011.

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

The following Res. #2011-79/Ord. #2011-2 (General Improvement Bond Ordinance) was introduced by reference, offered by Councilman Metzger, seconded by Councilman LaRocca, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-79

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

ORDINANCE # 2011-2

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR VARIOUS GENERAL CAPITAL IMPROVEMENTS IN AND FOR THE TOWNSHIP OF MARLBORO AND APPROPRIATING \$2,970,473 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$2,821,949 IN BONDS OR NOTES OF THE TOWNSHIP OF MARLBORO TO FINANCE THE SAME

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 March 3, 2011 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 # 2011-2

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF  
MONMOUTH, NEW JERSEY, PROVIDING FOR VARIOUS GENERAL CAPITAL  
IMPROVEMENTS IN AND FOR THE TOWNSHIP OF MARLBORO AND  
APPROPRIATING \$2,970,473 THEREFOR, AND PROVIDING FOR THE  
ISSUANCE OF \$2,821,949 IN BONDS OR NOTES OF THE  
TOWNSHIP OF MARLBORO TO FINANCE THE SAME

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 improvements or purposes described in Section 3 of  
this bond ordinance are hereby authorized to be undertaken by the  
Township of Marlboro, in the County of Monmouth, New Jersey (the  
"Township"), as general improvements. For the several improvements or  
purposes described in Section 3 hereof, there are hereby appropriated  
the respective sums of money therein stated as the appropriations made  
for each improvement of purpose, such sums amounting in the aggregate to  
\$2,970,473, and the aggregate sum of \$148,524 as the down payments for  
the improvements or purposes pursuant to the Local Bond Law. The down  
payments have been made available by virtue of the provision in the  
capital improvement fund in one or more previously adopted budgets.  
Pursuant to N.J.S.A. 40A:2-11(c)

Section 2. In order to finance the cost of the several  
improvements or purposes not covered by application of the several down  
payments or otherwise provided for hereunder, negotiable bonds are  
hereby authorized to be issued in the principal amount of \$2,821,949  
pursuant to the Local Bond Law. In anticipation of the issuance of the  
bonds, negotiable bond anticipation notes are hereby authorized to be  
issued pursuant to and within the limitations prescribed by the Local  
Bond Law.

Section 3. (a) The several improvements hereby authorized and  
the several purposes for which the bonds are to be issued, the estimated  
cost of each improvement and the appropriation therefor, the maximum  
amount of bonds or notes to be issued for each improvement and the  
period of usefulness of each improvement are as follows:

- (1) Purpose: the reconstruction of Texas Road sidewalks, and  
including all and materials necessary therefor or incidental  
thereto.

Appropriation and Estimated Cost:	\$ 49,144
Maximum Amount of Bonds or Notes:	\$ 46,687
Period of Usefulness:	10 years

Amount of Down Payment: \$ 2,457

- (2) Purpose: the reconstruction of various roads, including the Township's 2011 Road Program, including in said program, without limitation, the reconstruction of Concord Road, Evergreen Drive and Hartman Road, and the reconstruction of School Road East, Vanderburg Road, Amboy Road and Texas/Spring Valley Road, and the reconstruction of such other roads to Class B standard, as provided in the Local Bond Law, all such roads to be identified on a list to be filed in the Township Clerk's office, as such list may be modified from time to time, and including all work and materials necessary therefor and incidental thereto.

Appropriation and Estimated Cost: \$946,935  
Maximum Amount of Bonds or Notes: \$899,588  
Period of Usefulness: 10 years  
Amount of Down Payment: \$ 47,347

- (3) Purpose: construction and design of Pleasant Valley Road streambank stabilization, and including all work and materials necessary therefor and incidental thereto.

Appropriation and Estimated Cost: \$266,700  
Maximum Amount of Bonds or Notes: \$253,365  
Period of Usefulness: 15 years  
Amount of Down Payment: \$ 13,335

- (4) Purpose: various drainage projects, as identified on a list to be filed in the Township Clerk's office, as such list may be modified from time to time, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost: \$52,500  
Maximum Amount of Bonds or Notes: \$49,875  
Period of Usefulness: 15 years  
Amount of Down Payment: \$2,625

- (5) Purpose: various stream cleaning projects, as identified on a list to be filed in the Township Clerk's office, as such list may be modified from time to time, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost: \$19,845  
Maximum Amount of Bonds or Notes: \$18,853  
Period of Usefulness: 15 years  
Amount of Down Payment: \$ 992

- (6) Purpose: engineering design for a 911 memorial park project, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost:       \$13,965  
Maximum Amount of Bonds or Notes:       \$13,267  
Period of Usefulness                       15 years  
Amount of Down Payment:                   \$    698

- (7) Purpose: purchase of laser printers, cabling, virtual servers, virtual desktops and software licensing, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost:       \$213,596  
Maximum Amount of Bonds or Notes:       \$202,916  
Period of Usefulness                       5 years  
Amount of Down Payment:                   \$ 10,680

- (8) Purpose: purchase of ambulance, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost:       \$170,888  
Maximum Amount of Bonds or Notes:       162,344  
Period of Usefulness                       5 years  
Amount of Down Payment:                   \$   8,544

- (9) Purpose: purchase of equipment necessary to outfit police vehicles, including, without limitation, cages, partition with sliding window, radar and defibrillator, and purchase of replacement weapons for Police Department, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost:       \$132,550  
Maximum Amount of Bonds or Notes:       \$125,922  
Period of Usefulness                       15 years  
Amount of Down Payment:                   \$   6,628

- (10) Purpose: purchase of in-car digital video recording system and computer and computer mount and cameras for police vehicles, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost:       \$278,000  
Maximum Amount of Bonds or Notes:       \$264,100

Period of Usefulness 7 years  
Amount of Down Payment: \$13,900

- (11) Purpose: purchase of Class 5 dump truck and Class 7 single axle dump truck, both with plow and spreader, and purchase of 3/4 ton pick-up truck with plow, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost: \$493,500  
Maximum Amount of Bonds or Notes: 468,825  
Period of Usefulness 5 years  
Amount of Down Payment: \$ 24,675

- (12) Purpose: purchase of snow removal equipment, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost: \$73,500  
Maximum Amount of Bonds or Notes: \$69,825  
Period of Usefulness 5 years  
Amount of Down Payment: \$ 3,675

- (13) Purpose: various improvements to Class B (as provided in the Local Bond Law) municipal buildings, including, without limitation, replacement of roofs, awnings, garage doors, HVAC and lighting, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost: \$255,150  
Maximum Amount of Bonds or Notes: 242,392  
Period of Usefulness 5 years  
Amount of Down Payment: 12,758

- (14) Purpose: purchase of lightning detection system, and including all work and materials necessary therefore and incidental thereto.

Appropriation and Estimated Cost: \$4,200  
Maximum Amount of Bonds or Notes: \$3,990  
Period of Usefulness 15 years  
Amount of Down Payment: \$ 210

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the several improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond 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 amended 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 Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 9.61 years.

(c) 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 authorization of the bonds and notes provided in this bond ordinance by \$2,821,949, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$677,310 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The following Res. #2011-81/Ord. #2011-3 (Water Capital Improvement Bond Ordinance) was introduced by reference, offered by Council Vice President Cantor, seconded by Council President Marder, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-80

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

ORDINANCE # 2011-3

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR IMPROVEMENTS TO THE WATER UTILITY SYSTEM IN AND FOR THE TOWNSHIP OF MARLBORO AND APPROPRIATING \$614,250 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$614,250 IN WATER UTILITY BONDS OR NOTES OF THE TOWNSHIP OF MARLBORO TO FINANCE THE SAME

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 March 3, 2011 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 # 2011-3

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR IMPROVEMENTS TO THE WATER UTILITY SYSTEM IN AND FOR THE TOWNSHIP OF MARLBORO AND APPROPRIATING \$614,250 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$614,250 IN WATER UTILITY BONDS OR NOTES OF THE TOWNSHIP OF MARLBORO TO FINANCE THE SAME

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 improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Marlboro, in the County of Monmouth, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$614,250. No down payment is required in connection with the improvements or purposes for which obligations are authorized as provided in Section 3 hereof as said purposes are deemed to be self-liquidating and the obligations authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$614,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued are water meter replacement, well redevelopment and rehabilitation, preliminary expenses in connection with a GIS plan of the water system and improvements and major repairs to the water treatment plants and water distribution system, including, without limitation, replacement of water mains, and including all other work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from

time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond 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 amended 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 Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) 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 authorization of the bonds and notes provided in this bond ordinance by \$614,250, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$216,500 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

(e) This bond ordinance authorizes obligations of the Township solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-46 and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The following Res. #2011-81/Ord. #2011-4 (Open Space Acquisition and Improvements Bond Ordinance) was introduced by reference, offered by Council Vice President Cantor, seconded by Councilman Metzger, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-81

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

ORDINANCE # 2011-4

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR PRESERVATION OF

OPEN SPACE AND FARMLAND IN AND FOR THE TOWNSHIP OF MARLBORO  
AND APPROPRIATING \$2,992,500 THEREFOR, AND PROVIDING FOR  
THE ISSUANCE OF \$2,842,875 IN BONDS OR NOTES OF  
THE TOWNSHIP OF MARLBORO TO FINANCE THE SAME

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 March 3, 2011 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 # 2011-4

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF  
MONMOUTH, NEW JERSEY, PROVIDING FOR PRESERVATION OF OPEN SPACE  
AND FARMLAND IN AND FOR THE TOWNSHIP OF MARLBORO AND  
APPROPRIATING \$2,992,500 THEREFOR, AND PROVIDING FOR THE  
ISSUANCE OF \$2,842,875 IN BONDS OR NOTES OF THE TOWNSHIP OF  
MARLBORO TO FINANCE THE SAME

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 improvement or purpose described in Section 3 of  
this bond ordinance is hereby authorized to be undertaken by the  
Township of Marlboro, in the County of Monmouth, New Jersey (the  
"Township"), as a general improvement. For the improvement or purpose  
described in Section 3 hereof, there is hereby appropriated the sum of  
\$2,992,500 including the sum of \$149,625 as the down payment for the  
improvement or purpose pursuant to the Local Bond Law. The down payment  
is now available by virtue of provision of moneys in the Open Space,  
Recreation, Farmland and Historic Preservation Trust Fund.

Section 2. In order to finance the cost of the improvement or  
purpose not covered by application of the down payment or otherwise  
provided for hereunder, negotiable bonds are hereby authorized to be  
issued in the principal amount of \$2,842,875 pursuant to the Local Bond  
Law. In anticipation of the issuance of the bonds, negotiable bond  
anticipation notes are hereby authorized to be issued pursuant to and  
within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the  
purpose for the financing of which the bonds are to be issued is the

acquisition of open space parcels included in the Township's Open Space and Recreation Plan and the acquisition of parcels included in the Township's Farmland Preservation Plan, as said plans are currently in existence or as they may hereafter be amended and are on file in the Township Clerk's office, including all work and materials necessary therefor and incidental thereto. The improvements authorized and the purpose for which obligations are to be issued are intended to comply with the limitations contained in Ordinance No. 2000-22, adopted by the Township Council on October 12, 2000, as amended, and approved by the voters of the Township.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond 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 amended 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 Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) 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 authorization of the bonds and notes provided in this bond ordinance by \$2,842,875, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$356,250 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure

document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The following Res. #2011-82 (Authorizing Contract Amendment CME - Redevelopment of Wells) was introduced by reference, offered by Councilman LaRocca, seconded by Councilman Metzger, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-82

A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT BETWEEN CME ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE REDEVELOPMENT OF WELLS FOR THE DEPARTMENT OF PUBLIC WORKS, WATER UTILITY DIVISION

WHEREAS, the capital plan for the water utility calls for the periodic redevelopment of the wells servicing the water utility district; and

WHEREAS, the Township is need of design, bid and construction phase engineering services for the redevelopment of wells ("Professional Services"); and

WHEREAS, CME ASSOCIATES submitted a proposal dated January 12, 2011 to perform the required Professional Services ("Proposal"); 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 at a fee not to exceed \$19,250.00 for such Professional Services, as further described and set forth in CME's Proposal, 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 are available for this purpose from Account # X-06-55-900-901; 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 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; and

WHEREAS, CME has previously completed and submitted a Business Entity Disclosure Certificate certifying that CME Associates has not made any reportable contributions that would bar the award of a contract pursuant to Marlboro Township Code Chapter 18 or N.J.S.A. 19:44A-20.5, and that no reportable contributions that would violate the law will be made during the term of the contract.

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 provide engineering design, bid and construction phase engineering services, at a fee not to exceed \$19,250.00 for such Professional Services, as further described and set forth in CME's Proposal dated January 12, 2011 ("Proposal"), be and is hereby authorized; and

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, the Professional Services Contract described herein; and

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 \$15,000.00 for such additional Professional Services for the Project as described in the Proposal; and

BE IT FURTHER RESOLVED, that the Business Entity Disclosure Certification shall be placed on file with this Resolution; and

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; and

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, 1460 Route 9 South, Howell, NJ 07731
- b. Mayor Jonathan L. Hornik
- c. Township Administrator
- d. Township Chief Financial Officer
- e. DeCotiis, FitzPatrick & Cole, LLP

Res. #2011-83 (Bond Release Crine Woods Section 1, 2 & 3) was introduced by reference, offered by Councilman LaRocca, and seconded by Council President Marder. There was a brief discussion between Mayor, Council members, Township Engineer Ernest Peters and T & M Representative George Stavrou. On behalf of Crine Realty, Inc. Richard E. Tilton, Esq. from Heilbrunn, Pape & Goldstein, asked to move forward with the Resolution. After discussion, Councilman Cantor moved that the resolution be tabled. This was seconded by Council President Marder, and passed on a roll call vote of 4 - 0 in favor of tabling. (Absent: Mazzola)

The following Res. #2011-84 (Authorizing Proposals for Financing the Purchase of Police Vehicles) was introduced by reference, offered by Councilman Metzger, seconded by Council Vice President Cantor, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-84

RESOLUTION AUTHORIZING TOWNSHIP OFFICIALS TO SECURE PROPOSALS FOR  
FINANCING THE PURCHASE OF POLICE VEHICLES

WHEREAS, the Police Department has submitted its 2011 capital plan which includes a request for the replacement of vehicles; and

WHEREAS, the Township has reviewed and finalized a request for five (5) vehicles; and

WHEREAS, the Township is desirous of obtaining these vehicles for the Police Department; and

WHEREAS, the estimated cost of the vehicles is \$110,000; and

WHEREAS, the Township wishes to continue its program of financing the purchase of police vehicles.

NOW, THEREFORE, BE IT RESOLVED THAT the Township Council of the Township of Marlboro hereby authorize proposals to be secured for financing the purchase of five (5) police vehicles at an estimated cost of \$110,000.

The following Res. #2011-85 (Award of Contract - Purchase of Police Supervisor 4 X 4 vehicle) was introduced by reference, offered by Councilman Metzger, seconded by Councilman LaRocca, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-85

A RESOLUTION AUTHORIZING THE PURCHASE OF A CHEVY TAHOE 4x4 FOR  
USE BY THE MARLBORO TOWNSHIP DIVISION OF POLICE UNDER  
STATE CONTRACT # A-73849 FROM DAY CHEVROLET, INC.

WHEREAS, the Township of Marlboro Division of Police and Municipal Garage recommend the replacement of an existing 2005 Dodge Durango 4x4 with more than 137,000 miles (#0510) which is used by patrol supervision; and

WHEREAS, the Township of Marlboro Division of Police wishes to purchase a CHEVY TAHOE 4x4 from DAY CHEVROLET, INC. ("DAY") under State Contract #A-73849 for the amount of \$33,126.20 pursuant to DAY's quote dated February, 11 2011; 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 to replace the 4x4 utilized by the Division of Police; and

WHEREAS, funds are available the in Account Number Y-07-55-012-951 and have been certified to by the Chief Financial Officer of the Township of Marlboro.

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 Chevy Tahoe 4x4 as described hereinabove from Day Chevrolet, Inc. under State Contract #A-73849 for the amount of \$33,126.20 pursuant to DAY's quote dated February, 11 2011; and

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

- a. DAY CHEVROLET, INC.
- b. Township Administrator
- c. Township Division of Police
- d. Township Chief Financial Officer
- e. DeCotiis, FitzPatrick, Cole & Wisler, LLP

The following Res. #2011-86 (Award of Contract - Purchase of 12 Notebook Computers for Patrol Vehicles) was introduced by reference, offered by Councilman Metzger and seconded by Councilman LaRocca. Discussion followed, during which Business Administrator Jonathan Capp and Captain Mennona answered Council's questions. After discussion, the resolution was passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-86

RESOLUTION AUTHORIZING THE PURCHASE OF TWELVE (12)  
NEW PANASONIC TOUGHBOOK LAPTOP COMPUTERS (MOBILE DATA  
TERMINALS) FOR THE MARLBORO TOWNSHIP POLICE DEPARTMENT

WHEREAS, the Township of Marlboro Police Department is in need of mobile data terminals to replace units that have been in service for more than five (5) years; and

WHEREAS, the Township of Marlboro Police Department has requested that the Township purchase twelve (12) new Panasonic Toughbook Laptop Computers from WPCS International Incorporated Lakewood Operations, 1985 Swarthmore Avenue, Suite #4, Lakewood, New Jersey 08701, under State Contract #75583 in an amount not to exceed \$40,336.32; 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 necessary to provide said mobile data terminals to the Township of Marlboro's Police Department for their operational functions; and

WHEREAS, funds are available from Account Numbers 1-04-55-940-266, X-04-55-960-943, X-04-55-960-944, and X-04-55-962-921 for an amount not to exceed \$40,336.32 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 computers.

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 computers from WPCS International Incorporated Lakewood Operations, 1985 Swarthmore Avenue, Suite #4, Lakewood, New Jersey 08701, under State Contract #75583 in an amount not to exceed \$40,336.32; and

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

- a. WPCS International Incorporated Lakewood Operations
- b. Township Administrator
- c. Township Police Department
- d. Township Chief Financial Officer
- e. DeCotiis, FitzPatrick, & Cole, LLP

The following Res. #2011-88 (Authorizing Approval of Payment Agreements for Water Customer - Coffey) was introduced by reference, offered by Council Vice President Cantor, seconded by Council President Marder, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-088

RESOLUTION AUTHORIZING THE TAX COLLECTOR OF THE TOWNSHIP OF MARLBORO TO ENTER INTO AN INSTALLMENT PAYMENT AGREEMENT FOR THE COLLECTION/PAYMENT OF DELINQUENT WATER SERVICE CHARGES

WHEREAS, the provisions of *N.J.S.A. 40A:31-12* empower the governing body of a local municipal unit to authorize the payment and liquidation of delinquent water service charges on an installment basis in accordance with the provisions of *N.J.S.A. 54:5-19*; and

WHEREAS, the provisions of *N.J.S.A. 54:5-19* authorize installment payment agreements to be entered into between a municipal tax collector and the owner or owners of real property for the payment of property tax arrears and other charges that would constitute a lien against real property, including delinquent water service charges, provided that any such agreement is duly authorized by a general or special resolution, duly adopted by the municipal governing body, and provided, further, that the terms of any such agreement comply with the requirements and limitations set forth in *N.J.S.A. 54:5-19*; and

WHEREAS, Patricia Coffey, the owner of 404 Gallya Grove, which is designated as Block 160, Lot 58 on the Official Tax Map of the Township of Marlboro (hereinafter referred to as "Customer"), is a customer of the Marlboro Township Water Utility Division, receiving water service under Account Number H08054 and Account ID Number 81874; and

WHEREAS, Customer has a delinquent Account balance of \$3,543.26, which is attributable to water service for the quarterly period ended November 15, 2010, and which was due for payment by December 15, 2010; and

WHEREAS, Customer has asserted a financial hardship with respect to the payment of the aforementioned past due water charges and has made a request for an installment payment plan in order to retire and fully pay said obligation; and

WHEREAS, Kelly A. Hahn, the Marlboro Township Tax Collector has requested approval from the Township Council of the Township of Marlboro to enter into an installment payment agreement with Customer and has presented a proposed form of agreement to the Township Council for review and consideration; and

WHEREAS, the aforesaid installment payment agreement, a copy of which is attached hereto as Exhibit A, complies with the provisions of *N.J.S.A. 54:5-19*, in that the agreement makes adequate provision for:

- The complete payment of all arrearages within the maximum period of time specified in the statute;
- The accrual, assessment, and payment of all statutory interest, as well as all administrative and delinquent charges, to which the Township of Marlboro is entitled;

- The prompt payment of all installments of arrears, as well as the prompt payment of future water service charges as same become due and owing;
- The termination of the installment payment arrangement in the event of any default by the Customer in complying with the terms of the agreement, including failure to remit all payments promptly, in which event the lien for outstanding water service charges shall be enforced as provided by law; and
- The right and entitlement of the Township of Marlboro to pursue all statutory and lawful remedies against the Customer in the event of a default, including, without limitation, the discontinuance of water service to the Customer's real property; and

WHEREAS, the Township of Marlboro wishes to acknowledge and accept the Customer's declaration of financial hardship, with the goal of collecting 100% of the amount due and owing to the Township in a reasonable, practical, and efficient manner;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Marlboro that authorization is hereby given to Kelly A. Hahn, the Tax Collector of Marlboro Township, to enter into an installment payment agreement with Customer for the payment of past due water service charges totaling \$3,543.26, with the form of the agreement being substantially similar to that attached hereto and made a part hereof as Exhibit A; and

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

- a. Jonathan L. Hornik, Mayor
- b. Randi Marder, Council President
- c. Jonathan A. Capp, Business Administrator
- d. Alida Manco, Township Clerk
- e. Kelly A. Hahn, Tax Collector
- f. Patricia Coffey (Customer)
- g. DeCotiis, Fitzpatrick & Cole, LLP

The following Res. #2011-89 (Authorizing Approval of Payment Agreements for Water Customer - Coyne) was introduced by reference, offered by Councilman LaRocca, seconded by Councilman Metzger, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola). Councilman LaRocca suggested placing future resolutions for the approval of payment agreements for water customers as a single item on future agendas.

RESOLUTION # 2011-89

RESOLUTION AUTHORIZING THE TAX COLLECTOR OF THE TOWNSHIP OF MARLBORO TO  
ENTER INTO AN INSTALLMENT PAYMENT AGREEMENT FOR THE COLLECTION/PAYMENT  
OF DELINQUENT WATER SERVICE CHARGES

WHEREAS, the provisions of *N.J.S.A. 40A:31-12* empower the governing body of a local municipal unit to authorize the payment and liquidation of delinquent water service charges on an installment basis in accordance with the provisions of *N.J.S.A. 54:5-19*; and

WHEREAS, the provisions of *N.J.S.A. 54:5-19* authorize installment payment agreements to be entered into between a municipal tax collector and the owner or owners of real property for the payment of property tax arrears and other charges that would constitute a lien against real property, including delinquent water service charges, provided that any such agreement is duly authorized by a general or special resolution, duly adopted by the municipal governing body, and provided, further, that the terms of any such agreement comply with the requirements and limitations set forth in *N.J.S.A. 54:5-19*; and

WHEREAS, Kevin Coyne and Lori Coyne, owners of 3 Evan Drive, which is designated as Block 180, Lot 18 on the Official Tax Map of the Township of Marlboro (hereinafter referred to as "Customer"), is a customer of the Marlboro Township Water Utility Division, receiving water service under Account Number G03183 and Account ID Number 64460; and

WHEREAS, Customer has a delinquent Account balance of \$3,140.77 which is attributable to water service for the quarterly period or periods ended November 15, 2010, and which was most recently due for payment by December 15, 2010; and

WHEREAS, Customer has asserted a financial hardship with respect to the payment of the aforementioned past due water charges and has made a request for an installment payment plan in order to retire and fully pay said obligation; and

WHEREAS, Kelly A. Hahn, the Marlboro Township Tax Collector has requested approval from the Township Council of the Township of Marlboro to enter into an installment payment agreement with Customer and has presented a proposed form of agreement to the Township Council for review and consideration; and

WHEREAS, the aforesaid installment payment agreement, a copy of which is attached hereto as Exhibit A, complies with the provisions of N.J.S.A. 54:5-19, in that the agreement makes adequate provision for:

- The complete payment of all arrearages within the maximum period of time specified in the statute;
- The accrual, assessment, and payment of all statutory interest, as well as all administrative and delinquent charges, to which the Township of Marlboro is entitled;
- The prompt payment of all installments of arrears, as well as the prompt payment of future water service charges as same become due and owing;
- The termination of the installment payment arrangement in the event of any default by the Customer in complying with the terms of the agreement, including failure to remit all payments promptly, in which event the lien for outstanding water service charges shall be enforced as provided by law; and
- The right and entitlement of the Township of Marlboro to pursue all statutory and lawful remedies against the Customer in the event of a default, including, without limitation, the discontinuance of water service to the Customer's real property; and

WHEREAS, the Township of Marlboro wishes to acknowledge and accept the Customer's declaration of financial hardship, with the goal of collecting 100% of the amount due and owing to the Township in a reasonable, practical, and efficient manner;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Marlboro that authorization is hereby given to Kelly A. Hahn, the Tax Collector of Marlboro Township, to enter into an installment payment agreement with Customer for the payment of past due water service charges totaling \$3,140.77, with the form of the agreement being substantially similar to that attached hereto and made a part hereof as Exhibit A; and

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

- a. Jonathan L. Hornik, Mayor
- b. Randi Marder, Council President
- c. Jonathan A. Capp, Business Administrator
- d. Alida Manco, Township Clerk
- e. Kelly A. Hahn, Tax Collector

- f. Kevin Coyne and Lori Coyne (Customer)
- g. DeCotiis, Fitzpatrick & Cole, LLP

The following Res. #2011-090 (Authorizing Approval of Payment Agreements for Water Customer - Serlin) was introduced by reference, offered by Councilman Metzger, seconded by Council President Marder, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-090

RESOLUTION AUTHORIZING THE TAX COLLECTOR OF THE TOWNSHIP OF  
MARLBORO TO ENTER INTO AN INSTALLMENT PAYMENT AGREEMENT FOR  
THE COLLECTION/PAYMENT OF DELINQUENT WATER SERVICE CHARGES

WHEREAS, the provisions of *N.J.S.A. 40A:31-12* empower the governing body of a local municipal unit to authorize the payment and liquidation of delinquent water service charges on an installment basis in accordance with the provisions of *N.J.S.A. 54:5-19*; and

WHEREAS, the provisions of *N.J.S.A. 54:5-19* authorize installment payment agreements to be entered into between a municipal tax collector and the owner or owners of real property for the payment of property tax arrears and other charges that would constitute a lien against real property, including delinquent water service charges, provided that any such agreement is duly authorized by a general or special resolution, duly adopted by the municipal governing body, and provided, further, that the terms of any such agreement comply with the requirements and limitations set forth in *N.J.S.A. 54:5-19*; and

WHEREAS, Terry Serlin, the owner of 1 Woodstock Court, which is designated as Block 334, Lot 24 on the Official Tax Map of the Township of Marlboro (hereinafter referred to as "Customer"), is a customer of the Marlboro Township Water Utility Division, receiving water service under Account Number C05277 and Account ID Number 18079; and

WHEREAS, Customer has a delinquent Account balance of \$1,082.41, which is attributable to water service for the quarterly period or periods ended November 30, 2010, and which was due for payment by, or prior to, December 31, 2010; and

WHEREAS, Customer has asserted a financial hardship with respect to the payment of the aforementioned past due water charges and has made a request for an installment payment plan in order to retire and fully pay said obligation; and

WHEREAS, Kelly A. Hahn, the Marlboro Township Tax Collector has requested approval from the Township Council of the Township of Marlboro to enter into an installment payment agreement with Customer and has presented a proposed form of agreement to the Township Council for review and consideration; and

WHEREAS, the aforesaid installment payment agreement, a copy of which is attached hereto as Exhibit A, complies with the provisions of N.J.S.A. 54:5-19, in that the agreement makes adequate provision for:

- The complete payment of all arrearages within the maximum period of time specified in the statute;
- The accrual, assessment, and payment of all statutory interest, as well as all administrative and delinquent charges, to which the Township of Marlboro is entitled;
- The prompt payment of all installments of arrears, as well as the prompt payment of future water service charges as same become due and owing;
- The termination of the installment payment arrangement in the event of any default by the Customer in complying with the terms of the agreement, including failure to remit all payments promptly, in which event the lien for outstanding water service charges shall be enforced as provided by law; and
- The right and entitlement of the Township of Marlboro to pursue all statutory and lawful remedies against the Customer in the event of a default, including, without limitation, the discontinuance of water service to the Customer's real property; and

WHEREAS, the Township of Marlboro wishes to acknowledge and accept the Customer's declaration of financial hardship, with the goal of collecting 100% of the amount due and owing to the Township in a reasonable, practical, and efficient manner;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Marlboro that authorization is hereby given to Kelly A. Hahn, the Tax Collector of Marlboro Township, to enter into an installment payment agreement with Customer for the payment of past due water service charges totaling \$1,082.41, with the form of the agreement being substantially similar to that attached hereto and made a part hereof as Exhibit A; and

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

- a. Jonathan L. Hornik, Mayor
- b. Randi Marder, Council President
- c. Jonathan A. Capp, Business Administrator
- d. Alida Manco, Township Clerk
- e. Kelly A. Hahn, Tax Collector
- f. Terry Serlin (Customer)
- g. DeCotiis, Fitzpatrick & Cole, LLP

The following Res. #2011-91 (Authorizing Emergency Change Orders for Snow Removal Contracts) was introduced by reference, offered by Councilman LaRocca, seconded by Councilman Metzger, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-91

A RESOLUTION CONFIRMING AND APPROVING CHANGE ORDERS TO THE  
CONTRACTS WITH TRIPLE C NURSERIES, L.J. PESCE, INC.,  
PREMIUM GROWERS, INC., LUCAS CONSTRUCTION GROUP, INC.  
AND LUCAS BROTHERS, INC. FOR THE SUPPLY OF CONTRACT SNOW REMOVAL  
SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on September 16, 2010, the Township of Marlboro awarded contracts (R.2010-341) to TRIPLE C NURSERIES, L.J. PESCE, INC., PREMIUM GROWERS, INC., LUCAS CONSTRUCTION GROUP, INC. AND LUCAS BROTHERS, INC. FOR THE SUPPLY OF CONTRACT SNOW REMOVAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, the County experienced record snowfall beginning on December 26, 2010 and a State of Emergency was declared by the Governor due to the blizzard conditions; and

WHEREAS, on January 20, 2011, the Township awarded change orders to the contracts for snow removal assistance in order to clear Township roadways following the December 26, 2010 storm (R.2011-051); and

WHEREAS, the Township experienced additional snow fall on January 12 (18 inches), January 21 (4 inches) and January 27 (13 inches) totaling more than 35 inches; and

WHEREAS, the Director of Public Works notified the Administration on January 31, 2011 that additional snow removal services were needed on an emergent basis in order to clear the roadways during the storm of January 27, 2011; and

WHEREAS, pursuant to N.J.S.A 40A:11-6, emergency contracts were awarded to TRIPLE C NURSERIES, L.J. PESCE, INC., PREMIUM GROWERS, INC., LUCAS CONSTRUCTION GROUP, INC. AND LUCAS BROTHERS, INC. in order to

clear Township and State roadways for safe passage of motorists and emergency response vehicles; and

WHEREAS, the Township needs to have snow removal contracts in place and available for the remainder of the winter of 2011; and

WHEREAS, the Director of Public Works has recommended change orders to the contracts awarded on September 16, 2010 (R.2010-341) and subsequently amended on January 20, 2011 (R.2011-051) as follows:

L.J. Pesce, Inc.	26,775.00
Lucas Brothers, Inc.	23,130.00
Lucas Construction Group, Inc.	36,090.00
Premium Growers, Inc.	46,421.48
Triple C Nurseries	43,001.83
	\$175,418.31

WHEREAS, funds will be available for the change orders upon adoption of the 2011 municipal budget in account # 1-01- -119-288-; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that change orders to the contracts with L.J. Pesce Inc., Lucas Brothers, Inc., Lucas Construction Group, Inc., Premium Growers, Inc. and Triple C Nurseries are hereby authorized in an amount totaling \$175,418.31.

BE IT FURTHER RESOLVED that

(1) the Mayor is hereby authorized to execute, and the Township Clerk to witness, amendments to the contracts with the L.J. Pesce Inc., Lucas Brothers, Inc., Lucas Construction Group, Inc., Premium Growers, Inc. and Triple C Nurseries, in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

(2) a certified copy of this Resolution shall be provided to each of the following:

- a. L.J. Pesce Inc.
- b. Lucas Brothers, Inc.
- c. Lucas Construction Group, Inc.
- d. Premium Growers, Inc.
- e. Triple C Nurseries
- f. Mayor Jonathan Hornik

- g. Township Business Administrator
- h. Township Chief Financial Officer
- i. Township Director of Public Works
- j. DeCotiis, FitzPatrick & Cole LLP

The following Res. #2011-92 (Authorizing Discharge of Mortgage and Mortgage Note - Harrison) was introduced by reference, offered by Councilman LaRocca, seconded by Councilman Metzger, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-92

A RESOLUTION OF THE TOWNSHIP OF MARLBORO TOWN COUNCIL  
AUTHORIZING A DISCHARGE OF A MORTGAGE AND MORTGAGE NOTE DATED  
SEPTEMBER 3, 2004, AND AMENDED ON NOVEMBER 11, 2004, AS TO A  
PROPERTY LOCATED AT 26 HUDSON STREET, MARLBORO, NEW JERSEY,  
AND OWNED BY LORRI HARRISON A/K/A LORRI SZAFASZ

WHEREAS, the Township of Marlboro has implemented a housing rehabilitation program in the Township, which was administered in accordance with the New Jersey's Fair Housing Act (N.J.S.A. 52:27D-301 et. seq.) and the administrative rules of the Council on Affordable Housing; and

WHEREAS, as part of the foregoing rehabilitation program Marlboro has in fact provided rehabilitation assistance to various residents of The Township of Marlboro; and

WHEREAS, as a condition of the rehabilitation program residents who were offered financial assistance must retain ownership of their units for a period of six (6) years from the date of such assistance and if they do so, the financial assistance (which is in the form of a forgivable loan), shall be discharged and forgiven; and

WHEREAS, Lorri Harrison a/k/a Lorraine M. Harrison a/k/a Lorri Szafasz (herein Lorri Harrison@) took title to a certain mortgaged premises by means of a deed from John F. Madden and Cynthia A. Madden, husband and wife, dated June 13, 2002, and recorded in the Monmouth County Clerk's Office on July 30, 2002, in Deed Book 8129, Page 9382; and

WHEREAS, the address of the aforesaid property is commonly known as 26 Hudson Street, Marlboro, New Jersey; and

WHEREAS, Lorri Harrison acquired the foregoing real property in fee simple; and

WHEREAS, Lorri Harrison made application for rehabilitation assistance for her home from the Township of Marlboro and she was granted such assistance and repairs and/or improvements were made to her home as a consequence of the foregoing rehabilitation program; and

WHEREAS, the purpose of the foregoing rehabilitation services and funding was to correct defects in the premises at 26 Hudson Street, Marlboro, New Jersey, and to bring said home up to applicable code standards; and

WHEREAS, the Township of Marlboro agreed to defer payments in the amount of \$8,500.00 in furtherance of this rehabilitation; and

WHEREAS, the Township of Marlboro loaned the aforesaid sum of \$8,500.00 to Lorri Harrison in furtherance of the foregoing rehabilitation project; and

WHEREAS, receipt of the forgivable loan was first evidenced by Mortgage dated September 3, 2004, to The Township of Marlboro, which secured the cost of the rehabilitation set at \$7,613.00; and

WHEREAS, the foregoing mortgage was recorded in the Monmouth County Clerk's Office in Book OR-8404, page 9072 on September 29, 2004; and

WHEREAS, on November 11, 2004, the parties entered into a mortgage modification agreement which increased the amount loaned to Lorri Harrison to \$8,500.00 with the said modification agreement being recorded in the Monmouth County Clerk's Office on January 27, 2005, in deed book OR-8432, at page 7648; and

WHEREAS, the term of the Mortgage and Mortgage Note were due and payable six (6) years from the date of the signing of the loan which is November 11, 2004; and

WHEREAS, the expiration of the repayment term has been reached; and

WHEREAS, the loan for \$8,500.00 was forgivable if the terms and conditions of the Rehabilitation Deferred Loan Agreement, Mortgage Note and Mortgage were met; and

WHEREAS, Lorri Harrison has demonstrated by Affidavit that

1. She continues to own and occupy 26 Hudson Street, Marlboro, New Jersey, as her primary residence and has done so for at least the past six (6) years since November 11, 2004;

2. She has complied with all terms and conditions of the Mortgage Note and Modification Agreement, Rehabilitation Deferred Loan Agreement, and, the Marlboro Township Housing Rehabilitation Program guidelines and procedures;

3. She promptly paid all taxes, levies and assessments on the property;

4. She has not utilized the property as a rental property;

5. She has kept the property in good repair and has not permitted deterioration of the property;

6. She has maintained extended coverage insurance in an amount at least equal to the amount of the mortgage;

7. She has utilized the property in compliance with all the laws, ordinances and other requirements of any governmental authority; and

WHEREAS, Lorri Harrison desires a discharge of the foregoing lien against her home; and

WHEREAS, the Marlboro Township Town Council finds that there is good cause for the release and discharge of the foregoing mortgage and note;

NOW, THEREFORE, BE IT RESOLVED that the Hon. Mayor Jonathan L. Hornik is hereby authorized to sign the attached Discharge of Mortgage and on the aforesaid property;

BE IT FURTHER RESOLVED that subsequent to signature said Discharge of Mortgage will be recorded in the Monmouth County Clerk's Office.

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

- a. Mayor Jonathan L. Hornik;
- b. Township Business Administrator, Jonathan Capp;
- c. Thomas P. Howley, Municipal Housing Liaison; and
- d. Township Attorney, DeCotiis, Fitzpatrick, & Cole, LLP; and
- e. Kenneth W. Biedzynski, Affordable Housing Special Counsel

The following Res. #2011-73 (Authorizing Marlboro to Establish a Cooperative Pricing System and to Enter into Cooperative Pricing Agreements with Other Contracting Units for Electric Generation Service)

was introduced by reference, offered by Councilman LaRocca, seconded by Councilman Metzger, and passed on a roll call vote of 3 - 0 in favor with Council Vice President Cantor abstaining (Absent: Mazzola).

RESOLUTION # 2011-73

A RESOLUTION AUTHORIZING THE TOWNSHIP OF MARLBORO TO ESTABLISH A COOPERATIVE PRICING SYSTEM AND TO ENTER INTO COOPERATIVE PRICING AGREEMENTS WITH OTHER CONTRACTING UNITS

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes two (2) or more contracting units to establish a Cooperative Pricing System and to enter into a Cooperative Pricing Agreement for its administration; and

WHEREAS, the Township of Marlboro, County of Monmouth, and State of New Jersey is desirous of establishing a Cooperative Pricing System and entering into a Cooperative Pricing Agreement with other contracting units;

WHEREAS, the Township of Marlboro has agreed to serve as the Lead Agency for a Cooperative Pricing System; and

WHEREAS, on February 17, 2011, the governing body of the Township of Marlboro, County of Monmouth, and State of New Jersey duly considered the establishment of a Cooperative Pricing System for the provision and performance of goods and services,

NOW, THEREFORE BE IT RESOLVED as follows:

COOPERATIVE PRICING SYSTEM ESTABLISHED

The Township Council of the Township of Marlboro hereby authorizes the creation of a Cooperative Pricing System to be known as *Marlboro Township Cooperative Pricing System for Electric Generation Service* with the Township of Marlboro serving as the Lead Agency.

COOPERATIVE PRICING AGREEMENT

The Mayor of Marlboro Township is hereby authorized to enter into separate Cooperative Pricing Agreements with the participating contracting units and said Agreement(s) shall be deemed a single Agreement.

COPY OF RESOLUTION TO DIVISION OF LOCAL GOVERNMENT SERVICES

A single certified copy of this resolution shall be forwarded to the Division of Local Government Services as part of the Application for the registration of the *Marlboro Township Cooperative Pricing System for Electric Generation Service*.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

The following Res. #2011-93 (Authorizing Amendment to Contract - Tax Appeal Attorney) was introduced by reference, offered by Councilman LaRocca, seconded by Councilman Metzger, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-93

A RESOLUTION AUTHORIZING AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT BETWEEN HARRY HAUSHALTER, ESQ. AND THE TOWNSHIP OF MARLBORO FOR SPECIAL COUNSEL FOR LEGAL DEFENSE OF TAX APPEAL SERVICES

WHEREAS, the Township of Marlboro entered into an agreement with Harry Haushalter, Esq for professional legal services in connection with the defense of tax appeals (R.2010-310); and

WHEREAS, the Township experienced a substantial increase in the volume of tax appeals in 2010; and

WHEREAS, the Township must provide for the proper defense of tax appeals; and

WHEREAS, payment for services associated with the defense of 2010 appeals requires an amendment to the 2010 agreement; 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 \$6,250.00 are available for this purpose from Account # 0-01- -030-226; and

WHEREAS, the Business Entity previously completed and submitted a Business Entity Disclosure Certification certifying that the Business Entity has not made any reportable contributions that would bar the award of a contract pursuant to Marlboro Township Code Chapter 18 or to N.J.S.A. 19:44A-20.5, and that no reportable contributions that would

violate Marlboro Township Code Chapter 18 or N.J.S.A. 19:44A-20.5 will be made during the term of the contract.

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

1. The Township Council of the Township of Marlboro, hereby authorizes an amendment to the Professional Services Contract of Harry Haushalter, Esq., 2199 Route 33, Suite A, Hamilton Square, NJ 08690 to provide legal services to the Township of Marlboro pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and
2. The amendment to the Professional Services Contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i), and shall provide for compensation at the rates specified in the Proposal in a total amount not to exceed \$6,250.00; and
3. That notice of the award of this contract shall be published as required by law; and
4. A certified copy of this Resolution shall be provided to each of the following:
  - a. Mayor Jonathan Hornik
  - b. Township Administrator
  - c. Township Assessor
  - d. Harry Haushalter, Esq.
  - e. DeCotiis, Fitzpatrick & Cole, LLP

The following Res. #2011-94 (Authorizing Amendment to Contract - COAH Special Counsel) was introduced by reference, offered by Councilman La Rocca, seconded by Councilman Metzger, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-94

RESOLUTION AUTHORIZING AMENDMENT TO PROFESSIONAL SERVICES CONTRACT TO KENNETH BIEDZYNSKI, ESQ. OF THE FIRM OF GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC AS SPECIAL COUNSEL FOR AFFORDABLE HOUSING FOR THE TOWNSHIP OF MARLBORO FOR THE YEAR 2010

WHEREAS, the Township appointed KENNETH BIEDZYNSKI, ESQ. OF THE FIRM OF GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC as Special Counsel

for Council on Affordable Housing (COAH) matters for the period of January 1, 2010 through December 31, 2010; and

WHEREAS, on September 8, 2010, COAH summarily dismissed the Township's petition for substantive certification; and

WHEREAS, on September 23, 2010, in response to the Township's appeal of COAH's initial determination, COAH issued a stay; and

WHEREAS, on November 19, 2010 the Appellate Division dissolved the stay of COAH's decision; and

WHEREAS, the Governor and Legislature are considering an historic overhaul of the Affordable Housing process, including the elimination of COAH further complicating the ability of the Township to protect the interests of its residents and taxpayers; and

WHEREAS, in order to provide for the necessary program administration services, and legal support in connection with a re-petition effort before COAH, the Township needs to increase the professional services contract for Special Counsel by \$46,146, from \$175,000 to \$221,146; and

WHEREAS, funds are available for this purpose in Affordable Housing Trust account T-18-56-858-028; and

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

1. The Township Council of the Township of Marlboro, hereby authorizes and approves an amendment to the 2010 Professional Services Contract of KENNETH BIEDZYNSKI, ESQ. OF THE FIRM OF GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC; and

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

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

- a. Mayor Jonathan Hornik
- b. Township Administrator
- c. Kenneth Biedzynski, Esq. of Goldzweig, Green, Eiger & Biedzynski,
- d. Township Attorney

The following Res. #2011-95 (Award of Bid - Recycling Contract) was introduced by reference, offered by Councilman Metzger, seconded by Council Vice President Cantor, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-95

A RESOLUTION AWARDING CONTRACT TO WASTE MANAGEMENT FOR CURBSIDE RECYCLING COLLECTION SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro received five (5) bids for CURBSIDE RECYCLING COLLECTION SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS on January 13, 2011; and

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

All Bid Proposals	A	B	C	D	E	Total
Central Jersey Waste & Recycling	1,275,000.00	1,650,000.00	50,000.00	9,750.00	10,000.00	2,994,750.00
Freehold Cartage, Inc.	1,435,000.00	1,435,000.00	18,750.00	15,000.00	3,800.00	2,907,550.00
Future Sanitation, Inc.	1,513,000.00	1,270,000.00	34,750.00	30,000.00	0.00	2,847,750.00
M&S Waste Services, Inc.	1,765,245.00	1,765,245.00	37,500.00	4,400.00	2,151.00	3,574,541.00
<b>Waste Management of New Jersey, Inc.</b>	<b>1,194,107.79</b>	<b>1,194,107.79</b>	<b>41,250.00</b>	<b>4,125.00</b>	<b>1,000.00</b>	<b>2,434,590.58</b>

WHEREAS, the Township has determined in accordance with the bid specifications that it is in the best interest of taxpayers to award contracts for Bid Proposals B, C and D, summarized as follows:

Bid Proposals B, C and D	2011	2012	2013	2014	2015	Total
Central Jersey Waste & Recycling	341,950.00	341,950.00	341,950.00	341,950.00	341,950.00	1,709,750.00
Freehold Cartage, Inc.	281,750.00	287,750.00	293,750.00	299,750.00	305,750.00	1,468,750.00
Future Sanitation, Inc.	247,950.00	257,950.00	267,950.00	274,950.00	285,950.00	1,334,750.00
M&S Waste Services, Inc.	339,606.00	350,056.00	361,423.00	373,480.00	382,580.00	1,807,145.00
<b>Waste Management of New Jersey, Inc.</b>	<b>229,003.50</b>	<b>248,997.00</b>	<b>248,997.00</b>	<b>253,795.44</b>	<b>258,689.85</b>	<b>1,239,482.79</b>

WHEREAS, following a review of the bids, it has been determined that the submission of the lowest bidder is responsive as detailed in a February 1, 2011 memo by the Director of Public Works; and

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

WHEREAS, Local Public Contracts Law (NJSA 40A:11-15) permits a contract term of five (5) years for the collection and disposal of recyclable materials; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to WASTE MANAGEMENT, INC. whose address is 107 Silvia Street, Ewing, NJ 08628 for CURBSIDE RECYCLING COLLECTION SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, for a contract amount not to exceed \$1,239,482.79 for a five (5) year term ending December 31, 2015; and

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

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that sufficient funds are available for the aforesaid 2011 contract in account 1-01- -117-233-212 in the amount of \$ 190,836.25; and

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

- a. Waste Management of New Jersey, INC.
- b. Mayor Jonathan Hornik
- c. Township Business Administrator
- d. Township Director of Public Works
- e. DeCotiis, FitzPatrick & Cole, LLP

The following Res. #2011-96 (Award of Bid - Relocation of Water Main Along Texas Rd./Deep Run Brook) was introduced by reference, offered by Councilman Metzger, seconded by Councilman LaRocca, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-96

A RESOLUTION AWARDING CONTRACT TO CARUSO EXCAVATING, INC. FOR THE RELOCATION OF WATER MAIN ALONG TEXAS ROAD TO BRIDGE NUMBER ML-10 OVER DEEP RUN BROOK FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, WATER UTILITY DIVISION

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for the RELOCATION OF WATER MAIN ALONG TEXAS ROAD TO BRIDGE NUMBER ML-10 OVER DEEP RUN BROOK FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, WATER UTILITY DIVISION, and on January 27, 2011, received

three (3) bids therefor; and

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

COMPANY		BID PRICE
CARUSO EXCAVATING, INC.	Ocean	\$116,611.00
TRENCH TECHNOLOGIES, INC.	Livingston	\$119,089.00
LUCAS CONSTRUCTION GROUP, INC.	Morganville	\$159,170.00

WHEREAS, following a review of the bids, it has been determined that the submission of the lowest bidder is responsive as detailed in a January 27, 2011 memo by the Water Utility Engineer; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Township Administration and Water Utility Engineer 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 CARUSO EXCAVATING, INC. whose address is PO BOX 2043, OCEAN, NJ 07712 for the RELOCATION OF WATER MAIN ALONG TEXAS ROAD TO BRIDGE NUMBER ML-10 OVER DEEP RUN BROOK FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, WATER UTILITY DIVISION, for a contract amount not to exceed \$116,611.00; and

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

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that sufficient funds are available for the aforesaid 2011 contract in X-06-55-900-901- in the amount of \$ 116,611.00; and

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

- a.Caruso Excavating, Inc.
- b.Mayor Jonathan Hornik
- c.Township Business Administrator
- d.Township Director of Public Works
- e.DeCotiis, FitzPatrick & Cole, LLP

The following Res. #2011-97 (Award of Bid - Transformer Bus Duct Repair - Tennent Road Booster Pump Station) was introduced by reference,

offered by Councilman Metzger, seconded by Councilman LaRocca, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-97

A RESOLUTION AWARDING CONTRACT TO MBE MARK III, ELECTRIC, INC.  
FOR REPAIRS TO THE TENNENT ROAD BOOSTER PUMP STATION  
TRANSFORMER BUS DUCT FOR THE TOWNSHIP OF MARLBORO  
DEPARTMENT OF PUBLIC WORKS, WATER UTILITY DIVISION

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for REPAIRS TO THE TENNENT ROAD BOOSTER PUMP STATION TRANSFORMER BUS DUCT FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, WATER UTILITY DIVISION, and on January 27, 2011, received seven (7) bids therefor; and

WHEREAS, the seven (7) bids received were as follows:

COMPANY		BID PRICE
MBE MARK III, ELECTRIC, INC.	Madison	\$40,165.00
LONGO ELECTRICAL-MECHANICAL, INC.	Wharton	\$41,700.00
QUALITY ELECTRICAL CONSTRUCTION CO.	W.Keansburg	\$45,000.00
SODON'S ELECTRICAL, INC.	Atlantic Highlands	\$47,680.00
DEMAIO ELECTRICAL CO, INC.	Hillsborough	\$52,400.00
PAT MAGGIO AND SON ELECTRIC, INC.	Neptune	\$55,000.00
VA ELECTRICAL CONTRACTOR LLC	Millstone	\$84,000.00

WHEREAS, following a review of the bids, it has been determined that the submission of the lowest bidder is responsive as detailed in a January 27, 2011 memo by the Water Utility Engineer; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Township Administration and Water Utility Engineer 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 MBE MARK III, ELECTRIC, INC. whose address is PO BOX 40, MADISON, NJ 07940 for REPAIRS TO THE TENNENT ROAD BOOSTER PUMP STATION TRANSFORMER BUS DUCT FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, WATER UTILITY DIVISION, for a contract amount not to exceed \$40,165.00; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with MBE MARK III, ELECTRIC, INC., in accordance with this resolution, the bid

specifications, and in a form to be approved by the Township Attorney;  
and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that sufficient funds are available for the aforesaid 2011 contract in X-06-55-900-901- in the amount of \$ 40,165.00; and

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

- a. MBE MARK III, Electric, Inc.
- b. Mayor Jonathan Hornik
- c. Township Business Administrator
- d. Township Director of Public Works
- e. DeCotiis, FitzPatrick & Cole, LLP

The following Res. #2011-99 (Purchase of De-icing Material Through Mon. County Purchasing) was introduced by reference, offered by Councilman LaRocca, seconded by Councilman Metzger, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

#### RESOLUTION # 2011-99

#### RESOLUTION AUTHORIZING A CONTRACT FOR THE PROVISION OF DE-ICING MATERIAL (SODIUM CHLORIDE) THROUGH BIDS OBTAINED BY THE MONMOUTH COUNTY COOPERATIVE PURCHASING PROGRAM

WHEREAS, on January 6, 2011, the Township authorized the purchase of de-icing material (sodium chloride) for use by the Township through the use of bids obtained by the Monmouth County Cooperative Purchasing Program (R.2011-048); and

WHEREAS, following the snow and ice storm events during the month of January, the Marlboro Township Public Works Department has recommended that the Township purchase additional de-icing material (sodium chloride) for use by the Township through the use of bids obtained by the Monmouth County Cooperative Purchasing Program; and

WHEREAS, the Township is authorized to purchase de-icing material (sodium chloride) from bids obtained from a cooperative pricing system such as the Monmouth County Cooperative Purchasing Program pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, the Monmouth County Cooperative Purchasing Program conducted a public bidding process and awarded a contract to International Salt Company of Clarks Summit, PA, for the provision of de-icing material (sodium chloride) at a price of \$54.60 per ton; and

WHEREAS, the Public Works Department has indicated that International Salt Company has agreed to extend the pricing provided to Monmouth County to Marlboro Township through the Monmouth County Cooperative Purchasing Program; 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 de-icing material (sodium chloride); and

WHEREAS, funds will be made available for this purpose in the 2011 Municipal Budget; and

WHEREAS, the Marlboro Township Council, having considered the same, desires to authorize the purchase of 1,500 tons of de-icing material (sodium chloride) from the International Salt Company, at a price of \$54.60 per ton, pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program, for a total amount not to exceed \$81,900.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase 1,500 tons of de-icing material (sodium chloride) from the International Salt Company, at a price of \$54.60 per ton, pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program, for a total amount not to exceed \$81,900.00; and

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

- a. International Salt Company, Clarks Summit, PA
- b. Township Administrator
- c. Township Public Works Department
- d. Township Chief Financial Officer
- e. DeCotiis, FitzPatrick & Cole, LLP

The following Res. #2011-100 (Temporary Emergency Appropriation) was introduced by reference, offered by Councilman Metzger, seconded by Council Vice President Cantor, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-100

EMERGENCY TEMPORARY APPROPRIATION  
PRIOR TO ADOPTION OF THE BUDGET

WHEREAS, N.J.S.A. 40A:4-20 provides authorization for an emergency temporary appropriation after the first thirty days of the fiscal year and before the adoption of the 2011 Municipal budget; and

WHEREAS, this resolution authorizes appropriations representing 50% of the full 2010 appropriations with the exception of debt service and obligations associated with seasonal considerations; and

WHEREAS, the total emergency temporary resolutions adopted in the year CY 2011 pursuant to the provisions of N.J.C.A. 40A 4-20 (Chapter 96, P.L.1951 as amended) including this resolution total: \$17,345,813.58 for the municipal budget, \$553,125.00 for the operations of the swim utility and \$3,466,038.50 for the operations of the water utility; and

NOW THEREFORE, BE IT RESOLVED, that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for each of the accounts listed on the attached.
2. That each said emergency temporary appropriation will be provided for in the CY 2011 budget under the same title as appropriated above.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

	2010 Adopted	2011 Temporary	<b>Bold Appropriations exceed 50% of 2010</b>
<u>Appropriations</u>	Budget	Emergency	
Administration (30)			
Salary & Wages	265,000.00	132,500.00	
Other Expenses	207,020.00	109,510.00	
Office of the Mayor (10)			
Salary & Wages	60,000.00	30,000.00	
Other Expenses	4,595.00	2,297.50	
Ethics Commission			
Salary & Wages			

Other Expenses	2,500.00	1,250.00	
Township Council (21)			
Salary & Wages	18,000.00	9,000.00	
Other Expenses	1,000.00	500.00	
Municipal Clerk (20)			
Salary & Wages	188,000.00	94,000.00	
Other Expenses	54,890.00	27,445.00	
Finance			
Salary & Wages	242,000.00	121,000.00	
Other Expenses	22,665.00	11,332.50	
Annual Audit	50,000.00		
Central Computer Services			
Salary & Wages	85,500.00	42,750.00	
Other Expenses	42,565.00	21,282.50	
Tax Collector			
Salary & Wages	152,000.00	76,000.00	
Other Expenses	34,250.00	17,125.00	
Tax Assessor			
Salary & Wages	150,000.00	75,000.00	
Other Expenses	94,800.00	47,400.00	
Legal Services			
Other Expenses	305,000.00	152,500.00	
Engineering Services			
Salary & Wages	220,000.00	110,000.00	
Other Expenses	150,390.00	105,195.00	
Economic Development			
Salary & Wages	2,000.00	1,000.00	
Other Expenses	10,000.00	5,000.00	
Grant Administration			
Salary & Wages			
Other Expenses	12,000.00	0.00	moved to Admin OE
Cable Studio			
Salary & Wages			

Other Expenses	32,200.00	16,100.00	
Inter- Governmental Relations			
Other Expenses	1,000.00	500.00	
Homeland Security			
Salary & Wages			
Other Expenses	28,500.00	0.00	moved to Police OE
Historic Sites Commission			
Other Expenses	1,000.00	500.00	
Planning Board			
Salary & Wages	63,000.00	31,500.00	
Other Expenses	64,205.00	32,102.50	
Planning Board Contractual			
Other Expenses	93,525.00	71,762.50	
Zoning Board			
Salary & Wages	152,000.00	76,000.00	
Other Expenses	43,050.00	21,525.00	
Liability Insurance	470,000.00	<b>282,000.00</b>	
Workers Comp	570,000.00	<b>342,000.00</b>	
Group Insurance	2,457,390.00	1,228,695.00	
Unemployment Insurance	25,000.00	0.00	
Police			
Salary & Wages	8,280,000.00	4,140,000.00	
Other Expenses	339,000.00	190,700.00	
Crime Prevention			
Other Expenses	20,700.00	0.00	
School Educational Programs			
Other Expenses	13,900.00	0.00	moved to Police OE
Highway Safety			
Other Expenses	21,900.00	0.00	

Emergency Management		
Salary & Wages	23,000.00	11,500.00
Other Expenses	16,500.00	8,250.00
Aid to Volunteer Ambulance Companies		
Other Expenses	60,000.00	0.00
Uniform Fire Safety Act		
Salary & Wages	157,000.00	78,500.00
Other Expenses	14,805.00	7,402.50
Municipal Prosecutors Office		
Salary & Wages	33,000.00	16,500.00
Streets and Road Maint		
Salary & Wages	1,425,000.00	712,500.00
Other Expenses	45,685.00	22,842.50
Snow Removal		
Salary & Wages	100,000.00	<b>100,000.00</b>
Other Expenses	770,190.00	<b>600,000.00</b>
Public Works - Other		
Salary & Wages	343,000.00	171,500.00
Other Expenses	66,020.00	33,010.00
Shade Tree Commission		
Salary & Wages		
Other Expenses	2,000.00	1,000.00
Solid Waste Collection		
Salary & Wages	15,350.00	7,675.00
Other Expenses	748,300.00	574,150.00
Buildings & Grounds		
Salary & Wages	438,000.00	219,000.00
Other Expenses	202,140.00	131,070.00
Vehicle Maintenance		
Salary & Wages	412,000.00	206,000.00
Other Expenses	129,800.00	94,900.00
Community Services Act		
Other Expenses	62,100.00	0.00

Open space Committee		
Other Expenses	2,000.00	1,000.00
Public Health Services - Registrar		
Salary & Wages	6,500.00	3,250.00
Other Expenses	1,985.00	992.50
Drug Abuse Control		
Salary & Wages	36,500.00	18,250.00
Other Expenses	7,550.00	3,775.00
Environmental Health Services		
Salary & Wages	2,000.00	1,000.00
Other Expenses	5,000.00	2,500.00
Animal Control Services		
Other Expenses	55,000.00	27,500.00
Recreation		
Salary & Wages	430,000.00	215,000.00
Other Expenses	126,940.00	63,470.00
Park Maintenance		
Salary & Wages	475,000.00	237,500.00
Other Expenses	45,600.00	22,800.00
Municipal Library		
Other Expenses	16,200.00	8,100.00
Prior Year Bills	94,000.00	23,500.00
Accumulated Leave Compensation	1,000.00	500.00
Postage		
Other Expenses	60,000.00	30,000.00
Electricity	427,200.00	213,600.00
Street Lighting	689,000.00	344,500.00
Telephone	165,000.00	82,500.00
Water	24,000.00	12,000.00

Natural Gas	95,000.00	47,500.00
Sewer	10,000.00	5,000.00
Gasoline	351,250.00	175,625.00
Landfill Disposal Costs	220,700.00	110,350.00
PERS	680,000.00	803000
DCRP	500.00	500
FICA	1,050,000.00	525,000.00
Contingent	10,000.00	0.00
Municipal Court		
Salary & Wages	287,500.00	143,750.00
Other Expenses	125,140.00	62,570.00
Public Defender		
Salary & Wages	17,000.00	8,500.00
Other Expenses		0.00
Affordable Housing		
Salary & Wages	2,000.00	1,000.00
Other Expenses	4,300.00	2,150.00
Police Dispatch 911		
Salary & Wages	665,000.00	332,500.00
Other Expenses	294,250.00	147,125.00
LOSAP		
Other Expenses	85,000.00	0.00
PFRS		
Other Expenses	1,905,050.00	2,216,000.00
SFSP Fire District Payments		
Other Expenses	10,583.00	0.00
Clean Communities Act	24,134.34	66,350.11

Monmouth Drug & Alcohol Grant Share	28,547.00	<b>28,547.00</b>
Local Share	7,136.00	<b>7,136.00</b>
Recycling tonnage Grant	51,127.94	52,731.95
SmartGrowth Grant	5,000.00	0.00
Municipal Recycling Service Grant	0.00	7,500.00
Drunk Driving Enforcement Grant	0.00	4213.43
Body Armor Grant	1,625.00	2209.25
Federal Body Armor Grant	0.00	<b>20,312.50</b>
COPS in Shops Grant	0.00	<b>1,600.00</b>
Click It or Ticket	4,000.00	0.00
NJ Forest Service Grant	6,967.00	0.00
Alcohol Rehab Grant	788.96	201.09
Capital Improvement Fund Other Expenses		<b>150,000.00</b>
Note Principal	21,800.00	0.00
Bond Principal	1,518,000.00	0.00
Bond Anticipation Notes		
Bond Interest	498,500.00	468250
Note Interest	269,685.00	0.00
Green Acres Trust - P & I	28,865.00	14432.25
Capital Lease program Principal	287,000.00	0.00
Interest	31,053.80	8750
Deferred Charges Unfunded	305,000.00	0.00

Reserve for Uncollected Taxes	2,000,000.00	0.00
Totals	33,687,413.04	17,345,813.58

**SWIM UTILITY  
Appropriations**

Salary & Wages	450,000.00	225,000.00
Other Expenses	596,250.00	298,125.00
Capital Outlay	60,000.00	30,000.00
Payment of Bond Principal		0.00
Payment of Bond Anticipation Notes		0.00
Payment of Bond Interest		0.00
Payment of Note Principal		0.00
Public Employees Retirement System		0.00
FICA		0.00
Totals	1,106,250.00	553,125.00

**WATER UTILITY  
Appropriations**

Salary & Wages	877,300.00	438,650.00
Other Expenses	4,858,177.00	2,429,088.50
Capital Improvement fund Capital Outlay	250,000.00 250,000.00	0.00 125,000.00
Payment of Bond Principal	3,204,287.51	0.00
Payment of Bond Anticipation Notes		
Payment of Bond Interest	630,877.15	375,800.00
Payment of Note Principal		
Public Employees Retirement System	0.00	97,500.00
FICA	0.00	0.00
Surplus (General Budget)	5,450,000.00	0.00

Totals 15,520,641.66 3,466,038.50

The following Res. #2011-101 (Cancelling Checks - Court) was introduced by reference, offered by Council Vice President Cantor, seconded by Councilman LaRocca, and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

RESOLUTION # 2011-101

WHEREAS, the bank reconciliations of the Township of Marlboro Municipal Court Accounts show that stale dated checks remain outstanding, and

WHEREAS, there stale dated checks (listed below) need to be cancelled by action of the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey,

NOW, THEREFORE, BE IT RESOLVED that the checks listed below be hereby cancelled and the Marlboro Court Administrator is hereby directed to prepare and submit a check in the amounts noted to the finance office for deposit into the Current Fund - Miscellaneous Revenue Not Anticipated.

**General Account**

<u>Check Number</u>	<u>Check Date</u>	<u>Check Amount</u>
#4583	3/15/10	\$ 21.00
Total		\$ 21.00

**Bail Account**

#124	03/20/08	42.00
#172	04/24/08	9.00
#199	05/14/08	10.00
#309	08/07/08	36.00
#316	08/15/08	6.00
#491	01/14/09	3.00
#505	01/27/09	4.00
#576	03/26/09	122.00
#674	06/25/09	250.00
#719	07/27/09	89.00
#726	07/30/09	40.00
#833	10/29/09	17.00
#949	01/12/10	10.00
#1056	03/24/10	24.00
#1060	03/29/10	5.00
#1151	05/26/10	17.00
Total		\$684.00

As the Consent Agenda, the following resolutions were introduced by reference, offered by Councilman Metzger, seconded by Council Vice President Cantor and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola): Res. #2011-102 (Refunds for Overpayments - Various), Res. #2011-103 (Redemption Tax Sale Certs. - Various), Res. #2011-104 (Raffle License S. Gabriels Church - Off Premise 50-50), Res. #2011-105 (Raffle License St. Gabriels Church - On Premise Merchandise), Res. #2011-106 (Raffle License St. Gabriels Church - On Premise 50-50), Res. #2011-107 (Raffle License St. Gabriels Church - Carnival Wheels).

RESOLUTION # 2011-102

WHEREAS, the attached list in the amount of \$5,156.57 known as Schedule "A", is comprised of amounts representing overpayments for 2011 taxes,

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

SCHEDULE "A"

<u>BLOCK</u>	<u>LOT</u>	<u>ASSESSED OWNER</u>	<u>2011 REFUND</u>
412	152	TRC Global Solutions C/O Law Offices Bilheimer & Raquet 60 Baldwin Road Parsippany, NJ 07054	\$ 3,022.54
266	19	William Earl III & Margot L. Brown 16 Sudbury Road Morganville, NJ 07751	2,134.03
TOTAL:			\$ 5,156.57

RESOLUTION #2011-103

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$166,693.50 as per Schedule "A",

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 Council of the Township of Marlboro that the amount of \$166,693.50 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>
09-71 223 Route 520	184/53	US Bank CUST for CCTS Capital, LLC Tax Lien Service Group 2 Liberty 50 S. 16 <sup>th</sup> St., Ste.1950 Philadelphia, PA 19102 Assessed Owners: Derek P. & Antonella L. Creevey	\$628.88
09-35 9 Timber Lane	361/3	PPTS Lockbox P.O. Box 5822 New York, NY 10087-5822 Assessed Owner: NFPS Inc.	166,064.62
TOTAL:			\$166,693.50

RESOLUTION # 2011-104

BE IT RESOLVED by the Township Council of the Township of Marlboro that a Raffle License # RL: 03-2011 (Off Premise 50/50) be and it is hereby granted to St. Gabriel's R.C. Church, 100 North Main Street, Marlboro, New Jersey 07746.

BE IT FURTHER RESOLVED that said Raffle will be held on May 15, 2011 at approximately 7:30 PM at St. Gabriel's Church grounds, 100 North Main Street, Marlboro, N. J. 07746.

RESOLUTION # 2011-105

BE IT RESOLVED by the Township Council of the Township of Marlboro that a Raffle License # RL: 04-2011 (On Premise Merchandise) be and it

is hereby granted to St. Gabriel's R.C. Church, 100 North Main Street, Marlboro, New Jersey 07746.

BE IT FURTHER RESOLVED that said Raffle will be held on the following dates and times:

May 12, 2011	5PM - 12 AM
May 13, 2011	5PM - 12 AM
May 14, 2011	5PM - 12 AM
May 15, 2011	12PM - 8 PM

at St. Gabriel's Church grounds, 100 North Main Street, Marlboro, N. J. 07746.

RESOLUTION # 2011-106

BE IT RESOLVED by the Township Council of the Township of Marlboro that a Raffle License # RL: 05-2011 (On Premise 50/50) be and it is hereby granted to St. Gabriel's R.C. Church, 100 North Main Street, Marlboro, New Jersey 07746.

BE IT FURTHER RESOLVED that said Raffle will be held on the following dates and times:

May 12, 2011	5PM - 12 AM
May 13, 2011	5PM - 12 AM
May 14, 2011	5PM - 12 AM
May 15, 2011	12PM - 8 PM

at St. Gabriel's Church grounds, 100 North Main Street, Marlboro, N. J. 07746.

RESOLUTION # 2011-107

BE IT RESOLVED by the Township Council of the Township of Marlboro that a Raffle License # RL: 06-2011 (Carnival Wheels & Games) be and it is hereby granted to St. Gabriel's R.C. Church, 100 North Main Street, Marlboro, New Jersey 07746.

BE IT FURTHER RESOLVED that said Raffle will be held on the following dates and times:

May 12, 2011	5PM - 12 AM
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May 13, 2011                      5PM - 12 AM  
May 14, 2011                      5PM - 12 AM  
May 15, 2011                      12PM - 8 PM

at St. Gabriel's Church grounds, 100 North Main Street,  
Marlboro, N. J. 07746.

At 8:25 PM, Councilman LaRocca moved that the meeting be adjourned. This was seconded by Council President Marder and passed on a roll call vote of 4 - 0 in favor (Absent: Mazzola).

MINUTES APPROVED: March 24, 2011

OFFERED BY: Metzger                      AYES: 3  
SECONDED BY: La Rocca                      NAYS: 1 (Mazzola)  
ABSENT: Cantor

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ALIDA MANCO,  
MUNICIPAL CLERK

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RANDI MARDER,  
COUNCIL PRESIDENT