

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

January 16, 2014

The Marlboro Township Council held its regularly scheduled meeting on January 16, 2014 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President Metzger opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of the regular meetings of the Township Council of the Township of Marlboro was faxed to the Asbury Park Press, the Star Ledger and News Transcript on January 6, 2014; 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, Councilwoman Marder, Council Vice President Mazzola and Council President Metzger. Councilman Cantor was absent.

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

Council Vice President Mazzola moved that the minutes of December 19, 2013 be approved. This was seconded by Councilman LaRocca and passed on a roll call vote of 4 - 0 in favor (Absent: Cantor).

The following Resolution #2014-51 (Authorizing Survey Baymar Farm Farmland Preservation Project) was introduced by reference, offered by Councilwoman Marder, seconded by Council President Metzger and passed on a roll call vote of 4 - 0 in favor (Absent: Cantor).

RESOLUTION # 2014-51

A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT BETWEEN CME ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR SURVEYING AND ENGINEERING SERVICES IN CONNECTION WITH THE ACQUISITION OF A DEVELOPMENT EASEMENT ON THE PROPERTY "BAYMAR (SMITH) FARM", LOCATED ON HARBOR ROAD, MARLBORO, NEW JERSEY, ALSO KNOWN AS BLOCK 171, LOT 52.02

WHEREAS, by Resolution 2013-339, the Township of Marlboro approved and endorsed the acquisition of the development easement on the BAYMAR (SMITH) FARM property on Harbor Rd, also known as Block 171 Lot 52.02 ("Project"), and authorized the use of funds to assist the County in the purchase of the agricultural development easement on the property; and

WHEREAS, the Township requires surveying and engineering services as a condition of accessing grant funding through the Monmouth County Agricultural Development Board (MCADB) and the State Agricultural Development Committee (SADC) for approximately 64% of the easement purchase price; and

WHEREAS, CME Associates has provided a proposal dated January 7, 2014 (the "Proposal") for the professional services required in connection with the Project which has been reviewed and approved by the Monmouth County Planning Department; 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 \$8,200.00 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 in the amount of \$8,200.00 are available for this purpose from Account # 04-215-11-04A-140291; 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 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 include SURVEYING AND ENGINEERING SERVICES IN CONNECTION WITH THE ACQUISITION OF A DEVELOPMENT EASEMENT ON THE PROPERTY "BAYMAR (SMITH) FARM", LOCATED ON HARBOR ROAD, MARLBORO, NEW JERSEY, ALSO KNOWN AS BLOCK 171, LOT 52.02 by way of its Township Engineers ("Professional Services"), at a fee not to exceed \$8,200.00 for such Professional Services, as further described and set forth in CME's Proposal dated January 7, 2014 ("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 \$8,200.00 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. Business Administrator
- c. Township Chief Financial Officer

As the consent agenda, the following resolutions were introduced by reference, offered by Councilwoman Marder, seconded by Council President Metzger and as there was no objection, the Clerk was asked to cast one ballot (Absent: Cantor): Res. #2014-52 (Discharge of Mortgage - 797 Banyan Court), Res. #2014-53 (Authorizing 2013 Highway Safety Grant Application), Res. #2014-54 (Authorizing Municipal Alliance Grant Application - Fiscal Grant Cycle - July 2014 - June 2019), Res. #2014-55 (Authorizing Application to Sustainable Jersey Small Grants Program), Res. #2014-56 (Authorizing Purchase of Gas and Diesel under State Contract), Res. #2014-57 (Authorizing State Contract with Verizon Wireless for Cellular Telephone Service), Res. #2014-58 (Authorizing One Year Contract Renewal - Emergency Water Main Repairs), Res. #2014-59 (Authorizing One Year Contract Renewal - Electrical Repair Work), Res. #2014-60 (Authorizing State Contract Auto Parts 2014), Res. #2014-61 (Authorizing County Contract Auto Parts 2014), Res. #2014-62 (Refunds for Overpayments - B 192.12, L 42), Res. #2014-63 (Tax Court Judgment), Res. #2014-64 (Cancelling Uncollectible Taxes).

RESOLUTION # 2014-52

A RESOLUTION OF THE TOWNSHIP OF MARLBORO TOWN COUNCIL
AUTHORIZING A DISCHARGE OF A REPAYMENT MORTGAGE DATED
SEPTEMBER 27, 2001, WHICH WAS RECORDED AGAINST A RESIDENTIAL
PROPERTY LOCATED AT 797 BANYAN COURT, MARLBORO, NEW JERSEY

WHEREAS, a residential unit commonly known as 797 Banyan Court, Marlboro, New Jersey, Block 176, Lot 7 ("the Property"), is an affordable unit located in the Pointe De Jardin condominium complex and its affordability controls are governed by the provisions of New Jersey's Fair Housing Act (N.J.S.A. 52:27D-301 et seq.) and the substantive and procedural rules of the Council on Affordable Housing (N.J.A.C. 5:96-1 and 5:97-1 et seq.); and

WHEREAS, Fallon Quiles became the record owner of the Property by way of a purchase of same on or about January 25, 2011, for a stated consideration of \$93,500.00; and

WHEREAS, previously Kennis L. Bellamy, the prior owner, had executed a "Repayment Mortgage" on or about September 27, 2001 ("the Mortgage"), in favor of the Department of Community Affairs who at that time was the agency and an instrumentality of the Township of Marlboro; and

WHEREAS, the Mortgage was recorded in the Monmouth County Clerk's Office on October 2, 2001, in Mortgage Book OR-8054, at Page 1944 et seq.; and

WHEREAS, the Mortgage was not discharged at the time of the sale and transfer of the Property from Bellamy to Quiles; and

WHEREAS, the current owner, Fallon Quiles, now desires to have the Mortgage discharged as a matter of record because it remains as a cloud on title; and

WHEREAS, the Marlboro Township Council finds that there is good cause for the release and discharge of the foregoing Mortgage for the reasons sets forth herein and because of the change in ownership from Bellamy to Quiles;

NOW THEREFORE BE IT RESOLVED that the Honorable Mayor Jonathan L. Hornik is hereby authorized to sign the attached discharge of the Mortgage as aforesaid;

BE IT FURTHER RESOLVED that subsequent to Mayor Hornik's signature of said discharge of the foregoing Mortgage that it 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. Township Business Administrator, Jonathan Capp;
- b. Thomas P. Howley, Municipal Housing Liaison;
- c. Keith Singer, Esq. (attorney for Quiles); and
- d. Kenneth W. Biedzynski, Affordable Housing Special Counsel.

RESOLUTION # 2014-53

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Highway Safety Fund project.

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

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as HSF-2013-Marlboro Township-00006 to the New Jersey Department of Transportation on behalf of The Township of Marlboro.

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

RESOLUTION # 2014-54

FORM 1B

Governor's Council on Alcoholism and Drug Abuse

Fiscal Grant Cycle July 2014 - June 2019

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey recognizes that the

abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Monmouth; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Marlboro, County of Monmouth, State of New Jersey hereby recognizes the following:

1. The Township Council does hereby authorize submission of a strategic plan for the Marlboro Township Municipal Alliance grant for fiscal year 2015 in the amount of:

DEDR	<u>\$ 53,578.00</u>
Cash Match	<u>\$ 13,394.50</u>
In-Kind	<u>\$ 40,183.50</u>

2. The Marlboro Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION # 2014-55

A RESOLUTION AUTHORIZING A GRANT APPLICATION
FROM THE SUSTAINABLE JERSEY SMALL GRANTS PROGRAM

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, Marlboro Township strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, Marlboro Township is instituting greening and sustainability initiatives within the community, specifically,

for use in the development of sustainable land use planning and transportation under the guidelines of Form Based Code Zoning; and

WHEREAS, the Marlboro Township Planning Board has adopted as part of the Sustainability Element of the Master Plan the use of Form Based Code in the Village Center;

WHEREAS, Marlboro Township is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and Sustainable Jersey has created a grant program called the Sustainable Jersey Small Grants Program;

WHEREAS, the Township Council of the Township of Marlboro has determined that it would be in the best interests of the Township to apply for a Sustainable Jersey Small Grant.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that Marlboro Township will authorize the submission for the aforementioned Sustainable Jersey Grant for grant funds in the amount of 2,000 Capacity Building Grant to support the Marlboro Township Green Team sustainability efforts.

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

1. Sustainable Jersey
2. Township Business Administrator

RESOLUTION # 2014-56

A RESOLUTION AUTHORIZING CONTRACT WITH ALLIED OIL LLC FOR THE PURCHASE OF ULTRA LOW SULFUR DIESEL AND 87 OCTANE UNLEADED GAS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS UNDER NJ STATE CONTRACT #82770 & #80914

WHEREAS, the Marlboro Township fuel dispensing and management system ("fuel system") is used to fuel Township, Board of Education, First Aid and Fire District vehicles throughout the Township; and

WHEREAS, the Township of Marlboro Department of Public Works is in need of Ultra Low Sulfur Diesel and 87 Octane Unleaded Gas to maintain the fuel dispensing and management system; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12, a municipality may, without advertising for bids, purchase goods under any contract for such goods entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the Department of Public Works to obtain said fuel from ALLIED OIL LLC; and

WHEREAS, the Public Works Department has recommended that the Township purchase said fuel from ALLIED OIL LLC under State Contract #82770 and #80914 in an amount not to exceed \$865,000.00; and

WHEREAS, the estimated total represents the annual cost of gasoline and fuel purchased for the municipality, school district, fire district, first aid departments and other entities; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to contract with ALLIED OIL LLC whose address is 25 OLD CAMPLAIN ROAD, HILLSBOROUGH, NJ 08844 for the purchase of ULTRA LOW SULFUR DIESEL AND 87 OCTANE UNLEADED GAS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS UNDER NJ STATE CONTRACT #82770 & #80914 in an amount not to exceed \$865,000.00; and

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

- a. ALLIED OIL LLC
- b. Business Administrator
- c. Township Department of Public Works

RESOLUTION # 2014-57

RESOLUTION AUTHORIZING THE PURCHASE OF WIRELESS SERVICES FROM VERIZON COMMUNICATIONS FOR THE MARLBORO TOWNSHIP OF MARLBORO UNDER

STATE CONTRACT #82583

WHEREAS, the Township of Marlboro is in need of wireless service for use by certain personnel including those who require wireless voice and/or mobile data for their operational functions; and

WHEREAS, the Township of Marlboro currently utilizes Verizon Wireless for cellular telephone service; 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, funds in the amount of \$48,000.00 will be certified to by the Chief Financial Officer in account #01-201-31-162-232 at the time the 2014 budget is adopted; and

WHEREAS, the Township Council desires to approve the purchase of said wireless services.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase wireless services from Verizon Wireless Cellco Partnership, 502 First State Blvd, Newport, Delaware 19804, under State Contract #82583 in an amount not to exceed \$48,000.00; and

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

- a. Township Administrator
- b. Township Police Department

RESOLUTION # 2014-58

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO LUCAS CONSTRUCTION GROUP, INC. FOR THE PROVISION OF EMERGENCY WATER MAIN REPAIRS AND OTHER EMERGENCY WATER SYSTEM REPAIRS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS WATER UTILITY DIVISION

WHEREAS, on January 24, 2013 (R.2013-055) the Municipal Council of the Township of Marlboro awarded a contract to LUCAS CONSTRUCTION GROUP, INC. for the PROVISION OF EMERGENCY WATER

MAIN REPAIRS AND OTHER EMERGENCY WATER SYSTEM REPAIRS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS WATER UTILITY DIVISION; and

WHEREAS, the bid specifications included the option to renew said contract for one two-year, or two one-year extensions on the same terms and conditions as specified in the bid proposal; and

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

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to LUCAS CONSTRUCTION GROUP, INC. whose address is 173 Amboy Road, Morganville, NJ 07751 for a period of one year beginning on February 1, 2014 through January 31, 2015, in a total amount not to exceed \$111,014.00; and

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

BE IT FURTHER RESOLVED funds in the amount of \$111,014.00 will be certified by the Chief Financial Officer at the time of adoption of the 2014 budget; and

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

- a. LUCAS CONSTRUCTION GROUP, INC.
- b. Township Business Administrator
- c. Department of Public Works

RESOLUTION # 2014-59

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO LONGO ELECTRICAL-MECHANICAL, INC. FOR THE PROVISION OF ELECTRICAL REPAIR WORK FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on January 24, 2013 (R.2013-053) the Municipal Council of the Township of Marlboro awarded a contract to LONGO ELECTRICAL-MECHANICAL, INC. for the PROVISION OF ELECTRICAL REPAIR WORK FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, the bid specifications included the option to renew said contract for one two-year, or two one-year extensions on the same terms and conditions as specified in the bid proposal; and

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

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to LONGO ELECTRICAL-MECHANICAL, INC. whose address is 1 Harry Shupe Blvd., PO Box 511, Wharton, NJ 07885 for a period of one year beginning on February 1, 2014 through January 31, 2015, in a total amount not to exceed \$36,800.00 for labor only. Parts are to be billed at the rate of ten percent (10%) above contractor's price; and

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

BE IT FURTHER RESOLVED funds in the amount of \$33,720.00 will be certified by the Chief Financial Officer at the time of adoption of the 2014 budget; and

BE IT FURTHER RESOLVED funds for the 2015 portion of the contract will be certified at the time of adoption of the 2015 budget; and

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

- a. LONGO ELECTRICAL-MECHANICAL, INC.
- b. Township Business Administrator
- c. Department of Public Works

RESOLUTION # 2014-60

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACTS
TO VARIOUS VENDORS FOR PURCHASE OF AUTO, TRUCK,
HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES
FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION
OF VEHICLE MAINTENANCE

WHEREAS, the Township of Department of Public Works Division of Vehicle Maintenance is in need of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES in order to maintain the Township vehicle fleet; and

WHEREAS, the Division of Vehicle Maintenance has recommended that the Township purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES under various State contracts as follows:

	State Contract ID	Not to Exceed Amount
NAPA Auto Parts (F&C Auto)	73733	40,000.00
NAPA Auto Parts (Capitol Supply, Inc./Bridge Auto Supply)	80071	2,500.00
Mid Atlantic Truck Center	73939	7,000.00
Hudson County Motors	73715, 81177	3,500.00
Greenfield Dodge	73709	5,500.00
D&W Diesel (Fleetsource)	76447	1,700.00
Norman's Auto Services	77926	3,000.00
Jim Curley Auto Parts	73699	1,500.00
Norcia	73514, 74177, 73713	1,500.00
Perth Amboy Springs Craft Oil (Petro Choice)	73777	2,500.00
	81514	15,000.00
Harter Equipment	76919	8,000.00
Trius, Inc.	74175	2,500.00
Storr Tractor	76921	500.00
Foley Equipment	70790, 84365	11,500.00
Aurora	75554	5,500.00
Hoover Truck Center	73702	5,000.00
Cambria Auto	73711	6,500.00
Varga Auto Repair and	76436	17,000.00

Transmission

140,200.00

WHEREAS, pursuant to N.J.S.A. 40A:11-12, a municipality may, without advertising for bids, purchase goods under any contract for such goods entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the Department of Public Works to obtain AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES under various State contracts in order to maintain the Township vehicle fleet; and

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

WHEREAS, the Township Council desires to approve the purchase of said AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the vendors and under the State Contracts identified above in an amount not to exceed \$140,200.00.

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

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

RESOLUTION # 2014-61

RESOLUTION AUTHORIZING AWARD OF CONTRACTS TO VARIOUS VENDORS FOR PURCHASE OF AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF VEHICLE THROUGH BIDS OBTAINED BY THE MONMOUTH COUNTY COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Township is authorized to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES 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 contracts to Edwards Tire Co., Inc., Freehold Ford and Freehold Dodge, for the provision of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES; and

WHEREAS, the Public Works Department has indicated that Edwards Tire Co., Inc., Freehold Ford and Freehold Dodge, have agreed to extend the pricing provided to Monmouth County to Marlboro Township through the Monmouth County Cooperative Purchasing Program; and

WHEREAS, the Township of Department of Public Works Division of Vehicle Maintenance is in need of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES in order to maintain the Township vehicle fleet; and

WHEREAS, at this time, the Public Works Department has recommended the award of contracts as follows:

	County Contract ID	Not to Exceed Amount
Edwards Tire Company, Inc.	F-42-2014	55,000.00
Freehold Dodge	F-24-2012	2,200.00
Freehold Ford	F-23-2012	15,500.00
		72,700.00

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the Department of Public Works to obtain auto and truck parts and supplies under the Monmouth County Cooperative Purchasing Program in order to maintain the Township vehicle fleet; and

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

WHEREAS, the Township Council desires to approve the purchase of said AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from Edwards Tire Co., Inc., Freehold Ford and Freehold Dodge pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program, for a total amount not to exceed \$72,700.00; and

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

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

RESOLUTION # 2014-62

WHEREAS, the attached list in the amount of \$ 150.14 known as Schedule "A", is comprised of amounts representing overpayments for 2013 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>2013 REFUND</u>
193.12/42		ROSEMONT ESTATES 11, LLC 246 EVERTON BLVD MARLBORO, NJ 07746	150.14

RESOLUTION # 2014-63

WHEREAS, the Tax Court of New Jersey has granted a judgment in the amount of \$ 4,284.47 for the year 2013 for Block 150 Lot 1, located at 457 Route 79, assessed to Posner, Gary,

WHEREAS, the 2013 taxes have been paid in full, the Tax Collector is directed to refund the amount of \$1,490.07,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to direct the Tax Collector to refund the amount of \$1,490.07 to Zipp & Tannenbaum, LLC C/O Posner, Gary.

RESOLUTION # 2014-64

A RESOLUTION AUTHORIZING THE CANCELLATION OF
CERTAIN TAXES DETERMINED TO BE UNCOLLECTIBLE -

WHEREAS, the attached list in the amount of \$850.44 known as Schedule "A", is comprised of taxes that remain outstanding and unpaid; and

WHEREAS, these outstanding taxes were for tax years 2013; and

WHEREAS, these parcels are known as a "gore" a lot created in error or a lot where ownership cannot be determined therefore,

WHEREAS, it has been determined that the said outstanding taxes, are uncollectible; and

WHEREAS, the Township Tax Collector has recommended that they be canceled.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro, in the County of Monmouth and State of New Jersey that the taxes relating to these properties, which have been determined to be uncollectible are hereby canceled in the amount of \$850.44.

At 7:35 PM, Councilwoman Marder moved that the meeting go into executive session for reason of discussing property acquisition. This was seconded by Councilman La Rocca, and the following resolution #2014-65 (Closed Session) was passed on a roll call vote of 4 - 0 in favor (Absent: Cantor)

RESOLUTION # 2014-65

WHEREAS, it is determined by the governing body of the Township of Marlboro that it is necessary on the 16th day of January, 2014 to go into executive session for the purpose of discussing those items that are particularly exempted from the Open Public Meetings Act, namely property acquisition.

BE IT FURTHER RESOLVED that the governing body shall adjourn to executive session for the purpose of discussing said aforementioned items and that such executive session should take approximately 10 minutes. Those items discussed in executive

session shall remain confidential until such time as confidentiality is no longer required. Action will not be taken following the executive session.

At 7:45 PM, Council Vice President Mazzola moved that the meeting be opened. This was seconded by Council President Metzger, and as there was no objection, the Clerk was asked to cast one ballot (Absent: Cantor).

At 7:46 PM, Councilwoman Marder moved that the meeting be adjourned. This was seconded by Council Vice President Mazzola, and as there was no objection, the Clerk was asked to cast one ballot (Absent: Cantor).

MINUTES APPROVED: February 6, 2014

OFFERED BY: Mazzola

AYES: 4

SECONDED BY: LaRocca

NAYS: 0

ABSTAIN: Cantor

ALIDA MANCO
MUNICIPAL CLERK

SCOTT METZGER
COUNCIL PRESIDENT