

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

January 8, 2015

The Marlboro Township Council held its scheduled reorganization meeting on January 8, 2015 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President Metzger opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of this meeting of the Township Council of the Township of Marlboro was faxed to the Asbury Park Press, the Star Ledger and News Transcript on December 15, 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 Cantor (via conference call), Councilman LaRocca, Councilwoman Marder, Council Vice President Mazzola and Council President Metzger.

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.

Councilman LaRocca submitted his resignation to the Municipal Clerk effective 10 PM on January 8, 2015.

The following Resolution #2015-1 (Election of Council President) was introduced by reference, offered by Council Vice President Mazzola, seconded by Councilman LaRocca and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-1

BE IT RESOLVED by the Township Council of the Township of Marlboro that pursuant to Section 4-7 of the Code of

the Township of Marlboro, SCOTT METZGER shall serve as the Council President of the Marlboro Township Council.

The following Resolution #2015-2 (Election of Council Vice President) was introduced by reference, offered by Councilwoman Marder, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-2

BE IT RESOLVED by the Township Council of the Township of Marlboro that pursuant to Section 4-7 of the Code of the Township of Marlboro, CAROL MAZZOLA shall serve as the Council Vice President of the Marlboro Township Council.

The following Resolution #2015-3 (Confirmation of Appointments of Municipal Officials - Public Defender and Municipal Prosecutor) was introduced by reference, offered by Council Vice President Mazzola, seconded by Councilwoman Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-3

RESOLUTION CONFIRMING APPOINTMENT OF MUNICIPAL  
OFFICIALS FOR THE TOWNSHIP OF MARLBORO

WHEREAS, Mayor Jonathan Hornik has appointed Pasquale (Pat) Menna as Township Prosecutor for the Township of Marlboro for a term ending on December 31, 2015; and

WHEREAS, Mayor Jonathan Hornik has appointed Michael DuPont as Public Defender for the Township of Marlboro for a term ending on December 31, 2015; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey that it hereby confirms the appointment, by Mayor Jonathan Hornik, of Pasquale (Pat) Menna as Municipal Prosecutor and Michael Dupont as Public Defender, for terms ending on December 31, 2015.

The following Resolution #2015-4 (Authorizing Contract Conflict Public Defender) was introduced by reference, offered by Council

Vice President Mazzola, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-4

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO THE FIRM OF RAYMOND ALBERT RAYA, ESQ AS CONFLICT PUBLIC DEFENDER FOR THE YEAR 2015 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires the services of a Conflict Public Defender, such services to be awarded pursuant to pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated October 23, 2014 (the "Proposal") from RAYMOND ALBERT RAYA, ESQ (the "Business Entity") in response to Request for Qualifications for Township Public Defender services issued by the Township which set forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time that services, if any, are requested from the qualified professionals; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to RAYMOND ALBERT RAYA, ESQ pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 a rate of \$200.00 per court session; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. RAYMOND ALBERT RAYA, ESQ
- b. Township Administrator
- c. Municipal Court Administrator
- d. Township Public Defender
- e. Township Chief Financial Officer

The following Resolution #2015-5 (Authorizing Contract Conflict Prosecutor) was introduced by reference, offered by Councilwoman Marder, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-5

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT  
TO THE FIRM OF DIEGNAN & BROPHY, LLC AS CONFLICT  
PROSECUTOR FOR THE YEAR 2015 PURSUANT TO A FAIR AND  
OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires the services of a Conflict Prosecutor, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 4, 2014 (the "Proposal") from DIEGNAN & BROPHY, LLC (the "Business Entity") in response to Request for Qualifications for Township Prosecutor services issued by the Township which set forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time that services, if any, are requested from the qualified professionals; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to DIEGNAN & BROPHY, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in the proposal dated November 4, 2014, copies of which are attached hereto; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. DIEGNAN & BROPHY, LLC
- b. Township Administrator
- c. Township Attorney
- d. Township Prosecutor
- e. Township Chief Financial Officer

The following Resolution #2015-6 (Authorizing Contract Township Attorney Services) was introduced by reference, offered by Councilman LaRocca, seconded by Council Vice President Mazzola and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-6

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES TO DECOTIIS, FITZPATRICK & COLE, LLP FOR TOWNSHIP ATTORNEY SERVICES PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, pursuant to N.J.S.A. 40A:69A-43, Mayor Jonathan Hornik appointed Louis N. Rainone, Esq., of the law firm of DeCotiis, FitzPatrick & Cole, LLP, as Director of Law of the Township of Marlboro for the period of January 1, 2012 through December 31, 2015; and

WHEREAS, such appointment received the advice and consent of the Township Council by Resolution #2012-7; and

WHEREAS, the Township of Marlboro requires legal services of the Township Attorney, to be authorized pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received proposals dated October 29, 2014 (the "Proposals") from DeCotiis, FitzPatrick & Cole, LLP (the "Business Entity") in response to Request for Qualifications for Township Attorney and Labor Counsel services issued by the Township which set forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2015 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to DeCotiis, FitzPatrick & Cole, LLP pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in the proposals dated October 29, 2014, copies of which are attached hereto, in an amount not to exceed \$325,000.00 for Township Attorney services; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. DeCotiis, FitzPatrick & Cole, LLP
- b. Township Administrator
- c. Township Chief Financial Officer

The following Resolution #2015-7 (Authorizing Contract Conflict Attorney) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 4 - 0 in favor with Councilwoman Marder abstaining.

RESOLUTION # 2015-7

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO THE FIRM OF GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC FOR SERVICES AS CONFLICT TOWNSHIP ATTORNEY FOR THE TOWNSHIP OF MARLBORO FOR THE YEAR 2015 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro requires the services of a Conflict Township Attorney, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 2, 2014 (the "Proposal") from GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC (the "Business Entity") in response to Request for Qualifications for Township Attorney services issued by the Township which set forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time that services, if any, are requested from the qualified professionals; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in the proposal dated November 2, 2014, copies of which are attached hereto; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC
- b. Township Administrator
- c. Township Attorney
- d. Township Chief Financial Officer

The following Resolution #2015-8 (Authorizing Contract Bond Counsel) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-8

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR  
PROFESSIONAL SERVICES TO MCMANIMON, SCOTLAND &  
BAUMANN, LLC FOR BOND COUNSEL SERVICES FOR THE YEAR  
2015 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE  
WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro requires bond counsel services, to be authorized pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 4, 2014 (the "Proposal") from MCMANIMON, SCOTLAND & BAUMANN, LLC (the "Business Entity") in response to Request for Qualifications for bond counsel services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be available through various bond authorizations to be financed; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to MCMANIMON, SCOTLAND & BAUMANN, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in the proposal dated November 4, 2014, a copy of which is attached hereto; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. MCMANIMON, SCOTLAND & BAUMANN, LLC
- b. Township Administrator
- c. Chief Financial Officer
- d. Township Attorney

The following Resolution #2015-9 (Authorizing Contract Conflict Labor Counsel) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-9

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO THE FIRM OF RUDERMAN & GLICKMAN, P.C. AS CONFLICT LABOR ATTORNEY FOR THE YEAR 2015 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires the services of a Conflict Labor Attorney, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 4, 2014 (the "Proposal") from RUDERMAN & GLICKMAN, P.C. (the "Business Entity") in response to Request for Qualifications for Labor Counsel services issued by the Township which set forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time that services, if any, are requested from the qualified professionals; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to RUDERMAN & GLICKMAN, P.C. pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in the proposal dated November 4, 2014, copies of which are attached hereto; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. RUDERMAN & GLICKMAN, P.C.
- b. Township Administrator

- c. Township Attorney
- d. Township Chief Financial Officer

The following Resolution #2015-10 (Authorizing Contract Legal Defense Affordable Housing Lawsuits) was introduced by reference, offered by Council Vice President Mazzola, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-10

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES TO DECOTIIS, FITZPATRICK & COLE, LLP FOR LEGAL DEFENSE PERTAINING TO AFFORDABLE HOUSING LAWSUITS FOR THE YEAR 2015 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, pursuant to N.J.S.A. 40A:69A-43, Mayor Jonathan Hornik appointed Louis N. Rainone, Esq., of the law firm of DeCotiis, FitzPatrick & Cole, LLP, as Director of Law of the Township of Marlboro for the period of January 1, 2012 through December 31, 2015; and

WHEREAS, such appointment received the advice and consent of the Township Council by Resolution #2012-7; and

WHEREAS, the Township of Marlboro requires legal defense pertaining to affordable housing lawsuits, to be authorized pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such legal services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated October 29, 2014 (the "Proposal") from DeCotiis, FitzPatrick & Cole, LLP (the "Business Entity") in response to Request for Qualifications for Township Attorney services issued by the Township which set forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded

pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2015 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to DeCotiis, FitzPatrick & Cole, LLP pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in the proposal dated October 29, 2014, copies of which are attached hereto, in an amount not to exceed \$75,000.00 for Township Attorney services; and

3. The Mayor and Township Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. DeCotiis, FitzPatrick & Cole, LLP
- b. Township Administrator
- c. Township Chief Financial Officer

The following Resolution #2015-11 (Authorizing Contract Township Engineer) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-11

RESOLUTION APPOINTING CME ASSOCIATES AS TOWNSHIP ENGINEER AND AUTHORIZING A PROFESSIONAL SERVICES CONTRACT THEREFOR FOR THE YEAR 2015 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro is in need of the services of a Township Engineer, to be appointed pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such engineering services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 3, 2014 (the "Proposal") from CME ASSOCIATES (the "Business Entity") in response to a Request for Qualifications for the services of a Township Engineer issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2015 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to CME ASSOCIATES pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in the proposal dated November 3, 2014, a copy of which is attached hereto, in an amount not to exceed \$128,500.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. CME ASSOCIATES
- b. Township Administrator
- c. Township Chief Financial Officer

The following Resolution #2015-12 (Authorizing Contract Conflict Engineer) was introduced by reference, offered by Council President Metzger, seconded by Councilwoman Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-12

RESOLUTION APPOINTING MASER CONSULTING, P.A. AS TOWNSHIP CONFLICT/ALTERNATE ENGINEER AND AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR THE YEAR 2015 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro is in need of the services of a Township Conflict/Alternate Engineer, to be appointed pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such engineering services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 4, 2014 (the "Proposal") from MASER CONSULTING, P.A. (the "Business Entity") in response to a Request for Qualifications for the services of a Township Engineer issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract may exceed \$17,500.00; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time that services, if any, are requested from the qualified professionals; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to MASER CONSULTING, P.A. pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in the proposal dated November 4, 2014, a copy of which is attached hereto; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. MASER CONSULTING, P.A.
- b. Township Administrator
- c. Township Engineer
- d. Township Chief Financial Officer

The following Resolution #2015-13 (Authorizing Contract Township Planner) was introduced by reference, offered by Council Vice President Mazzola, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-13

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT  
TO CME ASSOCIATES AS TOWNSHIP PLANNER FOR THE  
YEAR 2015 PURSUANT TO A FAIR AND OPEN PROCESS  
IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro is in need of the services of a Township Planner, to be appointed pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such planning and engineering services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 3, 2014 (the "Proposal") from CME ASSOCIATES (the "Business Entity") in response to a Request for Qualifications for the services of Township Planner issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2015 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to CME ASSOCIATES pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in a proposal dated November 3, 2014, a copy of which is attached hereto, in an amount not to exceed \$60,000.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. CME ASSOCIATES
- b. Township Administrator
- c. Township Engineer
- d. Township Chief Financial Officer

The following Resolution #2015-14 (Authorizing Contract Conflict Planner Services As Needed Basis) was introduced by reference, offered by Council President Metzger, seconded by Councilwoman Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-14

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT  
TO MASER CONSULTING, P.A. FOR CONFLICT PLANNING SERVICES  
FOR THE TOWNSHIP OF MARLBORO FOR THE YEAR 2015  
PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE

WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro is in need of the services of a Planner for conflict planning services, to be appointed pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such planning services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 3, 2014 (the "Proposal") from MASER CONSULTING, P.A. (the "Business Entity") in response to a Request for Qualifications for the services of Township Planner issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time that services, if any, are requested from the qualified professionals; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to MASER CONSULTING, P.A. pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in a proposal dated November 3, 2014, a copy of which is attached hereto; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. MASER CONSULTING, P.A.
- b. Township Administrator
- c. Township Engineer
- d. Township Chief Financial Officer

The following Resolution #2015-15 (Authorizing Contract Special Counsel for Affordable Housing) was introduced by reference, offered by Councilman LaRocca, seconded by Council Vice President Mazzola and was passed on a roll call vote of 4 - 0 in favor with Councilwoman Marder abstaining.

RESOLUTION # 2015-15

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT  
TO KENNETH BIEDZYNSKI, ESQ. OF THE FIRM OF GOLDZWEIG,  
GREEN, EIGER & BIEDZYNSKI, LLC AS SPECIAL COUNSEL  
FOR AFFORDABLE HOUSING FOR THE YEAR 2015 PURSUANT  
TO A FAIR AND OPEN PROCESS IN ACCORDANCE  
WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires the services of an attorney as Special Counsel for Affordable Housing, such services to be rendered by Kenneth Biedzynski, Esq. of the firm of Goldzweig,

Green, Eiger & Biedzynski, LLC under a contract awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice law in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 2, 2014 (the "Proposal") from GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC (the "Business Entity") in response to a Request for Qualifications for the services of special counsel for affordable housing issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds have been certified by the Chief Financial Officer in Trust Account #15-228-55-054 for this purpose; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in a proposal dated November 2, 2014, a copy of

which is attached hereto, in an amount not to exceed \$25,000.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC
- b. Township Administrator
- c. Township Attorney
- d. Township Chief Financial Officer

The following Resolution #2015-16 (Authorizing Contract Special Counsel for Ethics Board) was introduced by reference, offered by Council President Metzger, seconded by Council Vice President Mazzola and was passed on a roll call vote of 4 - 0 in favor with Councilwoman Marder abstaining.

RESOLUTION # 2015-16

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO KENNETH BIEDZYNSKI, ESQ. OF THE FIRM OF GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC FOR THE PROVISION OF ETHICS BOARD COUNSEL SERVICES FOR THE YEAR 2015 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires the services of an attorney as Ethics Board Counsel for the Township of Marlboro, such services to be rendered by Kenneth Biedzynski, Esq. of the firm of Goldzweig, Green, Eiger & Biedzynski, LLC under a contract awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice law in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 2, 2014 (the "Proposal") from GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC (the "Business Entity") in response to a Request for Qualifications for legal services as Ethics Board Counsel issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2015 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in a proposal dated November 2, 2014, a copy of which is attached hereto, in an amount not to exceed \$7,850.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC
- b. Township Administrator
- c. Township Attorney
- d. Township Chief Financial Officer
- e. Township Ethics Board

The following Resolution #2015-17 (Authorizing Contract Special Tax Counsel) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-17

A RESOLUTION AUTHORIZING THE APPOINTMENT OF AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC TO ACT AS SPECIAL TAX COUNSEL FOR THE YEAR 2015 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A.

19:44A-20.5

WHEREAS, the Township requires special tax counsel services, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice law in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to

the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated October 24, 2014 (the "Proposal") from CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC (the "Business Entity") in response to a Request for Qualifications for the services of special tax counsel issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2015 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in a proposal dated October 24, 2014, a copy of which is attached hereto, in an amount not to exceed \$45,000.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC
- b. Township Administrator
- c. Tax Assessor
- d. Township Attorney
- e. Township Chief Financial Officer

The following Resolution #2015-18 (Authorizing Contract Conflict Special Tax Counsel) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 4 - 0 in favor with Councilwoman Marder abstaining.

RESOLUTION # 2015-18

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT  
TO SUKEL, HALL & MCMORROW, P.A., TO ACT AS SPECIAL  
TAX CONFLICT COUNSEL FOR THE YEAR 2015 PURSUANT TO A  
FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A.  
19:44A-20.5

WHEREAS, the Township requires special tax conflict counsel services, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice law in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 3, 2014 (the "Proposal") from SUKEL, HALL & MCMORROW, P.A. (the "Business Entity") in response to a Request for Qualifications

for the services of special tax conflict counsel issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2015 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to SUKEL, HALL & MCMORROW, P.A. pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in a proposal dated November 3, 2014, a copy of which is attached hereto, in an amount not to exceed \$5,000.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. SUKEL, HALL & MCMORROW, P.A.
- b. Township Administrator
- c. Township Tax Assessor
- d. Special Tax Counsel
- e. Township Attorney
- f. Chief Financial Officer

The following Resolution #2015-19 (Authorizing Contract Auditor) was introduced by reference, offered by Council President Metzger, seconded by Councilwoman Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-19

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR  
PROFESSIONAL SERVICES TO WISS & COMPANY, LLP TO ACT  
AS THE INDEPENDENT AUDITOR FOR THE YEAR 2015 PURSUANT  
TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH  
N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro requires the services of an auditor to provide the 2014 statutory audit of Township financial records and to perform the duties and render such services as may from time to time be requested by the Township Council, the Chief Financial Officer or the Township Administrator (collectively referred to hereinafter as the "Audit and Related Services") and issued a Request for Qualifications for Audit and Related Services in October 2014; and

WHEREAS, such Audit and Related Services are to be performed and rendered by a person or persons licensed and authorized to practice accounting in the State of New Jersey and accordingly constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated October 29, 2014 (the "Proposal") from WISS & COMPANY (the "Business Entity") in response to a Request for Qualifications for the services of Independent Auditor issued by the Township which sets forth the terms and conditions under which such services

are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be certified by the Chief Financial Officer for this purpose upon adoption of the 2015 Municipal Budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to WISS & COMPANY pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in a proposal dated October 29, 2014, a copy of which is attached hereto, in an amount not to exceed \$46,800.00 for performance of the Audit; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. WISS & COMPANY, LLP
- b. Township Administrator
- c. Chief Financial Officer

The following Resolution #2015-20 (Authorizing Contract Risk Management Services) was introduced by reference, offered by Council President Metzger, seconded by Councilman LaRocca and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-20

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH NORTH AMERICAN INSURANCE MANAGEMENT CORPORATION ("NAIMC") FOR BENEFITS CONSULTING, RISK MANAGEMENT AND BROKERAGE SERVICES AS AN EXCEPTION TO THE COMPETITIVE PUBLIC BIDDING PROCESS UNDER N.J.S.A. 40A:11-5(M) PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro requires the services of a consultant to provide insurance benefits consulting, risk management and brokerage services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5, pursuant to the provisions of N.J.S.A. 40A:10-36; and

WHEREAS, such services, i.e., insurance, including the benefits consulting and brokerage services are Extraordinary Unspecifiable Services, are exceptions pursuant to N.J.S.A. 40A:11-5(m) and may be awarded without competitive bidding therefor; and

WHEREAS, said services cannot reasonably be described by written specifications; and

WHEREAS, the Township received proposals dated October 20, 2014 (the "Proposal") from North American Insurance Management Corporation ("NAIMC") (the "Business Entity") in response to a Request for Qualifications for insurance consulting and brokerage services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. as amended requires that the Resolution authorizing the award of contracts which are treated in accordance with the requirements for extraordinary unspecifiable services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, it has been determined and certified that the value of the contract will exceed \$17,500.00; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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, in accordance with the Local Public Contracts Law, hereby authorizes and approves the execution of a Broker of Record Letter with North American Insurance Management Corporation ("NAIMC") regarding the provision of insurance benefits consulting, risk management and brokerage services, beginning January 1, 2015 and terminating on December 31, 2015, pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5, such services being an exception under N.J.S.A. 40A:11-5(m) and in accordance with the terms of the Contract; and

2. The 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

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. North American Insurance Management Corporation
- b. Monmouth County Municipal Joint Insurance Fund
- c. Township Administrator

The following Resolution #2015-21 (Authorizing Contract - Cable Television Station) was introduced by reference, offered by Council President Metzger, seconded by Councilman LaRocca and was passed on a roll call vote of 4 - 0 in favor with Council Vice President Mazzola abstaining.

RESOLUTION # 2015-21

A RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO CURT CIUMEI OF MV DIGITAL PRODUCTIONS, LLC FOR THE PROVISION OF SERVICES FOR THE OPERATION OF THE TOWNSHIP OF MARLBORO CABLE TELEVISION STATION PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires special services for the operation of the Township of Marlboro Cable Television Station, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, pursuant to 40A:11-2(6), Professional Services are defined as services rendered in the provision or performance of goods or services that are original and creative in character in a recognized field of artistic endeavor; and

WHEREAS, the Township received a proposal dated October 22, 2014 (the "Proposal") from MV DIGITAL PRODUCTIONS, LLC (the "Business Entity") in response to a Request for Qualifications for special services for the operation of the Township of Marlboro Cable Television Station issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will exceed \$17,500.00; and

WHEREAS, funds will be made available and certified by the Chief Financial Officer upon adoption of the 2015 municipal budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to MV DIGITAL PRODUCTIONS, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in a proposal dated October 22, 2014, a copy of which is attached hereto, in an amount not to exceed \$23,000.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. MV DIGITAL PRODUCTIONS, LLC
- b. Township Administrator
- c. Information Technology
- d. Township Chief Financial Officer

The following Resolution #2015-22 (Authorizing Contract - Tax Map Services) was introduced by reference, offered by Councilman LaRocca, seconded by Councilwoman Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-22

RESOLUTION AUTHORIZING A CONTRACT WITH ADAMS, REHMANN & HEGGAN ASSOCIATES, INC FOR THE MAINTENANCE OF THE TAX MAP OF THE TOWNSHIP OF MARLBORO FOR THE YEAR 2015 AS AN EXCEPTION TO THE COMPETITIVE PUBLIC BIDDING PROCESS UNDER N.J.S.A. 40A:11-5(d) PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro requires tax map maintenance services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5, pursuant to the provisions of N.J.S.A. 40A:10-36; and

WHEREAS, such services are exceptions pursuant to N.J.S.A. 40A:11-5(d) and may be awarded without competitive bidding therefor; and

WHEREAS, the Township received proposals dated November 4, 2014 (the "Proposal") from ADAMS, REHMANN & HEGGAN ASSOCIATES, INC (the "Business Entity") in response to a Request for Qualifications for THE MAINTENANCE OF THE TAX MAP OF THE TOWNSHIP OF MARLBORO issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds will be made available and certified by the Chief Financial Officer upon adoption of the 2015 municipal budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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, in accordance with the Local Public Contracts Law, hereby authorizes and approves the execution of an agreement with ADAMS, REHMANN & HEGGAN ASSOCIATES, INC FOR THE MAINTENANCE OF THE TAX MAP OF THE TOWNSHIP OF MARLBORO, beginning January 1, 2015 and terminating on December 31, 2015, pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5, such services being an exception under N.J.S.A. 40A:11-5(d) and in accordance with the terms of the Contract, in an amount not to exceed \$17,500.00; and

2. The contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(d); and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. ADAMS, REHMANN & HEGGAN ASSOCIATES, INC
- b. Township Administrator
- c. Chief Information Officer
- d. Tax Assessor
- e. Township Chief Financial Officer

The following Resolution #2015-23 (Authorizing Contracts - Appraisal Services - Open Space and Farmland Preservation) was introduced by reference, offered by Councilwoman Marder,

seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-23

A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT BETWEEN BETTINA DURMASKIN SHOLK AND THE TOWNSHIP OF MARLBORO FOR APPRAISAL SERVICES IN SUPPORT OF THE PRESERVATION OF FARMLAND AND OPEN SPACE PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires real estate appraisal services in connection with the acquisition of certain parcels, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated October 28, 2014 (the "Proposal") from BETTINA DURMASKIN SHOLK (the "Business Entity") in response to a Request for Qualifications for appraisal services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds have been certified by the Chief Financial Officer in account #04-215-11-04A-140291; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to BETTINA DURMASKIN SHOLK pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in a proposal dated October 28, 2014, a copy of which is attached hereto, in an amount not to exceed \$10,000.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. BETTINA DURMASKIN SHOLK
- b. Township Administrator
- c. Township Chief Financial Officer

The following Resolution #2015-24 (Authorizing Contracts - Appraisal Services - Open Space and Farmland Preservation) was introduced by reference, offered by Council President Metzger, seconded by Councilman LaRocca and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-24

A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT BETWEEN STERLING, DISANTO & ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR APPRAISAL SERVICES IN SUPPORT OF THE PRESERVATION OF

FARMLAND AND OPEN SPACE PURSUANT TO A FAIR AND OPEN  
PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires real estate appraisal services in connection with the acquisition of certain parcels, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice in the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated November 4, 2014 (the "Proposal") from STERLING, DISANTO & ASSOCIATES (the "Business Entity") in response to a Request for Qualifications for appraisal services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds have been certified by the Chief Financial Officer in account #04-215-11-04A-140291; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

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 the award of a Professional Services Contract to STERLING, DISANTO & ASSOCIATES pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5; and

2. 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 set forth in a proposal dated November 4, 2014, a copy of which is attached hereto, in an amount not to exceed \$10,000.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. STERLING, DISANTO & ASSOCIATES
- b. Township Administrator
- c. Township Chief Financial Officer

The following Resolution #2015-25 (Authorizing Contract - Appraisal Services - Tax Appeals) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-25

RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT BETWEEN GAGLIANO & COMPANY AND THE TOWNSHIP OF MARLBORO FOR VARIOUS APPRAISAL SERVICES PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township of Marlboro is in need of professional appraisal services in connection with the defense of tax appeals, such services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized to practice in

the State of New Jersey and, accordingly, constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated October 21, 2014 (the "Proposal") from GAGLIANO & COMPANY (the "Business Entity") in response to a Request for Qualifications for appraisal services issued by the Township which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, the Tax Assessor has recommended the selection of GAGLIANO & COMPANY, and a budget for appraisal services in support of the defense of tax appeals in the amount of \$15,000.00 for 2015; and

WHEREAS, funds will be made available and certified by the Chief Financial Officer upon adoption of the 2015 municipal budget; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c. 271.

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 awards a Professional Services Contract to the firm of GAGLIANO & COMPANY, 1129 BROAD STREET, SUITE 104, SHREWSBURY, NEW JERSEY 07702 to provide appraisal 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 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 \$15,000.00; and

3. The Mayor and Town Clerk are hereby authorized and directed to execute, seal and deliver the said Contract for Professional Services on behalf of and in the name of the Township of Marlboro; and

4. The Business Entity's Disclosure of Campaign Contributions and the Determination of Value shall be placed on file with this Resolution in accordance with P.L. 2005, c.271; and

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

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

- a. GAGLIANO & COMPANY
- b. Township Administrator
- c. Township Tax Assessor
- d. Township Chief Financial Officer

The following Resolution #2015-26 (Reappointment of Deputy Municipal Clerk - Deborah Usalowicz) was introduced by reference, offered by Councilman LaRocca, seconded by Councilwoman Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-26

RESOLUTION REAPPOINTING DEBORAH USALOWICZ  
AS DEPUTY MUNICIPAL CLERK

BE AND IT IS HEREBY RESOLVED by the Township Council of the Township of Marlboro, pursuant to N.J.S.A. 40A:9-135 et seq. and Township Ordinances Section 4-24, that it does hereby appoint Deborah Usalowicz as Deputy Municipal Clerk of the Township of Marlboro for a five-year term commencing on January 1, 2015.

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

- a. Deborah Usalowicz
- b. Township Administrator
- c. Township Attorney

The following Resolution #2015-27 (Reappointment of Registrar of Vital Statistics - Michelle Y. Moorhouse) was introduced by reference, offered by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-27

RESOLUTION APPOINTING REGISTRAR OF  
VITAL STATISTICS FOR THREE YEAR TERM

BE IT RESOLVED by the Township Council of the Township of Marlboro that Michelle Y. Moorhouse is hereby reappointed Registrar of Vital Statistics, for a three year term expiring on December 31, 2017;

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

- a. MICHELLE Y. MOORHOUSE
- b. Township Administrator
- c. Township Human Resources Department
- d. State Registrar

The following Resolution #2015-28 (Appointment Class III member to Planning Board) was introduced by reference, offered by Councilman LaRocca, seconded by Councilwoman Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-28

BE IT RESOLVED by the Township Council of the Township of Marlboro that pursuant to Section 220-9 of the Code of the Township of Marlboro, CAROL MAZZOLA be and is hereby appointed to the Planning Board, as a Class III member.

The following Resolution #2015-29 (Appointment to Zoning Board of Adjustment - four-year term - Michael Adler) was introduced by reference, offered by Councilman LaRocca, seconded by Councilwoman Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-29

RESOLUTION APPOINTING ZONING BOARD

OF ADJUSTMENT MEMBERS

WHEREAS, Section 4-90 of the Code of the Township of Marlboro created the Marlboro Township Zoning Board of Adjustment pursuant to the authority granted by N.J.S.A. 40:55D-69; and

WHEREAS, Section 220-8 of the Code of the Township of Marlboro provides that the Township Council shall appoint members of the Zoning Board of Adjustment; and

WHEREAS, the Township Council wishes to reappoint MICHAEL CRAIG ADLER to serve as a regular member of the Zoning Board of Adjustment, for a four (4) year term; and

NOW, THEREFORE BE AND IT IS HEREBY RESOLVED by the Township Council of the Township of Marlboro as follows:

That it hereby appoints MICHAEL CRAIG ADLER to serve as a member of the Marlboro Township Zoning Board of Adjustment in the position specified above, and for the term indicated above.

The following Resolution #2015-30 (Confirming Appointment Agricultural Advisory Committee - two-year term - Elmer Geran - Chairperson - Heidi Rajan) was introduced by reference, offered by Councilman LaRocca, seconded by Councilwoman Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-30

A RESOLUTION REAPPOINTING ELMER GERAN TO SERVE ON THE  
TOWNSHIP OF MARLBORO AGRICULTURAL ADVISORY COMMITTEE  
AND DESIGNATING A CHAIRPERSON OF SAID COMMITTEE

WHEREAS, pursuant to Chapter 30 "Farmland, Open Space and Historic Sites" of the Code of the Township of Marlboro, specifically Sections 30-12 through 30-17, the Township of Marlboro created an Agricultural Advisory Committee; and

WHEREAS, pursuant to Section 30-13, the Mayor shall appoint three (3) citizens to the Agricultural Advisory Committee with the consent of the Township Council and the Mayor shall designate a Chairperson; and

WHEREAS, the Mayor wishes to reappoint ELMER GERAN to the Agriculture Advisory Committee for a term of two (2) years; and

WHEREAS, the Mayor has indicated that HEIDI RAJAN shall be the Chairperson of said Committee for a term of one (1) year; and

WHEREAS, the Township Council now desires to consent to said reappointments.

NOW, THEREFORE, BE AND IT HEREBY IS RESOLVED, that the Township Council of the Township of Marlboro consents to the reappointment of ELMER GERAN to the Agricultural Advisory Committee for terms of two (2) years and also consents to the designation of HEIDI RAJAN as the Chairperson of the Agricultural Advisory Committee for a term of one (1) year.

The following Resolution #2015-31 (Appointments to Youth Exchange Advisory Committee - three-year term - Shital Rajan - Chairperson - Cynthia Sikora) was introduced by reference, offered by Councilman LaRocca, seconded by Councilwoman Marder and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-31

A RESOLUTION APPOINTING MEMBERS OF THE  
YOUTH EXCHANGE ADVISORY COMMITTEE AND  
DESIGNATING A CHAIRPERSON OF SAID COMMITTEE

WHEREAS, pursuant to Section 4-100 of the Code of the Township of Marlboro, the Township Council established the Youth Exchange Advisory Committee as a special committee of the Township Council to undertake the administration, management and planning of the Youth Exchange Program between the Township of Marlboro and the Nanto City, Toyama Prefecture, Japan, Wujiang, China and other cities or regions designated by the Mayor and Township Council; and

WHEREAS, pursuant to Section 4-100(C)(1) of the Code, the Youth Exchange Advisory Committee shall consist of up to but not more than 14 members appointed by the Township Council; and

WHEREAS, pursuant to Section 4-100(C)(4) of the Code, the Township Council shall designate one of the members to serve as Chair and presiding officer of the Youth Exchange Advisory Committee for a term of one (1) year; and

WHEREAS, the Township Council wishes to reappoint SHITAL RAJAN for a term of three (3) years expiring December 31, 2017; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that SHITAL RAJAN be appointed to the Youth Exchange Advisory Committee for a (3) three year term expiring December 31, 2017.

BE IT FURTHER RESOLVED, that the Township Council designates CYNTHIA SIKORA as Chairperson of the Youth Exchange Advisory Committee for a term of one (1) year expiring December 31, 2015.

The following Resolution #2015-32 (Reappointment Jeffrey Rosen - WMUA - 5 year term) was introduced by reference, offered by Councilman LaRocca, seconded by Council Vice President Mazzola and was passed on a roll call vote of 4 - 0 in favor with Councilman Cantor abstaining.

RESOLUTION # 2015-32

RESOLUTION REAPPOINTING JEFFREY ROSEN AS A MEMBER OF  
THE WESTERN MONMOUTH UTILITIES AUTHORITY FOR A  
TERM OF FIVE YEARS EXPIRING JANUARY 31, 2020

WHEREAS, Sections 60-5 through 60-13 of the "Code of the Township of Marlboro" establish the Western Monmouth Utilities Authority, which was created pursuant to N.J.S.A. 40:14B-1, et seq.; and

WHEREAS, the Township Council of the Township of Marlboro desires to reappoint JEFFREY ROSEN for a term of five (5) years, commencing February 1, 2015 and ending January 31, 2020 to the Western Monmouth Utilities Authority; and

WHEREAS, N.J.S.A. 40:14B-5 provides that the members of joint authorities composed of two or more municipalities shall be appointed by the governing bodies of the participating municipalities; and

WHEREAS, Section 60-7 of the Township Code further provides for the appointment of members of the Western Monmouth Utilities Authority from Marlboro Township by a majority vote of the Township Council of the Township of Marlboro; and

WHEREAS, Section 60-8 of the Code of the Township of Marlboro provides that compensation for such services shall be paid to members of the Authority in an amount not to exceed \$4,000.00 per year; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Township Council of the Township of Marlboro that JEFFREY ROSEN be and hereby is appointed as a member of the Western Monmouth Utilities Authority for a term of five years commencing February 1, 2015 and ending on January 31, 2020, with compensation for said services to be determined by a resolution of the Western Monmouth Utilities Authority in an amount not to exceed \$4,000.00 per year pursuant to Section 60-8 of the Code of the Township of Marlboro.

The following Resolution #2015-33 (Designating Community Development Representative and Alternate (currently Robert Miller and Jonathan Capp, Alternate) was introduced by reference, offered by Councilman LaRocca, seconded by Council Vice President Mazzola and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-33

APPOINTING TOWNSHIP OF MARLBORO COMMUNITY DEVELOPMENT REPRESENTATIVE AND ALTERNATE REPRESENTATIVE TO THE COUNTY OF MONMOUTH COMMUNITY DEVELOPMENT OFFICE

WHEREAS, the County of Monmouth requires that the Township of Marlboro appoint a Community Development Representative and an Alternate Community Development Representative to act as liaison between County's Community Development staff and the Township of Marlboro; and

WHEREAS, the Mayor & Township Council desire to appoint ROBERT MILLER as the Community Development Representative and JONATHAN CAPP as the Alternate Community Development Representative for the year 2015.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of Marlboro that ROBERT MILLER is hereby appointed as Community Development Representative to the County of Monmouth Community Development Office and JONATHAN CAPP be and is hereby appointed as Alternate Community Development Representative.

The following Resolution #2015-34 (Designating Coordinator of Compliance with ADA 2015 and Deputy (currently Jonathan Capp and Robert Miller, Alternate) was introduced by reference, offered

by Councilman LaRocca, seconded by Council President Metzger and was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2015-34

RESOLUTION DESIGNATING JONATHAN CAPP AS COORDINATOR  
OF COMPLIANCE EFFORTS IN CONNECTION WITH THE AMERICANS  
WITH DISABILITIES ACT AND ROBERT MILLER AS DEPUTY  
OR ALTERNATE COORDINATOR FOR 2015

WHEREAS, a coordinator must be named to facilitate compliance with the Americans with Disabilities Act (hereinafter "ADA"); and

WHEREAS, the Township wishes to designate JONATHAN CAPP as the Coordinator of ADA Compliance; and

WHEREAS, the Township also wishes to designate an alternate or Deputy ADA Coordinator to work in conjunction with, or in the absence of, the Coordinator to ensure that the important work of compliance continues and is maintained.

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

1. JONATHAN CAPP be and is hereby designated as Coordinator of compliance efforts in connection with the Americans with Disabilities Act; and

2. ROBERT MILLER is designated as Deputy/Alternate Coordinator of compliance efforts in connection with the Americans with Disabilities Act.

The following Resolution #2015-35 (Meeting Dates - 2015) was introduced by reference, offered by Council President Metzger, seconded by Councilwoman Marder and was passed on a roll call vote of 4 - 0 in favor with Councilman LaRocca abstaining.

RESOLUTION # 2015-35

BE IT RESOLVED by the Township Council of the Township of Marlboro that it hereby adopts the following dates for its regularly scheduled meetings in 2015. Notice of these dates shall be mailed to the Asbury Park Press and the Star Ledger in accordance with the requirements of the Open Public Meetings

Act, N.J.S.A. 10:4-18. Notice of any other meetings of the Township Council shall be provided in accordance with the Open Public Meetings Act. All meetings shall be held at 7:00 PM at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

	January 29, 2015
February 12, 2015	February 26, 2015
March 12, 2015	March 26, 2015
April 16, 2015	
May 7, 2015	May 21, 2015
June 18, 2015	
July 16, 2015	
August 13, 2015	
September 10, 2015	September 24, 2015
October 8, 2015	October 22, 2015
November 12, 2015	
December 3, 2015	December 17, 2015

The following Resolution #2015-36 (Appointment of Council Liaisons) was introduced by reference, offered by Council President Metzger, seconded by Councilman LaRocca and was passed on a roll call vote of 4 - 0 in favor with Councilman Cantor abstaining.

RESOLUTION # 2015-36

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following are hereby appointed as Council Liaisons, to serve at the discretion of the Township Council:

Open Space Committee	- Randi Marder
W.M.U.A.	- Joseph Pernice
Senior Advisory Committee	- Carol Mazzola

Marlboro Board of Education	- Jeff Cantor
Freehold Regional Board of Education	- Bonnie Sue Rosenwald
Environmental Commission	- Rohit Gupta
Economic Development	- Carol Mazzola
Veterans & Volunteers Com.	- Jeff Cantor
Teen Advisory	- Scott Metzger
Historical Commission	- Patrick Pentland
Marlboro Drug Alliance	- Randi Marder
Affordable Housing	- Carol Mazzola
Shade Tree	- Randi Marder
Local Emergency Planning Committee	- Jeff Cantor
Police Dept.	- Jeff Cantor
Ethics Board	- Carol Mazzola
Recreation & Swim Advisory Committee	- Randi Marder

As the consent agenda, the following resolutions were introduced by reference, offered by Councilman LaRocca, seconded by Councilwoman Marder, and as there was no objection, the Clerk was asked to cast one ballot: Res. #2015-37 (Order of Business of Council Meetings), Res. #2015-38 (Official Newspapers), Res. #2015-39 (Duplicate Bills), Res. #2015-40 (Appointing Tax Search Officer), Res. #2015-41 (Rate of Interest - Delinquent Taxes), Res. #2015-42 (Authorizing Return Check Fee for Tax Collector), Res. #2015-43 (Cancelling Balances under \$5), Res. #2015-44 (Continuation of Bonds - Officers and Employees), Res. #2015-45 (Designating Municipal Clerk/Certificate of Searches), Res. #2015-46 (Cash Management Plan), Res. #2015-47 (Continuation of Petty Cash Funds), Res. #2015-48 (Change in Custodian of Petty Cash Fund), Res. #2015-49 (Change in Custodian of Petty Cash Fund), Res. #2015-50 (Authorizing Bus. Admin. Execute Contracts up to \$25,000), Res. #2015-51 (Authorizing Tax Assessor to Perform Various Duties), Res. #2015-52 (Authorizing Tax Collector to enter into installment payment agreements for property tax arrears & delinquent water charges in an amount not to exceed one thousand dollars (\$1,000.00)), Res. #2015-53 (Establish rates payable for inspection services performed outside of the township's normal business hours and days of operation) and Res. #2015-54 (Mortgage Subordination - 11 Prescott Drive).

RESOLUTION # 2015-37

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following rules of order shall govern the meetings of the Council for 2015:

Rule 1. The Regular Meetings of the Council shall be held on the first and third Thursday of each month (unless otherwise posted) at the Marlboro Municipal Complex.

Rule 2. The Order of Business at Meetings of the Council shall be as follows:

1. Salute to the Flag
2. Announcement of Meeting (Sunshine Law)
3. Roll Call
4. Citizen's Voice
5. Council Speaks Out
6. Administrative Report
7. Correction and/or Approval of Minutes
8. Public Hearings
9. Introduction of Ordinances
10. Resolutions
11. Adjournment of Meeting

Rule 3. At Regular Meetings of the Council, any individual desiring to speak during Citizen's Voice will be allotted a maximum of five (5) minutes and will not be permitted to transfer unused time. Citizen's Voice will be limited to a total of fifteen (15) minutes at Special Meetings. Said time shall be divided equally among those speakers listed on the sign in sheet for the Special Meeting, but shall not exceed five (5) minutes for any one speaker.

Rule 4. Matters listed on the Consent Agenda are considered to be routine and may be enacted by one motion and one roll call vote. If discussion is desired by a Council Member, the item will be removed from the Consent Agenda and considered separately. All Consent Agenda items will be reflected in full in the minutes.

RESOLUTION # 2015-38

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following newspapers are hereby designated as the official newspapers of the Township of Marlboro for the year 2015:

ASBURY PARK PRESS  
NEWARK STAR LEDGER

RESOLUTION # 2015-39

BE IT RESOLVED by the Township Council of the Township of Marlboro that the cost charged by the Tax Collector for Duplicate Bills for 2015 be as follows:

Duplicate Bills	-	\$ 5.00
Duplicate Bills (second copy)	-	<u>25.00</u>

RESOLUTION # 2015-40

WHEREAS, N.J.S.A. 54:5-11 provides that the governing body of each municipality shall from time to time by resolution designate an official in the municipality to make examinations of its records as to unpaid municipal liens and to certify the results thereof.

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that KELLY HAHN be and she is hereby appointed Tax Search Officer for the Township of Marlboro, until a successor is duly qualified and appointed.

RESOLUTION # 2015-41

WHEREAS, N.J.S.A. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments and also permits the fixing of said rate at 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum of any amount in excess of \$1,500.00 and allows an additional penalty of a flat 6% to be collected against a delinquency in excess of \$10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey that the Tax Collector is hereby authorized and directed to charge 8% per annum on the first \$1,500.00 of taxes or other municipal charges becoming delinquent after due date and 18% per annum on any amount of taxes or other municipal charges in excess of \$1,500.00 becoming delinquent after due date, and if a delinquency (including interest) is in excess of \$10,000.00 and remains in arrears after December 31, an additional flat penalty of 6% shall be charged against the delinquency.

BE IT FURTHER RESOLVED that this resolution shall be effective as of January 8, 2015.

RESOLUTION # 2015-42

WHEREAS, N.J.S.A. 40:5-18 authorizes a municipality to impose a service charge of \$20.00 to be added to any account owing to the municipality if payment tendered on the account was by a check or other written instrument which was returned for insufficient funds; and

WHEREAS, whenever an account owing to a municipality is for tax or special assessment, the service charge authorized by N.J.S.A. 40:5-18 shall be included on whatever list of delinquent accounts is prepared for the enforcement of the lien; and

WHEREAS, the Township is required to determine the service charge for a check or other written instrument returned for insufficient funds from time to time, as appropriate; and

WHEREAS, any service charge shall be collected in the same manner as prescribed by law for the collection of the account for which the check or other written instrument was tendered and the governing body may require that future payments be tendered in cash or by certified or cashier's check.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that, Kelly A. Hahn, Tax Collector, be and hereby is authorized to impose a service charge of \$20.00 per check or other written instrument returned for insufficient funds; and

BE IT FURTHER RESOLVED that the Tax Collector is authorized to require that once a check or other instrument is returned for insufficient funds, that all future payments to be tendered in cash or by certified or cashier's check.

RESOLUTION # 2015-43

WHEREAS, the Tax Collector of the Township of Marlboro has requested that the Township Council of the Township of Marlboro adopt a resolution annually authorizing the Tax Collector to cancel all underpayment and overpayment of taxes of \$5.00 or less.

NOW, THEREFORE BE IT RESOLVED, that the Township Council of the Township of Marlboro that the Tax Collector is hereby

authorized to cancel all underpayment and overpayments of \$ 5.00 or less for the year 2013 & 2014.

RESOLUTION # 2015-44

BE IT RESOLVED by the Township Council of the Township of Marlboro that the bonds presently in effect for the officers and employees of the Township of Marlboro, which are required by Township Code Section 4-104, be continued for the year 2015.

BE IT FURTHER RESOLVED that the Township Auditor and Director of Finance shall review these bonds and make recommendations as to any changes to the Township Council within thirty (30) days.

RESOLUTION # 2015-45

WHEREAS, N.J.S.A. 54:5-18.3 requires that the governing body of a municipality designate by resolution either the Municipal Clerk or the Municipal Engineer as the person to make official "Certificates as to Liability for Assessment for Municipal Improvements";

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that, Alida Manco, the Municipal Clerk be and is hereby designated as the person to make Certificates as to Liability for Assessment for Municipal Improvements.

RESOLUTION # 2015-46

RESOLUTION ESTABLISHING A CASH MANAGEMENT PLAN  
AND NAMING OFFICIAL DEPOSITORIES  
FOR THE TOWNSHIP OF MARLBORO FOR 2015

WHEREAS, N.J.S.A. 40A:5-14 mandates that a Governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state; and

WHEREAS, N.J.S.A 40A:5-15.1 amended by Chapter 148, P.L. 1997 established new requirements for the investment of public funds and adoption of a cash management plan for counties, municipalities and authorities; and

WHEREAS, the Township Council of the Township of Marlboro, County of Monmouth wish to comply with the above statutes;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Marlboro, County of Monmouth adopts a cash management plan including the official depositories for the Township of Marlboro, County of Monmouth for the calendar year 2015.

RESOLUTION # 2015-47

RESOLUTION AUTHORIZING PETTY CASH FUND  
FOR CALENDAR YEAR 2015

WHEREAS, in accordance with N.J.S.A. 40A:5-21 "A local unit may establish a petty cash fund upon written application to and after approval by the Director. All matters relating to the establishment, accounting, repayment and discontinuance of such funds shall be in the discretion of the Director, who shall promulgate reasonable rules and regulation in respect thereto."

WHEREAS, regulations require all petty cash funds be returned to the Local Unit's Chief Financial Officer prior to December 31<sup>st</sup> of each year to be re-established by subsequent resolution on or after January 1<sup>st</sup> of the following year.

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

1. That the Township Council authorizes continuation of Petty Cash funds for immediate needs. By virtue of this resolution, a petition is filed to of Division of Local Government Service to reestablish a petty cash funds consistent with prior year's levels at:

<u>DEPARTMENT</u>	<u>2014 LEVEL</u>	<u>2015 REQUEST</u>
FINANCE	\$ 200.00	\$ 200.00
RECREATION	\$ 1,500.00	\$ 1,500.00

2. That certified copies of this resolution be provided to the Director of the Local Government Services, Business Administrator, Chief Financial Officer, Auditor and any other interested parties.

RESOLUTION # 2015-48

CHANGE IN CUSTODIAN OF PETTY CASH FUND

WHEREAS, S. Fishkin was custodian of the Finance Petty Cash Fund; and

WHEREAS, in accordance with N.J.S.A. 40A:5-21, the Township of Marlboro is changing custodians to Lori Russo; and

WHEREAS, Lori Russo is bonded in the amount of \$1,000,000.00 by virtue of a surety bond.

NOW, THEREFORE, BE IT RESOLVED that the Township of Marlboro, County of Monmouth hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

RESOLUTION # 2015-49

CHANGE IN CUSTODIAN OF PETTY CASH FUND

WHEREAS, John Saffioti was custodian of the Recreation Petty Cash Fund; and

WHEREAS, in accordance with N.J.S.A. 40A:5-21, the Township of Marlboro is changing custodians to Ted Ernst; and

WHEREAS, Ted Ernst is bonded in the amount of \$50,000.00 by virtue of the Township's Public Employee Dishonesty blanket crime policy.

NOW, THEREFORE, BE IT RESOLVED that the Township of Marlboro, County of Monmouth hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

RESOLUTION # 2015-50

A RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR  
TO EXECUTE CONTRACTS UP TO \$25,000

WHEREAS, with Resolution #2013-070, the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, authorized the appointment of Jonathan A. Capp, Business Administrator as the Qualified Purchasing Agent commencing January 1, 2013; and

WHEREAS, in addition, pursuant to N.J.S.A. 40A:11-3(a), the Township Council established the current bid threshold of \$25,000 and authorized the Business Administrator to execute and approve any and all contracts of up to \$25,000; and

WHEREAS, the Township Council desires to maintain the existing bid threshold of \$25,000 and authorize the Business Administrator to execute and approve any and all contracts of up to \$25,000; and

WHEREAS, when awarding such contracts, the Business Administrator shall be obligated to adhere to all applicable provisions of the Local Public Contracts Law, including N.J.S.A. 40A:11-6.1 requiring that, if practicable, at least two competitive quotations must be solicited for all contracts that are less than the bid threshold, but 15% or more of that amount; and

WHEREAS, the Township Council believes that providing such authorization to the Business Administrator will allow the business of the Township to proceed in the most efficient manner, while at the same time, allowing the Business Administrator to ensure that the process by which all contracts under \$25,000 are awarded complies with the applicable requirements and the intent of the Local Public Contracts Law.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro in the County of Monmouth that the Business Administrator, is hereby authorized to execute and approve any and all contracts up to \$25,000; and

BE IT FURTHER RESOLVED that the Business Administrator, when awarding such contracts, is obligated to adhere to all applicable provisions of the Local Public Contracts Law, including N.J.S.A. 40A:11-6.1 requiring that, if practicable, at least two competitive quotations must be solicited for all contracts that are less than the bid threshold, but 15% or more of that amount; and

BE IT FURTHER RESOLVED that the Business Administrator, is authorized, in accordance with N.J.S.A. 40A:11-6.1, to award contracts that are less than 15% of the bid threshold without soliciting competitive quotations; and

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

- a. Business Administrator
- b. Township Chief Financial Officer
- c. Township Attorney

RESOLUTION #2015-51

RESOLUTION AUTHORIZING THE TAX ASSESSOR TO PERFORM  
VARIOUS DUTIES ASSOCIATED WITH HER POSITION

WHEREAS, statutory provision is made for the review and correction of errors by the local Tax Assessor prior to certification of an assessment list; and

WHEREAS, statutory provision is also made for the discovery and correction of errors by the local Tax Assessor during the establishment of the tax rate; and

WHEREAS, changes in the property ownership at times necessitates adjustments in the Veterans and/or Senior Citizen deductions allowed on the assessment list; and

WHEREAS, responsibility for maintenance and correction of the assessment list rests with the local Tax Assessor subject to laws and regulations; and

WHEREAS, in certain instances outlined in N.J.S.A. 54:3-21, taxpayers and taxing districts are authorized to file appeals to the county board of taxation or, if the statutory requirements are satisfied, to file a complaint directly with the Tax Court; and

WHEREAS, in the case of an appeal or complaint filed by a taxpayer, the taxing district may file a cross petition of appeal or counterclaim; and

WHEREAS, the Township Council now desires to authorize the Tax Assessor to perform certain duties associated with her position.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that, in addition to those powers given to the Tax Assessor by statute, the Tax Assessor may authorize the filing with the Monmouth County Board of Taxation or Tax Court such appeals or complaints as may be necessary to maintain the accuracy and equality in the assessment list of the Township of Marlboro, in accordance with the procedures set forth by the applicable statutory provisions

and/or approved by the New Jersey Division of Taxation and/or the New Jersey Attorney General's Office; and

BE IT FURTHER RESOLVED that the Tax Assessor is hereby authorized to file complaints on behalf of the Township of Marlboro based upon farmland and rollback procedures; and

BE IT FURTHER RESOLVED that, with respect to appeals or complaints filed by a taxpayer with the Monmouth County Board of Taxation or Tax Court, the Tax Assessor may authorize the filing of cross petitions of appeal and counterclaims; and

BE IT FURTHER RESOLVED that the Tax Assessor is authorized to negotiate settlements of appeals or complaints filed with the Monmouth County Board of Taxation or the Tax Court and to authorize settlements of such appeals without obtaining Township Council's approval in the event the settlement involves \$17,500 or less per parcel per tax year on behalf of the Township of Marlboro.

RESOLUTION # 2015-52

RESOLUTION AUTHORIZING THE TAX COLLECTOR OF THE TOWNSHIP OF MARLBORO TO ENTER INTO INSTALLMENT PAYMENT AGREEMENTS FOR PROPERTY TAX ARREARS AND DELINQUENT WATER CHARGES IN AN AMOUNT NOT TO EXCEED ONE THOUSAND (\$1,000.00) DOLLARS

WHEREAS, N.J.S.A. 54:5-19 authorizes installment payment agreements for property tax arrears and other charges which would be a lien against real property such as delinquent water charges; and

WHEREAS, Kelly A. Hahn, the Tax Collector of the Township of Marlboro, has requested approval from the Township Council to enter into installment payment agreements for property tax arrears and/or delinquent water charges in cases of hardship provided the amount of the arrears or delinquent charges do not exceed One Thousand (\$1,000.00) Dollars; and

WHEREAS, the installment payment agreements must provide payments large enough to pay back the tax arrears or delinquent charges and must require that all taxes or other charges are kept current as they come due; and

WHEREAS, the installment payment agreements must be reduced to a written agreement signed by the property owner.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that it hereby grants its authority to Kelly A. Hahn, the Tax Collector of the Township of Marlboro to enter into installment payment agreements for tax arrears and delinquent water charges in the case of hardships in an amount not to exceed One Thousand (\$1,000.00) Dollars and said installment payment agreements are to provide that all taxes or other charges are to be kept current as they become due and shall require prompt payments of the installment payments agreed to; and

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

- a. Township Business Administrator
- b. Chief Financial Officer
- c. Kelly A. Hahn, Tax Collector

RESOLUTION # 2015-53

RESOLUTION ESTABLISHING RATES PAYABLE FOR INSPECTION SERVICES PERFORMED OUTSIDE OF THE TOWNSHIP'S NORMAL BUSINESS HOURS AND DAYS OF OPERATION

WHEREAS, the Code of the Township of Marlboro establishes the Department of Community Development in Section 4-65 which consists of the Division of Engineering, the Division of Planning, the Division of Zoning/Code Enforcement and the Division of Uniform Construction Code; and

WHEREAS, upon occasion, there is a need for special inspections to be performed by the Department of Community Development outside of the Township's normal business hours and days of operation; and

WHEREAS, there is a need to establish the rate to be charged for the Department of Community Development providing inspection services outside of the normal business hours and days of operation of the Township; and

WHEREAS, the Chief Financial Officer has calculated that the rate to be charged for such special inspections outside of the normal business hours and days of operation is \$85.00 per hour for a Sub-Code Official and \$70.00 per hour for an Inspector; and

WHEREAS, the rate to be charged for such special inspections outside of the normal business hours and days of operation of the Township shall be charged at a minimum of two hours per discipline times the applicable rate.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey that the fees to be charged for inspections performed by the Department of Community Development outside of the normal business hours and days of operation of the Township of Marlboro shall be \$85.00 per hour for a Sub-Code Official and \$70.00 per hour for an Inspector with a minimum charge of two hours per discipline for such special inspections; and

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

- a. Township Business Administrator
- b. Township Chief Financial Officer
- c. Township Engineer
- d. Construction Code Official

RESOLUTION # 2015-54

A RESOLUTION OF THE TOWNSHIP OF MARLBORO TOWN COUNCIL  
AUTHORIZING A SUBORDINATION OF A MORTGAGE DATED MARCH 17, 2011,  
ON A PROPERTY LOCATED AT 11 PRESCOTT DRIVE, MARLBORO, NEW  
JERSEY, AND OWNED BY GAETANO IGNARRA AND PAULA HEALY-IGNARRA H/W

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 n/k/a The Office Of Local Planning Services; 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, on or about December 13, 2008, the homeowners hereunder, Gaetano Ignarra and Paula Healy-Ignarra ("the Homeowners"), purchased a residence at 11 Prescott Drive in the Township of Marlboro, Block 232, Lot 5 ("the Residence") with said deed being recorded on December 16, 2008, in the Monmouth County Clerk's Office in deed book OR-8750, at page 221 et seq.; and

WHEREAS, the Homeowners had subsequently made application to Marlboro Township's rehabilitation program and they qualified for a loan in order to correct code violations and to correct substandard conditions at the Residence in furtherance of Marlboro's rehabilitation program; and

WHEREAS, the stated repairs had been made to the Residence in compliance with the rehabilitation program's dictates; and

WHEREAS, as a condition of approval into the rehabilitation program Marlboro Township held (and continues to hold) a mortgage in the amount of \$17,890.00 regarding the Residence ("the Marlboro Mortgage") with said mortgage (dated March 17, 2011) being recorded in the Monmouth County Clerk's Office on July 5, 2011, in deed book OR-8897 at page 3182; and

WHEREAS, the Homeowners now desire to refinance an existing mortgage (not the Marlboro Mortgage) with Guaranteed Rate, Inc. and as part and parcel of same, a subordination of the Marlboro Mortgage is sought; and

WHEREAS, the Township of Marlboro previously granted a request to subordinate by the Homeowners on August 14, 2014, as per Resolution No. 2014-296 under which the Marlboro Mortgage would be subordinated in favor of a refinance from Guaranteed Rate in the amount of \$180,000; and

WHEREAS, Guaranteed Rate never completed the aforementioned refinance nor recorded the executed subordination agreement provided by Marlboro; and

WHEREAS, Guaranteed Rate is now prepared to move forward with the refinance for the Homeowners however, the amount of the loan has increased to \$200,000 and as a result of the foregoing Guaranteed Rate, Inc. and the Homeowners have requested that the Township of Marlboro amend its prior subordination agreement to reflect the higher amount being refinanced; and

WHEREAS, it has been determined that there is good cause to grant this subordination of the Marlboro Mortgage and amend the prior subordination from August 14, 2014, which was never recorded;

NOW, THEREFORE, BE IT RESOLVED that the Hon. Mayor Jonathan L. Hornik is hereby authorized to execute the attached subordination of the Marlboro Mortgage on the Residence; and

BE IT FURTHER RESOLVED that subsequent to the signature of the said subordination that this subordination 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, Jon Capp
- c. Lynn Franco, Municipal Housing Liaison
- d. Township Attorney, DeCotiis, Fitzpatrick, & Cole, LLP
- e. Kenneth W. Biedzynski, Affordable Housing Special Counsel.

At 7:50 PM, Council Vice President Mazzola moved that the meeting be adjourned. This was seconded by Councilwoman Marder, and as there was no objection, the Clerk was asked to cast one ballot.

MINUTES APPROVED: January 29, 2015

OFFERED BY: MARDER AYES: 3

SECONDED BY: METZGER NAYS: 0

ABSTAIN: CANTOR, SCALEA

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ALIDA MANCO  
MUNICIPAL CLERK

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SCOTT METZGER  
COUNCIL PRESIDENT