

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

June 22, 2016

The Marlboro Township Council held its rescheduled Meeting on June 22, 2016 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President Mazzola opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of this rescheduled meeting of the Township Council of the Township of Marlboro was faxed to the Asbury Park Press, the Star Ledger and News Transcript on May 9, 2016; 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, Council Vice President Marder and Council President Mazzola. Councilmembers Metzger, Scalia and Mayor Jonathan L. Hornik were absent.

Also present were: Louis Rainone, Esq., Business Administrator Jonathan Capp, Municipal Clerk Alida Manco, Deputy Municipal Clerk Suzanne Branagan.

Council Vice President Marder moved that the minutes of May 19, 2016 be approved. This was seconded by Council President Mazzola, and passed on a roll call vote of 3 - 0 in favor (Absent: Metzger, Scalia).

The following Resolution #2016-199/Ord. #2016-9 (Amend Section 94-7 - Certified Animal Control Officer within Department of Public Safety) was introduced by reference, offered by Councilman Cantor, seconded by Council Vice President Marder, and passed on a roll call vote of 3 - 0 in favor (Absent: Metzger, Scalia).

RESOLUTION # 2016-199

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

ORDINANCE # 2016-9

AN ORDINANCE AMENDING SECTION 94-7 (A) OF THE CODE OF THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CONCERNING A CERTIFIED ANIMAL CONTROL OFFICER WITHIN THE DEPARTMENT OF PUBLIC SAFETY WHO HAS COMPLETED THE TRAINING REQUIRED PURSUANT TO PARAGRAPH 4 OF SUBSECTION A OF SECTION 3 OF P.L.1983, c.525 (C.4:19-15.16a)

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

BE IT FURTHER RESOLVED that the same be considered for final passage on July 7, 2016 at 7:00 p.m. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE #2016-9

AN ORDINANCE AMENDING SECTION 94-7 (A) OF THE CODE OF THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CONCERNING A CERTIFIED ANIMAL CONTROL OFFICER WITHIN THE DEPARTMENT OF PUBLIC SAFETY WHO HAS COMPLETED THE TRAINING REQUIRED PURSUANT TO PARAGRAPH 4 OF SUBSECTION A OF SECTION 3 OF P.L.1983, c.525 (C.4:19-15.16a)

WHEREAS, N.J.S.A. 4:19-15.6-b(*) authorizes a municipality to appoint a certified Animal Control Officer who shall have the powers and duties as described herein within the jurisdiction of the municipality; and

WHEREAS, the governing body may authorize the certified Animal Control Officer to investigate and sign complaints, arrest violators and otherwise act as an officer for detection, apprehension and arrest of offenders against the animal control, animal welfare and animal cruelty laws of the State and ordinances of the municipality, if the officer has completed the training required pursuant to paragraph 4 of subsection a. of section 3 of P.L.1983, c.525 (C.4:19-15.16a); and

WHEREAS, the Township currently employs an officer who has completed the training required pursuant to paragraph 4 of subsection a. of section 3 of P.L.1983, c.525 (C.4:19-15.16a); and

WHEREAS, the Township believes it is in the best interest of the Township of Marlboro to authorize the certified animal

control officer to investigate and sign complaints, arrest violators and otherwise act as an officer for detection, apprehension and arrest of offenders against the animal control, animal welfare and animal cruelty laws of the State and ordinances of the municipality in order for the Township to be positioned to recover the fees and fines generated as a result of successful prosecution of animal cruelty cases.

BE IT ORDAINED by the Township of Marlboro, in the County of Monmouth, State of New Jersey that:

(1) Article 94-7 (A) is hereby amended as follows:

A. Animal Control Officer. The Mayor shall appoint an Animal Control Officer for the exercise of such duties as it shall deem necessary for the enforcement of the provisions of this chapter.

The Animal Control Officer who has completed the training required pursuant to paragraph 4 of subsection a. of section 3 of P.L.1983, c.525 (C.4:19-15.16a) shall have the power and authority, within the jurisdiction of the Township of Marlboro, to:

1. Enforce all laws or ordinances enacted for the protection of animals, including, but not limited to, animal control, animal welfare and animal cruelty laws of the State and ordinances of the Township;

2. Investigate and sign complaints concerning any violation of an animal control, animal welfare or animal cruelty law of the State or ordinance of the Township; and

3. Act as an officer for detection, apprehension and arrest of offenders against the animal control, animal welfare and animal cruelty laws of the State and ordinances of the Township.

(2) All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

(3) If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from

the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

(4) This ordinance shall take effect immediately upon final passage and publication as required by law.

The following Resolution #2016-200/Ord. #2016-10 (Appropriating a \$125,485 Grant for Road Improvements at Greenbriar) was introduced by reference, offered by Council Vice President Marder, seconded by Councilman Cantor, and passed on a roll call vote of 3 - 0 in favor (Absent: Metzger, Scalea).

RESOLUTION # 2016-200

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

ORDINANCE # 2016-10

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN
THE COUNTY OF MONMOUTH, NEW JERSEY,
APPROPRIATING A \$125,485 GRANT TO BE
RECEIVED BY THE TOWNSHIP FOR ROAD
IMPROVEMENTS AT GREENBRIAR IN AND FOR THE
TOWNSHIP OF MARLBORO, IN THE COUNTY OF
MONMOUTH, NEW JERSEY

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

BE IT FURTHER RESOLVED that the same be considered for final passage on July 7, 2016 at 7:00 p.m. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE # 2016-10

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN
THE COUNTY OF MONMOUTH, NEW JERSEY,
APPROPRIATING A \$125,485 GRANT TO BE
RECEIVED BY THE TOWNSHIP FOR ROAD
IMPROVEMENTS AT GREENBRIAR IN AND FOR THE
TOWNSHIP OF MARLBORO, IN THE COUNTY OF
MONMOUTH, NEW JERSEY

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than a

majority of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The \$125,485 grant expected to be received by the Township from the Monmouth County Community Development Program is hereby appropriated for the purpose of providing funds for road improvements at Greenbriar, including all work and materials necessary therefor and incidental thereto.

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

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

The following Resolution #2016-201 (Place to Place Transfer (Expansion) Cuzin's Clam Bar LLC) was introduced by reference, offered by Councilman Cantor, seconded by Council Vice President Marder, and passed on a roll call vote of 3 - 0 in favor (Absent: Metzger and Scalea).

RESOLUTION # 2016-201

A RESOLUTION OF THE TOWNSHIP OF MARLBORO AUTHORIZING A PLACE TO PLACE TRANSFER (EXPANSION OF PREMISES) OF PLENARY RETAIL CONSUMPTION LICENSE NUMBER 1328-33-020-001 TO CUZIN'S CLAM BAR LLC T/A CUZIN'S CLAM BAR

WHEREAS, application was made to the Township of Marlboro ("Township") by Cuzin's Clam Bar LLC t/a Cuzin's Clam Bar ("Applicant") for a place-to-place transfer (expansion of premises) of Plenary Retail Consumption License Number 1328-33-020-001 ("License") which is to be sited at 130 Route 79 South, Unit #8, Marlboro, New Jersey 07746 (the "Premises");and

WHEREAS, the Applicant has disclosed, and the appropriate Township officials have reviewed, the source of all funds used in connection with the purchase of said license, which information is contained in the report of the Police Department concerning this transfer application; and

1. The submitted application form is complete in all respects;
2. The applicant is qualified to be licensed according to all standards established by the New Jersey Alcoholic Beverage Control Act, the regulations promulgated thereunder, as well as any pertinent local ordinances or Division-approved conditions; and
3. The Applicant has disclosed and the Township has reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business; and

WHEREAS, the Township Council of the Township of Marlboro has reviewed the application and all supporting documentation and finds it appropriate to approve the place to place (expansion of premises) transfer of the aforesaid plenary retail consumption license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the application by Cuzin's Clam Bar LLC t/a Cuzin's Clam Bar for a place to place transfer (expansion of premises) of Plenary Retail Consumption License Number 1328-33-020-001 be and is hereby approved.

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

- a. Cuzin's Clam Bar LLC t/a Cuzin's Clam Bar, 130 Route 79 South, Unit #8, Marlboro, New Jersey 07746
- b. Robert C. Williams, Esq., 622 Eagle Rock Avenue, Suite 107, West Orange, New Jersey 07052
- c. Township Administrator
- d. Township Building Department
- e. Township Chief Financial Officer
- f. DeCotiis, FitzPatrick & Cole, LLP

The following Resolution #2016-202 (Renewal of Liquor Licenses - July 1, 2016 - June 30, 2017) was introduced by reference, offered by Councilman Cantor, seconded by Council Vice President Marder, and passed on a roll call vote of 3 - 0 in favor (Absent: Metzger, Scalea).

RESOLUTION # 2016-202

BE IT RESOLVED by the Township Council of the Township of Marlboro that the following Liquor Licenses be and they are hereby renewed for the period beginning July 1, 2016 through June 30, 2017:

1. Hituja Corp. 1328 44 001 006
T/A Marlboro Buy Rite Liquors
2. 476 Route 520 Corp. 1328 33 002 012
T/A Samvera Restaurant
3. Just Sports Bar & Grill 1328 33 003 004
T/A Fireside Grill & Bar
4. Bella Vista Country Club 1328 33 004 004
5. S & A Route 79, Inc. 1328 33 005 008
T/A Crown Palace
6. Pampini, LLC 1328 33 008 010
T/A Brioso
7. M. S. D. Enterprise, Inc. 1328 44 009 004
T/A Martucci's Deli
8. Morganville Ind. Vol. Fire Co. 1328 31 012 001
9. Morganville Vol. Fire Co. 1328 31 013 001
10. J.R.J. Hospitality Inc. 1328 33 015 012
T/A Nonna's
11. Worthwhile, Inc. 1328 44 016 003
T/A Cambridge Spirits Unlimited
12. Briad Restaurant Group, L.L 1328 33 017 002
T/A TGI Fridays
13. Rosalita's Roadside Cantina 1328 33 018 002
14. B & B Hospitality Group 1328 33 019 002
T/A Osteria
15. Cuzin's Clam Bar LLC 1328 33 020 002
16. Exit 123 Liquors, LLC 1328 44 021 001
T/A Wine Academy

BE IT FURTHER RESOLVED that pursuant to NJAC 13: 2-19.1, renewal of the aforementioned licenses shall not bar or abate any pending or anticipated disciplinary proceeding against any licensed establishment.

The following Resolution #2016-203 (Authorizing Memorandum of Understanding - Developer of Municipally sponsored 100% Affordable Housing Projects) was introduced by reference, offered by Council Vice President Marder, seconded by Council President Mazzola, and passed on a roll call vote of 3 - 0 in favor (Absent: Metzger, Scalea).

RESOLUTION # 2016-203

RESOLUTION APPROVING A MEMORANDUM OF AGREEMENT WITH COMMUNITY INVESTMENT STRATEGIES, INC. FOR DEVELOPMENT OF MUNICIPALLY-SPONSORED 100% AFFORDABLE HOUSING PROJECT(S)

WHEREAS, in accordance with N.J.S.A. 40A:12A-22 a municipality may take certain action to provide for the development, construction and operation of affordable housing projects including entering into contracts for the planning, development and financing of such projects; and

WHEREAS, the Township of Marlboro is in need of the services of a developer for a municipally sponsored 100% affordable housing development, which includes for the financing, planning and operation of affordable housing projects within the Township of Marlboro (the "Services"); and

WHEREAS, the Township solicited proposals from affordable housing developers and via R.2006-345 selected Community Investment Strategies, Inc. as the developer for the municipally sponsored affordable housing project; and

WHEREAS, the Township received a Memorandum of Agreement (the "MOA") from Community Investment Strategies, Inc. (the "Business Entity") for the Services, 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 N.J.S.A. 40A:12A-22; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in Accounts # 04-215-12-11A-309291 and #15-228-55-054 for an amount not to exceed \$100,000.00.

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 confirms the appointment of Community Investment Strategies, Inc., 1970 Brunswick Ave., Suite 100, Lawrenceville, NJ 08648 for the development, financing, planning and operation of affordable housing projects within the Township of Marlboro; and

2. The is awarded under the authority of N.J.S.A. 40A:12A-22 for a scope of services set forth in the attached Memorandum of Agreement; and

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

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

5. That funds are available in Accounts # 04-215-12-11A-309291 and #15-228-55-054 for an amount not to exceed \$100,000.00; and

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

- a. Township Administrator
- b. Chief Financial Officer
- c. Township Engineer
- d. Community Investment Strategies, Inc.
- e. DeCotiis, FitzPatrick & Cole, LLP

The following Resolution #2016-204 (Appointment to Ethics Board - Iqleen K. Viridi - to fill unexpired term of Donald Weber expiring 3/31/2019) was introduced by reference, offered by Councilman Cantor, seconded by Council President Mazzola, and passed on a roll call vote of 3 - 0 in favor (Absent: Metzger, Scalea).

RESOLUTION # 2016-204

A RESOLUTION CONSENTING TO THE MAYOR'S APPOINTMENT OF
IQLEEN K. VIRIDI TO THE MARLBORO TOWNSHIP ETHICS BOARD

WHEREAS, Section 4-102 of the Code of the Township of Marlboro establishes the Marlboro Township Ethics Board; and

WHEREAS, said Board shall consist of six (6) members who shall be appointed by the Mayor with the advice and consent of the Township Council; and

WHEREAS, the members of the Marlboro Township Ethics Board shall be chosen by virtue of their known and consistent reputation for integrity and their knowledge of local government affairs; and

WHEREAS, there is currently a vacancy on the Ethics Board for unexpired term of Rabbi Donald Weber, such term expiring March 31, 2019 and

WHEREAS, the Township Council desires to consent to the Mayor's Appointment of IQLEEN K. VIRDI to fill the unexpired term of Rabbi Donald Weber, expiring March 31, 2019.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that it hereby consents to the Mayor's appointment of IQLEEN K. VIRDI to the Marlboro Township Ethics Board in the position specified above, and for the term indicated above.

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

- a. Iqleen K. Virdi
- b. Marlboro Township Ethics Board
- d. Mayor Jonathan L. Hornik
- e. Township Business Administrator
- f. DeCotiis, FitzPatrick & Cole, LLP

The following Resolution #2016-205 (Authorizing Amendment to Agreement - NJ Green Acres Municipal Planning Incentive Grant Program) was introduced by reference, offered by Council Vice President Marder, seconded by Councilman Cantor, and passed on a roll call vote of 3 - 0 in favor (Absent: Metzger, Scalea).

RESOLUTION # 2016-205

STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION

GREEN ACRES PROGRAM
ENABLING RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Marlboro has previously obtained a grant of \$2,766,442.00 from the State to fund the following project(s):

#1330-01-087
Marlboro Open Space Plan

WHEREAS, the State and Marlboro Township intend to increase Green Acres funding by \$825,000.00; and

WHEREAS, the applicant is willing to use the State's funds
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in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MARLBORO THAT:

1. The Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as Marlboro Open Space Plan, and
2. The applicant has its matching share of the project, if a match is required, in the amount of \$825,000.00; and
3. In the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project; and
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
5. This resolution shall take effect immediately.

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

- a. State of New Jersey Department of Environmental Protection, Green Acres Program
- b. Township Business Administrator
- c. Township Chief Financial Officer

As the Consent Agenda, the following resolutions were introduced by reference, offered by Council Vice President Marder, seconded by Council President Mazzola and passed on a roll call vote of 3 - 0 in favor (Absent: Metzger, Scalea): Res. #2016-206 (Authorizing Recreation Fireworks Display Permit), Res. #2016-207 (Authorizing Contract - Environmental Engineering Services/Preliminary Assessment - Marlboro Motor Lodge - B 270, L 14), Res. #2016-208 (Authorizing Contract - Environmental Engineering Services/LSRP Services and Remedial Investigation - Nolan Road Park B 127, L 11), Res. #2016-209 (Authorizing One Year Renewal - Shared Services Agreement Marlboro Bd of Ed - Janitorial Services), Res. #2016-210 (Authorizing One Year Renewal - HVAC Maintenance), Res. #2016-211 (Amending Contract for Purchase of Body Worn Cameras), Res. #2016-212 (Authorizing Application for Supplemental Funding Body Worn Cameras), Res. #2016-213 (Authorizing State Contract Spatial Data Logic Software), Res. #2016-214 (Authorizing Acceptance of Donation to Marlboro Township Police Department), Res. #2016-215 (Authorizing Acceptance of Donations for Marlboro Community Garden), Res. #2016-216 (Authorizing Competitive Contracting - Selecting an Energy Services Company (ESCO) to implement the Township's Energy Savings Improvement Program (ESIP)), Res. #2016-217 (Authorizing Transfer and Acceptance of Surplus Military Equipment from US Dept of Defense (DOD) 1033 Program), Res. #2016-218 (Confirming Sale of Solar Renewable Energy Services (S-Recs)), Res. #2016-219 (Award of State Contract - Police Vehicles), Res. #2016-220 (Award of State Contract - Police Vehicle Equipment), Res. #2016-221 (Authorizing Exemption from Certain Land Use Application Fees - Friendship Circle of Central NJ), Res. #2016-222 (Authorizing Statement of Consent WQM - Collier School), Res. #2016-223 (Authorizing Amendment to State Contract - Purchase of Vehicles and Related Equipment), Res. #2016-224 (Authorizing State Contract Purchase - Computer Servers, Laptops and Related Equipment), Res. #2016-225 (Authorizing State Contract Purchase - Fiber Optic and Network Cabling), Res. #2016-226 (Authorizing State Contract Purchase - Security Camera Equipment), Res. #2016-227 (Appointing Interim Tax Search Officer in the Absence of Tax Search Officer under the FMLA), Res. #2016-228 (Award of State Contract - Purchase of Microsoft Enterprise Software Licensing), Res. #2016-229 (Authorizing Budget Amendment - Chapter 159 - Municipal Alliance 2016-17), Res. #2016-230 (Refunds for Overpayments 2016 Taxes - Various), Res. #2016-231 (Fees for Electronic Tax Sale) Res. #2016-232 (Redemption Tax Sale Certs - Various).

RESOLUTION # 2016-206

RESOLUTION AUTHORIZING THE ISSUANCE OF A FIREWORKS
DISPLAY PERMIT TO GARDEN STATE FIREWORKS, INC.

WHEREAS, N.J.S.A. 21:3-1, *et seq.* regulates the sale, exposure for sale, use, distribution or possession of fireworks or pyrotechnics in the State of New Jersey so as to advance the interests of public health, safety and welfare of the people of the State of New Jersey; and

WHEREAS, upon satisfaction of the conditions set forth in N.J.S.A. 21:3-1, *et seq.*, and more particularly those set forth in N.J.S.A. 21:3-3, the governing body of any municipality may, by resolution, approve the granting of a permit for said purposes to a qualified organization, when such display is to be handled by a competent operator in the manner approved by the Chief of the Police and the Fire Department of the municipality so as not to be hazardous to property or endanger any person or persons; and

WHEREAS, GARDEN STATE FIREWORKS, INC. has applied for a permit to conduct a fireworks display within the Township of Marlboro on July 10, 2016 (with a rain date of August 7, 2016) upon satisfaction of the conditions set forth in N.J.S.A. 21:3-1, *et seq.* and in accordance with all applicable New Jersey Administrative Code regulations promulgated in accordance therewith, as amended from time to time.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED that the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey does hereby grant approval to GARDEN STATE FIREWORKS, INC. to conduct a fireworks display on July 10, 2016 (with a rain date of August 7, 2016) within the Township of Marlboro pursuant to N.J.S.A. 21:3-1, *et. seq.*, and more particularly N.J.S.A. 21:3-3, subject to:

1. Receipt of approval by the Chief of the Police and Fire Department in accordance with the above; and

2. The posting of adequate surety which may be cash, government bonds, personal bond, or other form of insurance in a sum of not less than Two Thousand Five Hundred Dollars (\$2,500.00), N.J.S.A. 21:3-5; and

3. The furnishing of the necessary Certificates of Insurance to the Township in a form acceptable to the Risk Manager and Township Attorney.

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

1. GARDEN STATE FIREWORKS, INC.
2. The Chief of the Police and Fire Department
3. The Fire Prevention Bureau
4. Township Business Administrator

RESOLUTION # 2016-207

A RESOLUTION AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT BETWEEN CME ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR THE PROVISION OF ENVIRONMENTAL ENGINEERING SERVICES IN CONNECTION WITH BLOCK 270, LOT 14 (MARLBORO MOTOR LODGE)

WHEREAS, the Marlboro Motor Lodge Property, located at 137 Route 9 and identified as Block 270, Lot 14 on the official tax map of the Township of Marlboro (the "Marlboro Motor Lodge Property") was included as part of the Township's Housing Element and Fair Share Plan dated July 1, 2010; and

WHEREAS, the Housing Element and Fair Share Plan, proposes that the Marlboro Motor Lodge Property be developed with 100% affordable housing; and

WHEREAS, on August 24, 2010, the Municipal Council of the Township of Marlboro (O.2010-18) authorized the Mayor to enter into contract negotiations for the acquisition of the property known as Block 270, Lot 14 on the Official Tax Map of the Township of Marlboro, Monmouth County, New Jersey, commonly known as 137 Route 9 South, Marlboro, New Jersey from Marlboro Motor Lodge, Inc.; and

WHEREAS, by Motion dated November 1, 2010, the Township of Marlboro sought approval to permit the expenditure of funds from its Affordable Housing Trust fund to acquire the Marlboro Motor Lodge Property; and

WHEREAS, by notice dated September 14, 2011 the Commissioner of the Department of Community Affairs notified the Township of Marlboro that the Township's request to expend Affordable Housing Trust Funds for the acquisition of the Marlboro Motor Lodge Property had been approved; and

WHEREAS, the Township has been engaged in negotiations with the property owner for acquisition of this parcel; and

WHEREAS, as part of the Township's due diligence in anticipation of acquiring the property, the Township requires environmental engineering services in order to complete a Preliminary Assessment and Site Inspection (PASI); and

WHEREAS, CME Associates has provided a proposal dated May 27, 2016 (the "Proposal") for such Professional Services in connection with the Project; and

WHEREAS, the Township of Marlboro and CME Associates have entered into a Professional Services Contract, awarded under a fair and open process, and seeks to amend such Contract to expand the scope of services to include the Professional Services (as defined hereinabove) for the Project at a fee not to exceed \$6,500.00 for such Professional Services, as further described and set forth in CME's Proposal, attached hereto and made a part hereof; and

WHEREAS, the Township desires to conduct the necessary due diligence in anticipation of acquiring the Marlboro Motor Lodge property; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose from Capital Account # 04-215-12-11A-309291; and

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

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

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

WHEREAS, CME has previously completed and submitted a Business Entity Disclosure Certificate certifying that CME

Associates has not made any reportable contributions that would bar the award of a contract N.J.S.A. 19:44A-20.5, and that no reportable contributions that would violate the law will be made during the term of the contract.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that a Professional Services Contract between CME Associates and the Township of Marlboro, to expand the scope of services to include ENVIRONMENTAL ENGINEERING SERVICES IN CONNECTION WITH BLOCK 270, LOT 14 (MARLBORO MOTOR LODGE) ("Professional Services"), at a fee not to exceed \$6,500.00 for such Professional Services, as further described and set forth in CME's Proposal dated May 27, 2016, be and is hereby authorized; and

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

BE IT FURTHER RESOLVED, that this Professional Services Contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i) and shall provide for compensation in an amount not to exceed \$6,500.00 for such additional Professional Services for the Project as described in the Proposal; and

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

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

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

- a. CME Associates, 1460 Route 9 South, Howell, NJ 07731
- b. Township Administrator
- c. Township Attorney
- d. Township Chief Financial Officer

RESOLUTION # 2016-208

A RESOLUTION AUTHORIZING AN AMENDMENT TO A
PROFESSIONAL SERVICES CONTRACT BETWEEN REMINGTON,
VERNICK & VENA ENGINEERS AND THE TOWNSHIP OF MARLBORO

FOR LSRP SERVICES AND REMEDIAL INVESTIGATION IN
CONNECTION WITH BLOCK 127, LOT 11 (NOLAN ROAD PARK)

WHEREAS, the Township has been awarded a \$145,000.00 grant by the Monmouth County Park System for improvements to Nolan Road Park ("grant"); and

WHEREAS, the grant agreement requires a preliminary environmental assessment be performed, and the identification of any potential areas of concern; and

WHEREAS, on February 26, 2015 (R.2015-113) the Township authorized CME to conduct a Preliminary Assessment and Site Inspection (PASI); and

WHEREAS, the PASI Report identified two (2) areas of concern (AOCs) which required a second-level Site Investigation (SI); and

WHEREAS, on April 16, 2015 (R. 2015-163) the Township authorized CME to conduct a Site Investigation (SI); and

WHEREAS, the SI Report identified soil contamination in connection with the two (2) AOCs requiring Licensed Site Remediation Professional (LSRP) and remediation investigation services be secured by the Township ("Professional Services"); and

WHEREAS, REMINGTON, VERNICK & VENA ENGINEERS has provided a proposal dated June 20, 2016 (the "Proposal") for the professional services required in connection with the Project; and

WHEREAS, on May 19, 2016 (R.2016-184) the Township of Marlboro and REMINGTON, VERNICK & VENA ENGINEERS entered into a Professional Services Contract, awarded under a fair and open process, and seeks to amend such Contract to expand the scope of services to include the Professional Services (as defined hereinabove) for the Project at a fee not to exceed \$23,950.00 for such Professional Services, as further described and set forth in REMINGTON, VERNICK & VENA ENGINEERS' Proposal, attached hereto and made a part hereof; and

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

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$23,950.00 are available for this purpose from Current Fund Account #04-215-15-02G-145288; and

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

WHEREAS, the services to be provided are considered to be "Professional Services" pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and
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WHEREAS, the Local Public Contracts Law authorizes the awarding of a contract for "Professional Services" without public advertising for bids and bidding therefore, provided that the Resolution authorizing the contract and the contract itself be available for public inspection in the office of the Municipal Clerk and that notice of the awarding of the contract be published in a newspaper of general circulation in the municipality; and

WHEREAS, REMINGTON, VERNICK & VENA ENGINEERS has previously completed and submitted a Business Entity Disclosure of Campaign Contributions and the Determination of Value in accordance with P.L. 2005, c.271.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that a Professional Services Contract between REMINGTON, VERNICK & VENA ENGINEERS and the Township of Marlboro, to expand the scope of services to include Licensed Site Remediation Professional (LSRP) and remediation investigation services IN CONNECTION WITH BLOCK 127, LOT 11 (NOLAN ROAD PARK) ("Professional Services"), at a fee not to exceed \$23,950.00 for such Professional Services, as further described and set forth in REMINGTON, VERNICK & VENA ENGINEERS' Proposal dated June 20, 2016 ("Proposal"), be and is hereby authorized; and

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

BE IT FURTHER RESOLVED, that this Professional Services Contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i) and shall provide for compensation in an amount not to exceed \$23,950.00 for such additional Professional Services for the Project as described in the Proposal; and

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

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

- a. REMINGTON, VERNICK & VENA ENGINEERS,
9 Allen Street, Toms River, NJ 08753
- b. Township Business Administrator
- c. Township Chief Financial Officer

RESOLUTION # 2016-209

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

WHEREAS, on June 18, 2015 (R.2015-224) the Municipal Council of the Township of Marlboro authorized a shared services agreement with the Marlboro Board of Education for the provision of JANITORIAL SERVICES FOR THE MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, the shared services agreement included the option to renew said contract for two additional one-year periods on the same terms and conditions as specified in the agreement; and

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

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that year 2 of the shared services agreement be authorized with Marlboro Board of Education for a period of one year beginning on July 1, 2016 through June 30, 2017, in a total amount not to exceed \$87,072.00; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with Marlboro Board of Education in accordance with this resolution, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED funds in the amount of \$43,536.00 have been certified by the Chief Financial Officer from account #01-201-26-122-288126; and

BE IT FURTHER RESOLVED funds for the 2017 portion of the contract will be certified by the Chief Financial Officer upon adoption of the 2017 Municipal Budget; and

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

- a. Marlboro Board of Education
- b. Township Business Administrator
- c. Department of Public Works

RESOLUTION # 2016-210

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO DASH MECHANICAL LLC FOR HVAC MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township Council of the Township of Marlboro awarded a contract to DASH Mechanical LLC for HVAC MAINTENANCE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS on June 18, 2015 (R.2015-230); and

WHEREAS, the bid specifications included the option to renew said contract for an additional one (1) two-year period or two (2) one-year periods based on the same terms and conditions as specified in the bid proposal; and

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

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to DASH Mechanical LLC whose address is 613 Preston Street, Brick, NJ 08723 for a period of one year, in an amount not to exceed \$41,560.00 for labor plus parts at the rate of twenty percent (20%) above contractor's price; and

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

BE IT FURTHER RESOLVED that funds for the 2016 portion of the labor contract in the amount of \$20,780.00 have been certified by the Chief Financial Officer from account numbers 01-201-26-122-276126; and

BE IT FURTHER RESOLVED that funds for the 2017 portion of the labor contract in the amount of \$20,780.00 will be certified by the Chief Financial Officer at the time of the adoption of the 2017 municipal budget; and

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

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

- a. Dash Mechanical LLC
- b. Township Business Administrator
- c. Department of Public Works

RESOLUTION # 2016-211

A RESOLUTION AUTHORIZING AMENDMENT TO THE
PURCHASE OF BODY WORN CAMERAS FOR THE TOWNSHIP OF
MARLBORO POLICE DEPARTMENT UNDER STATE CONTRACT
#81311

WHEREAS, the Township of Marlboro Police Department has been approved to receive funding assistance under the Attorney General's Body Worn Camera (BWC) Assistance Program; and

WHEREAS, on March 10, 2016, the Municipal Council of the Township of Marlboro approved Resolution #2016-115 which authorized Township officials to purchase body worn cameras from L-3 Communications Mobile-vision Inc., 400 Commons Way, Suite F, Rockaway, New Jersey 07866 under State Contract #81311 in an amount not to exceed \$56,508.60; and

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

WHEREAS, the Police Department has advised that additional funding is available under the Attorney General's Body Worn Camera (BWC) Assistance Program; and

WHEREAS, the Police Department wishes to equip more officers with body worn cameras through the purchase of

additional equipment which will exceed the original authorization by \$10,390.70; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the Police Department to obtain the additional body worn cameras from L-3 Communications Mobile-vision Inc., 400 Commons Way, Suite F, Rockaway, New Jersey 07866 under State Contract #81311; and

WHEREAS, funds in the amount of \$10,390.70 have been certified to by the Chief Financial Officer as an approved change order to existing purchase order #21039 in Law Enforcement Trust Account #18-228-55-057; and

WHEREAS, the Township Council desires to approve the amendment to the purchase of said equipment.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to amend the purchase of body worn cameras from L-3 Communications Mobile-vision Inc., 400 Commons Way, Suite F, Rockaway, New Jersey 07866 under State Contract #81311 in an amount not to exceed \$10,390.70; and

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

- a. L-3 Communications Mobile-vision Inc.
- b. Township Administrator
- c. Township Chief of Police
- d. Township Chief Financial Officer

RESOLUTION # 2016-212

A RESOLUTION OF THE TOWNSHIP OF MARLBORO AUTHORIZING
ADDITIONAL APPLICATION TO STATE OF NEW JERSEY DEPARTMENT OF
LAW AND PUBLIC SAFETY BODY-WORN CAMERA (BWC) ASSISTANCE
PROGRAM THROUGH THE OFFICE OF THE MONMOUTH COUNTY PROSECUTOR

WHEREAS, body-worn cameras (BWCs) have been identified as a promising tool to help law enforcement perform their duties in the community; and

WHEREAS, in order to aid municipalities who are exploring the purchase and use of BWCs, the Office of the Attorney General is launching this assistance program to offset the costs; and

WHEREAS, under the program guidelines, the Monmouth County Prosecutor's Office will act as agent to coordinate a single application on behalf of all police agencies within its jurisdiction; and

WHEREAS, the Marlboro Division of Police has recommended participation in the BWC Assistance Program; and

WHEREAS, the Chief of Police has advised that the municipal matching funds required under the program are available in the Law Enforcement Trust Account; and

WHEREAS, resolution 2015-319 authorized the Mayor and Clerk to sign the Body Worn Camera grant agreement on behalf of Marlboro Township; and

WHEREAS, the Monmouth County Prosecutor's Office has advised additional Body Worn Cameras have become available under the original grant funding.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of Marlboro formally approves the submission of an additional grant application to the BWC Assistance Program through the Office of the County Prosecutor; and

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

RESOLUTION # 2016-213

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACT #89851
TO SHI INTERNATIONAL CORP. FOR SPATIAL DATA LOGIC
ENTERPRISE LICENSE AND PORTAL FOR THE TOWNSHIP OF
MARLBORO

WHEREAS, the Township of Marlboro currently utilizes Spatial Data Logic software for permitting and complaint tracking in several municipal departments; and

WHEREAS, the Township wishes to continue to migrate the software to all departments by renewing the Enterprise License of Spatial Data Logic; and

WHEREAS, the Marlboro Township Information Technology Division has recommended that the Township renew the Spatial Data Logic Enterprise License from SHI INTERNATIONAL CORP., 290 Davidson Ave, Somerset, NJ 08873 under State Contract #89851

in an amount not to exceed \$48,500.00; and

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

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey to obtain the Spatial Data Logic Enterprise License; and

WHEREAS, funds in the amount of \$48,500.00 have been certified by the Chief Financial Officer in current fund account #01-201-20-033-281; and

WHEREAS, the Township Council desires to approve the renewal of said software license;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to renew the Spatial Data Logic Enterprise License from SHI INTERNATIONAL CORP., 290 Davidson Ave, Somerset, NJ 08873 under State Contract #89851 in an amount not to exceed \$48,500.00; and

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

- a. SHI INTERNATIONAL CORP.
- b. Township Administrator
- c. Township Division of Information Technology
- d. Township Chief Financial Officer

RESOLUTION # 2016-214

A RESOLUTION AUTHORIZING ACCEPTANCE OF DONATION OF VEHICLE
WASHING
FROM MARLBORO AUTO SPA

WHEREAS, Marlboro Auto Spa has donated the following service:

Vehicle Washing

; and

WHEREAS, the Police Department recommends that the Township accept the donation of services; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the donation of the vehicle washing from Marlboro Auto Spa as described above is hereby accepted.

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

- a. Marlboro Auto Spa, 33 Route 9 South, Morganville, NJ 07751
- b. Township Administrator
- c. Township Chief of Police

RESOLUTION # 2016-215

A RESOLUTION AUTHORIZING ACCEPTANCE OF DONATIONS FROM AREA BUSINESSES AND INDIVIDUALS TO BE USED AT THE COMMUNITY GARDEN

WHEREAS, on August 14, 2014 (R.2014-285) the Township Council of the Township of Marlboro accepted the proceeds from Whole Foods Market's '5% Day' giving program for the purchase of deer fence; and

WHEREAS, the following businesses and individuals have donated the following items:

James R. Ientile Inc.	Tilling of Soil
Morganville Flower Farm	Plants for Landscaping
Jeffrey Weiss	Marigolds to Plant around Sign

; and

WHEREAS, the donated items will be used for the Marlboro Community Garden; and

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

WHEREAS, the Administration Department recommends that the Township accept the donations; and

WHEREAS, the following volunteers have donated their time and energy:

Jeffrey Weiss, Shade Tree Committee Chairman
Debi Richards, Shade Tree Committee Member

Eric Engel, Shade Tree Committee Member
Pat Ondar, Shade Tree Committee Member
Scott Warren, Shade Tree Committee Member
Mary Eng, Shade Tree Committee Member
Joanna Boretti, Shade Tree Committee Member
Ellen Simonetti, Shade Tree Committee Member and
Master Gardner
Robert Mellert, Shade Tree Committee Member and Master
Gardner
Carolyn Giovanniello, Master Gardner
Beth Hutter, Master Gardner
Maureen Puricelli, Master Gardner
Janet Lyons, Master Gardner
Juanita Lamaute, Master Gardner Intern
Mikkele Lawless, Master Gardner Intern

; and

WHEREAS, the Township Council of the Township of Marlboro wishes to extend its thanks and appreciation to the businesses and individuals who donated their time and various items for the benefit of the community.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that

- (1) the donation of the items listed and provided as described above is hereby accepted; and
- (2) the businesses and individuals who have helped to make the Community Garden a reality be publicly recognized for their efforts.

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

- a. Township Administrator
- b. Township Director of Public Works
- c. Township Shade Tree Chairman

RESOLUTION #2016-216

A RESOLUTION AUTHORIZING COMPETITIVE CONTRACTING FOR
PURPOSES OF SELECTING AN ENERGY SERVICES COMPANY TO
IMPLEMENT THE TOWNSHIP'S ENERGY SAVINGS IMPROVEMENT
PROGRAM

WHREAS, the Township of Marlboro wishes to be in compliance with the requirements of P.L. 2012 Chapter 55 "Energy Savings Improvement Program"; and

WHEREAS, pursuant to the Energy Savings Improvement Program Law ("ESIP Law"), P.L. 2009, c. 4, N.J.S.A. 40A:11-4.6, the Township Council may utilize Competitive Contracting in lieu of public bidding for the selection of a qualified Energy Services Company ("ESCO") for purposes of developing a preliminary Energy Savings Plan ("ESP") that can be implemented through a customized Energy Savings Implementation Program ("ESIP") for the facilities identified in the Township's independent energy audit; and

WHEREAS, the Township previously received a completed independent energy audit prepared by Concord Engineering and dated September 9, 2014 in accordance with the requirements of the ESIP Law; and

WHEREAS, in order to initiate competitive contracting, it is necessary for the Council to adopt a resolution authorizing the use of competitive contracting each time specialized good or services enumerated in N.J.S.A. 40A:11-4.1 are desired to be contracted.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED that the Township Council of the Township of Marlboro, County of Monmouth, authorizes the Business Administrator to establish a Request for Proposals (RFP) for approval by the Board of Public Utilities (BPU) for purposes of selecting a qualified Energy Services Company; and

BE IT FURTHER RESOLVED that upon approval of the RFP by the BPU, the Township Council further authorizes the Business Administrator to establish a selection committee for the purposes stated herein and is also authorized to publically advertise said RFP for the selection of a qualified ESCO via the Competitive Contracting process as permitted pursuant to N.J.S.A. 40A:11-4.1 et seq.; and

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

- a. Township Business Administrator

RESOLUTION # 2016-217

AUTHORIZING THE TRANSFER AND ACCEPTANCE OF SURPLUS MILITARY
EQUIPMENT FROM THE UNITED STATES DEPARTMENT OF DEFENSE
(DOD) 1033 PROGRAM FOR THE MARLBORO DIVISION OF POLICE

WHEREAS, the 1033 Program (formerly the 1208 Program) permits the Secretary of Defense to transfer, without charge, excess U.S. Department of Defense (DOD) personal property

(supplies and equipment) to state and local law enforcement agencies (LEAs); and

WHEREAS, the Township Council authorized the Township through the Division of Police (R 2014-217) to make application to the Department of Defense 1033 Program for military surplus equipment from the United States DOD; and

WHEREAS, the Division of Police made application and has received the transferred surplus equipment identified in Schedule A attached.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that the Township through the Division of Police is hereby authorized to accept the military surplus equipment identified in Schedule A from the Department of Defense 1033 Program.

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

- a. Human Resources
- b. Business Administrator
- c. Chief Financial Officer

RESOLUTION #2016-218

RESOLUTION CONFIRMING SALE OF SOLAR RENEWABLE ENERGY CREDITS (S-RECS) THROUGH INTERNET-BASED AUCTIONS

WHEREAS, on June 19, 2014 (R. 2014-231) the Township Council authorized the participation of Marlboro Township in the New Jersey *E-Procurement Pilot Program* pursuant to the provision of the *Local Unit Electronic Technology Pilot Program and Study Act* (P.L. 2001, C. 30) and approved for the sale of Solar Renewable Energy Credits utilizing on-line competitive bidding services and, in particular, an internet-based auction platform, covering 50% or approximately 1,000 of the S-RECs anticipated to be generated during the June 1, 2015 - May 31, 2017 period (EY 2016-2017) for a minimum S-REC price of \$170.00; and

WHEREAS, the Township Council authorized an agreement with Marex Spectron, with corporate offices located at 360 Madison Avenue, Third Floor, New York, NY 10017, as the on-line purchasing agent, to conduct competitive auctions utilizing an internet-based platform in conjunction with the Township's sale of S-RECs; and

WHEREAS on June 24, 2014 the Township accepted the high bid of \$175.00 per S-REC for 500 S-RECs (EY 2016) from Ecogy Pennsylvania Systems, LLC, 9 Binney Lane, Old Greenwich, CT 06870; and

WHEREAS the Township has generated 568 certificates as of May 31, 2016, and will therefore have 68 unobligated S-RECs available for sale; and

WHEREAS, the Township's Broker, Marex Spectron indicated on June 3, 2016 that the 68 S-RECs may be sold on a spot basis at \$292.50 per S-REC; and

WHEREAS, the Township Administration and Department of Public Works recommended the sale of the remaining 68 EY 2016 SRECs at \$292.50 per S-REC, and the Business Administrator authorized the sale pursuant to R.2014-231.

NOW THEREFORE BE IT RESOLVED that the Township Council hereby confirms the acceptance of the bid of \$292.50 per S-REC for 68 S-RECs (EY 2016) to Spectron Energy Inc., 360 Madison Avenue, 3rd Floor, New York, New York 10017.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to execute the necessary documents in a form approved by the Township Attorney to effectuate the transaction.

RESOLUTION # 2016-219

A RESOLUTION AUTHORIZING THE PURCHASE OF FIVE (5) EQUIPPED 2016 DODGE CHARGER POLICE VEHICLES UNDER STATE CONTRACT #88729 FROM HERTRICH FLEET SERVICES, INC. FOR THE TOWNSHIP OF MARLBORO DIVISION OF POLICE

WHEREAS, the Police Department submitted its 2016 capital plan (106-1, 1.2) which included a request for the replacement of police vehicles and related equipment; and

WHEREAS, on February 25, 2016, the Township Council of the Township of Marlboro adopted Ordinance #2016-5 which authorized Township officials to secure financing for the purchase of police vehicles; and

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

WHEREAS, Hertrich Fleet Services, Inc. was awarded State Contract #88729 for the Dodge Charger Pursuit Vehicle equipped with all options for a price of \$34,853.80, with the exception of the following:

All-Wheel Drive	2,767.60
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; and

WHEREAS, while impractical to purchase the above-listed vehicle option separately from the vehicles themselves, the Township attempted to solicit pricing on those options not covered under the State Contract, and determined that the price quoted by Hertrich Fleet Services was the lowest and most advantageous; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey to purchase five (5) equipped police vehicles to be utilized by the Police Division; and

WHEREAS, funds are available and have been certified by the Chief Financial Officer in an amount not to exceed \$174,269.00 from accounts #04-215-16-05A-106297 and #04-215-16-02F-106297; and

WHEREAS, the Township Council desires to approve the purchase of five (5) equipped police vehicles.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase five (5) equipped police vehicles from Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, DE 19963 under the State Contract #88729 in an amount not to exceed \$174,269.00; and

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

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

RESOLUTION # 2016-220

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

WHEREAS, on February 25, 2016, the Township Council of the Township of Marlboro adopted Ordinance #2016-5 which authorized Township officials to secure financing for five (5) replacement vehicles for the Division of Police; and

WHEREAS, the Township of Marlboro as part of its 2013 capital program (106-3, 106-6), 2015 capital program (106-1.2) and 2016 capital program (106-1.2, 106-1.6) authorized the purchase of equipment for the replacement vehicles for the Division of Police; and

WHEREAS, the Chief of Police has reviewed the requests and has recommended that the Township purchase the below vehicle equipment under various State contracts as follows:

Equipment/ Description	Qty	SC#	Vendor	Cost	Ext. Cost	Dept.	Source
Flashback 2 to Flashback HD upgrades	5	81311	L3 Mobile- Vision, Inc.	8,325.00	41,625.00	Police Patrol	Capital 2013
Warning Lights and Emergency Equipment for Dodge Chargers	5	81336 81327	Emergency Accessories & Install	5,541.56	27,707.80	Police Patrol	Capital 2013 2015
Radio Equipment	11	83909	Motorola Solutions C/O Wireless	2,007.82	22,086.02	Police Patrol	Capital 2013 2015
Light bars and Siren Controllers	5	81330	Major Police Supply	4,077.82	20,389.10	Police - Patrol	Capital 2016
In car video memory cards	4	81311	L3 Mobile- Vision, Inc.	47.23	188.91	Police Patrol / Detective	Current 2016

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

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey to purchase the vehicle equipment to be utilized by the Police Division; and

WHEREAS, funds are available and have been certified by the Chief Financial Officer in an amount not to exceed \$111,996.83 from accounts #04-215-16-02F-106297, #04-215-15-02F-106297, #04-215-13-08G-106297, and #01-201-251-06210681; and

WHEREAS, the Township Council desires to approve the purchase of the police vehicle equipment.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase the police vehicle equipment from the vendors and under the State Contracts identified above in an amount not to exceed \$111,996.83; and

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

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

RESOLUTION #2016-221

A RESOLUTION AUTHORIZING THE EXEMPTION FROM
CERTAIN LAND USE APPLICATION FEES FOR THE
FRIENDSHIP CIRCLE OF CENTRAL NEW JERSEY

WHEREAS, §220-17 of the Code of the Township of Marlboro provides that, "Charitable, philanthropic, fraternal, athletic, recreational, volunteer fire and first aid squads, and religious nonprofit organizations holding a tax-exempt status under the Federal Internal Revenue Code of 1954 [26 U.S.C. § 501(c) or (d)] shall be exempt from the normal application fees" set forth in Section 220-20 "Site plan" upon receipt of satisfactory proof of qualifications; and

WHEREAS, the above-referenced Code Section requires that a qualifying entity must submit an application for exemption to the Township Council, along with proof of the qualifying entity's tax exempt status under the Federal Internal Revenue Code of 1954 [26 U.S.C. §501(c) or (d)]; and

WHEREAS, the Friendship Circle (the "Applicant") has submitted a request for an exemption pertaining to applications made for use variance and preliminary and final site plans for its property, known as Block 172 Lots 27 and 29 on the official tax map of the Township of Marlboro, Monmouth County, New Jersey; and

WHEREAS, the Applicant has provided proof of its status as a duly formed religious non-profit organization and of its tax exempt status pursuant to 26 U.S.C. §501(c) or (d); and

WHEREAS, the Township Council of the Township of Marlboro deems it proper and in conformance with the stated policies of the Township of Marlboro to grant the Applicant's requested

exemption and desires to confirm same by resolution in accordance with the provisions of §220-17 of the Township Code.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that an exemption be granted to The Friendship Circle in accordance with its application to the Division of Zoning/Code Enforcement described hereinabove; and

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

- a. The Friendship Circle
- b. Township Business Administrator
- c. Township Division of Zoning/Code Enforcement
- d. Township Chief Financial Officer

RESOLUTION # 2016-222

RESOLUTION AUTHORIZING ENDORSEMENT OF THE NJDEP STATEMENT OF CONSENT WQM-003 FORM FOR THE SITE KNOWN AS COLLIER SERVICES, INC., BLOCK 153, LOT(S) 38 & 47, 160 CONOVER ROAD, TOWNSHIP OF MARLBORO, NEW JERSEY

WHEREAS, the Sisters of Good Shepherd have filed an application for Treatment Works Approval from the NJDEP for the construction of a septic system to service a proposed Arts Center and a one-story addition to the existing high school 332

which is operated on the Site known as "Collier Services, Inc." (the "Site"), property known as Block 153, Lot(S) 38 and 47, on the Official Tax Maps of the Township of Marlboro, Monmouth County, State of New Jersey; and

WHEREAS, in order for the application to be deemed complete, a Statement of Consent WQM-003 form must be certified by a representative of the Township of Marlboro; and

WHEREAS, the Township Engineer has reviewed the application for Treatment Works Approval and has prepared a memo dated March 30, 2016 which recommends certification of the Statement of Consent WQM-003 form; and

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 Statement of Consent WQM-003 form associated with the application for Treatment Works Approval as submitted by the Sisters of Good Shepherd of NJ for

the above-described site be certified by the Municipal Engineer;
and

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

- a. Collier Services, Inc.
- b. Mayor Jonathan L. Hornik
- c. Township Business Administrator
- d. Township Chief Financial Officer
- e. Township Engineer
- f. DeCotiis, FitzPatrick & Cole, LLP

RESOLUTION # 2016-223

A RESOLUTION AUTHORIZING AMENDMENT TO THE
PURCHASE OF VEHICLES AND RELATED EQUIPMENT FOR
VARIOUS DEPARTMENTS UNDER STATE CONTRACT #88214

WHEREAS, the Township of Marlboro as part of its 2016
capital program (120-1, 123-1, 123-4, 500-1) authorized the
purchase of replacement vehicles for the Department of Public
Works; and

WHEREAS, on April 14, 2016, the Township Council of the
Township of Marlboro approved Resolution #2016-143 which
authorized Township officials to purchase replacement vehicles
and related equipment for various departments; and

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

WHEREAS, the Department of Public Works has advised that
additional equipment will be needed in an amount which will
exceed the original authorization by \$650.00; and

WHEREAS, it is in the interest of the citizens of the
Township of Marlboro, County of Monmouth and State of New Jersey
for the Department of Public Works to obtain the additional
equipment from Beyer Ford under State Contract #88214; and

WHEREAS, funds in the amount of \$650.00 have been certified
to by the Chief Financial Officer as an approved change order to
the existing purchase order #21902 in Capital Account #04-215-
16-02K-123297; and

WHEREAS, the Township Council desires to approve the amendment to the purchase of said equipment.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to amend the purchase of equipment from Beyer Ford, 170 Ridgedale Avenue, Morristown New Jersey 07936 under State Contract #88214 in an amount not to exceed \$650.00; and

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

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

RESOLUTION # 2016-224

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACT #89967
TO OCEAN COMPUTER GROUP, INC. FOR THE PURCHASE OF
COMPUTER SERVERS, LAPTOPS AND RELATED EQUIPMENT FOR
THE TOWNSHIP OF MARLBORO IT DEPARTMENT

WHEREAS, the Township of Marlboro Division of Information Technology ("IT") is in need of new computers, servers, laptops and related equipment, approved as part of the 2016 capital plan (033-2,3,4,18,19 & 106-3); and

WHEREAS, Marlboro IT has recommended that the Township purchase the needed equipment from OCEAN COMPUTER GROUP, INC., 90 Matawan Road, Suite 105, Ocean, New Jersey 07747-2624, an authorized dealer for Dell Marketing LP under State Contract #89967 in an amount not to exceed \$205,320.96; and

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

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the IT Division to obtain the computers from OCEAN COMPUTER GROUP, INC.; and

WHEREAS, funds are available in Capital Accounts 04-215-13-08A-033297, 04-215-15-02A-033297, 04-215-16-02A-033297 and Law Enforcement Trust Account 23-228-55-057 for an amount not to exceed \$205,320.96 and have been certified to by the Chief

Financial Officer of the Township of Marlboro; and

WHEREAS, the Township Council desires to approve the purchase of said IT equipment.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase the IT equipment from OCEAN COMPUTER GROUP, INC., 90 Matawan Road, Suite 105, Ocean, New Jersey 07747-2624, an authorized dealer for Dell Marketing LP under State Contract #89967 in an amount not to exceed \$205,320.96; and

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

- a. OCEAN COMPUTER GROUP, INC.
- b. Township Administration
- c. Township Chief Information Officer
- d. Township Chief Financial Officer

RESOLUTION # 2016-225

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACT #88739
TO NETWORK CABLING INC. dba NETQ MULTIMEDIA CO. FOR
THE PURCHASE AND INSTALLATION OF FIBER OPTIC AND
NETWORK CABLING FOR THE TOWNSHIP OF MARLBORO IT
DEPARTMENT

WHEREAS, the Township of Marlboro Division of Information Technology ("IT") is in need of fiber optic and network cabling in connection with the replacement of the current video security and monitoring system (106-3); and

WHEREAS, Marlboro IT has recommended that the Township purchase the needed fiber optic and network cabling from Network Cabling Inc. dba NetQ Multimedia Co., 919 Route 33, Unit 52, Freehold, New Jersey 07728, under State Contract #88739 in an amount not to exceed \$33,582.00; and

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

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the IT Division to obtain the fiber optic and network cabling from Network Cabling Inc. dba NetQ Multimedia Co.; and

WHEREAS, funds are available in Law Enforcement Trust Account 23-228-55-057 for an amount not to exceed \$33,582.00 and have been certified to by the Chief Financial Officer of the Township of Marlboro; and

WHEREAS, the Township Council desires to approve the purchase of said IT equipment.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase the needed fiber optic and network cabling from Network Cabling Inc. dba NetQ Multimedia Co., 919 Route 33, Unit 52, Freehold, New Jersey 07728, under State Contract #88739 in an amount not to exceed \$33,582.00; and

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

- a. Network Cabling Inc. dba NetQ Multimedia Co.
- b. Township Administration
- c. Township Chief Information Officer
- d. Township Chief Financial Officer

RESOLUTION # 2016-226

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACT #89982
TRANSOURCE SERVICES CORP DBA TRANSOURCE COMPUTERS FOR
THE PURCHASE OF SECURITY CAMERA EQUIPMENT FOR THE
TOWNSHIP OF MARLBORO IT DEPARTMENT

WHEREAS, the Township of Marlboro Division of Information Technology ("IT") is in need of new security camera equipment in connection with upgrades to the Police Department's internal/external security monitoring system, approved as part of the 2016 capital plan (106-3); and

WHEREAS, Marlboro IT has recommended that the Township purchase the needed equipment from TRANSOURCE SERVICES CORP dba TRANSOURCE COMPUTERS, 2405 West Utopia Road, Phoenix, Arizona 85027 under State Contract #89982 in an amount not to exceed \$45,808.56; and

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

WHEREAS, it is in the interest of the citizens of the

Township of Marlboro, County of Monmouth and State of New Jersey for the IT Division to obtain the computers from TRANSOURCE SERVICES CORP dba TRANSOURCE COMPUTERS; and

WHEREAS, funds are available in Trust Account #23-228-55-057 for an amount not to exceed \$51,695.57 and have been certified to by the Chief Financial Officer of the Township of Marlboro; and

WHEREAS, the Township Council desires to approve the purchase of said IT equipment.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase the IT equipment from TRANSOURCE SERVICES CORP dba TRANSOURCE COMPUTERS, 2405 West Utopia Road, Phoenix, Arizona 85027 under State Contract #89982 in an amount not to exceed \$51,695.57; and

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

- a. Transource Services Corp. dba Transsource Computers
- b. Township Administration
- c. Township Chief Information Officer
- d. Township Chief of Police
- e. Township Chief Financial Officer

RESOLUTION #2016-227

RESOLUTION APPOINTING AN INTERIM TAX SEARCH OFFICER IN THE ABSENCE OF THE TAX SEARCH OFFICER UNDER THE FAMILY MEDICAL LEAVE ACT

WHEREAS, Kelly Montecinos, Marlboro Township Tax Collector and Tax Search Officer, will be taking a leave of absence from her position under the Family Medical Leave Act; and

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; and

WHEREAS, during Ms. Montecinos' leave of absence it is necessary to appoint a qualified person to undertake the position of the Marlboro Township Tax Search Officer in order to ensure the continued functioning of the municipal government in this statutory position; and

WHEREAS, Colleen Dolan, a current employee of the Finance Department is a Certified Tax Collector (CTC) and qualified to assume the responsibility of Tax Search Officer on an interim basis.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Marlboro, County of Monmouth, that Colleen Dolan is hereby appointed Tax Search Officer for the Township of Marlboro during the term of Kelly Montecinos' leave of absence.

RESOLUTION #2016-228

A RESOLUTION AUTHORIZING CONTRACT WITH DELL MARKETING LP FOR THE PURCHASE OF MICROSOFT SERVER AND CLIENT SOFTWARE IN THE TOWNSHIP OF MARLBORO INFORMATION TECHNOLOGY DEPARTMENT UNDER NJ STATE CONTRACT #89850

WHEREAS, the Marlboro Township Information Technology Department, as part of the Township's approved 2016 Capital Program (033-1), has recommended that the Township purchase Microsoft Server and Client software under the NJ State Contract #89850; and

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

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

WHEREAS, purchasing the software will allow for decreased operating expenses in future operating budgets as existing 3rd party systems are replaced by functionality included in the Microsoft software; and

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

WHEREAS, the Information Technology Department has reviewed the information received and has recommended that DELL MARKETING LP be awarded the contract based upon the quotation received; and

WHEREAS, funds are available in Capital Account Number 04-215-16-02A-033297 and have been certified to by the Chief Financial Officer of the Township of Marlboro.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to contract with DELL MARKETING LP whose address is ONE DELL WAY, ROUND ROCK, TX 78682 for the provision
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of Microsoft Server and Client software under NJ State Contract #89850 in an amount not to exceed \$65,000.00; and

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

- a. DELL MARKETING LP
- b. Township Administrator
- c. Township Chief Information Officer
- d. Township Chief Financial Officer

RESOLUTION # 2016-229

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, hereby requests the Director of Local Government Services to approve the insertion of an revenue in the budget of the year 2015 in the sum of \$26,789.00, which has been received by the municipality for the "FY2017 Municipal Alliance" Grant.

BE IT FURTHER RESOLVED that the amount of \$26,789.00 be hereby appropriated under the caption "FY2017 Municipal Alliance" Grant.

RESOLUTION #2016-230

WHEREAS, the attached list in the amount of \$2,599.62

known as Schedule "A", is comprised of amounts representing overpayments for 2016 taxes,

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

RESOLUTION #2016-231

WHEREAS, the Township of Marlboro will hold an electronic tax sale on July 12, 2016; and,

WHEREAS, in accordance with N.J.S.A. 54:5 et seq, the Township of Marlboro is entitled to recover costs in connection with the tax sale including mailing and advertising costs which may be estimated; and,

WHEREAS, the Township wishes to assess the cost of processing and administering all phases of the Tax Sale process against only the taxpayers who are delinquent and are thereby causing the incurrence of said expenses.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that, Kelly A. Montecinos, Tax Collector, be and hereby is authorized and directed to charge and collect a fee of 2% per line item of the amounts to be sold at Tax Sale, with a minimum charge of \$15.00 not to exceed \$100.00, and an additional charge of \$25 per direct mailing to be added to the cost of sale not to exceed \$50.00.

RESOLUTION # 2016-232

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$ 261,629.82 as per Schedule "A",

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the amount of \$ 261,629.82 be refunded to the certificate holders as per Schedule "A".

At 7:30 PM, Council Vice President Marder moved that the meeting be adjourned. This was seconded by Councilman Cantor, and as there was no objection, the Clerk was asked to cast one ballot.

MINUTES APPROVED: July 7, 2016

OFFERED BY: SCALEA AYES: 1

SECONDED BY: METZGER NAYS: 0

ABSENT: CANTOR

ABSTAIN: METZGER, SCALEA

ALIDA MANCO
MUNICIPAL CLERK

CAROL MAZZOLA
COUNCIL PRESIDENT