

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

JANUARY 29, 2004

The Marlboro Township Council held a regularly scheduled Council Meeting on January 29, 2004 at 8:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President Mione opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of this regular meeting of the Township Council of the Township of Marlboro was faxed to the Asbury Park Press, the Star Ledger and News Transcript on January 5, 2004; faxed to the Board of Education Office; posted on the Bulletin Board of the Municipal Building and filed in the office of the Municipal Clerk.

PRESENT: Councilman Burrows, Council Vice President Denkensohn, Councilwoman Morelli, Councilman Pernice and Council President Mione.

Also present were: Mayor Robert Kleinberg, Michael Gluck, Esq., Andrew Bayer, Esq., Business Administrator Chris Marion, Municipal Clerk Alida DeGaeta, and Deputy Clerk Deborah Usalowicz.

The Clerk called the Roll.

Public Information Report - Public Information Director Susan Levine updated Council on the installation and training on the Cable Studio equipment and the Louis Bay,II, future Municipal Leaders Scholarship Competition. She announced Annual Community Pride & Beautification Day, May 1<sup>st</sup>, Presentation of Fiddler on the Roof at the Marlboro Middle School February 26, 27 & 28, Marlboro First Aid Squad Blood Drive February 15<sup>th</sup>.

Council Vice President Denkensohn moved that the minutes of Dec 4, 2003 be approved. This motion was seconded by Council President Mione and the minutes were passed on a

roll call vote of 2 - 0, with Councilman Burrows, Councilwoman Morelli and Councilman Pernice abstaining. Council Vice President Denkensohn moved that the minutes of December 11 and 22, 2003 be approved. This motion was seconded by Council President Mione and the minutes were passed on a roll call vote of 3 - 0 with Councilwoman Morelli and Councilman Pernice abstaining.

Regarding Item #9 (DISCUSSION/ACTION - 2004 Recreation Fee Schedule Proposal) - Recreation Commission Chairman Stephen Dick and Recreation Superintendent John Saffioti were present to give a brief overview. There was a question and answer session between Council, Administration, Mr. Dick and Mr. Saffioti after which the following Resolution # 2004-49 (2004 Recreation Fee Schedule Proposal) was introduced by reference, offered by Councilman Pernice, seconded by Councilman Burrows and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2004-49

A RESOLUTION AUTHORIZING THE 2004 RECREATIONAL FEES FOR THE MARLBORO TOWNSHIP RECREATION AND PARKS COMMISSION

WHEREAS, Section 117-2 of the Code of the Township of Marlboro requires that fees for all recreational programs established by the Recreation and Parks Commission must be authorized by the Township Council on an annual basis; and

WHEREAS, the Recreation and Parks Commission has recommended to the Township Council the following fees for its recreational programs for 2004:

Summer Camp Activity Fee increased from \$75.00 per session to \$100.00 per session to account for the cost of additional camp trips and on-site special events;

Art and Sports Camp Activity Fee increased from \$40.00 per session to \$65.00 per session to account for the cost of additional camp trips and on-site special events;

Teen Camp (Daytime) Fee increased from \$400.00 to \$500.00 to allow the camp to hire more senior counselors and to arrange for more extensive trips;

Recreational Soccer Fee increased from \$30.00 to \$40.00 to account for an increase in insurance fees and the cost of rental fees for training at the township schools; and

Travel Soccer Fee increased from \$80.00 to \$100.00 to account for an increase in insurance fees and the cost of rental fees for training at the township schools.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is granted for the Recreation and Parks Commission to set its 2004 Recreational Fees as follows:

Summer Camp Activity Fee - \$100.00 per session  
Art and Sports Camp Activity Fee - \$65.00 per session  
Teen Camp (Daytime) Fee - \$500.00  
Recreational Soccer Fee - \$40.00  
Travel Soccer Fee - \$100.00; and

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

- a. Recreation and Parks Commission
- b. Township Administrator
- c. Township Chief Financial Officer
- d. Gluck, Walrath & Lanciano, LLP

Resolution # 2004-31 (Advising and Consenting to Appointment of Gregory P. McGuckin as Public Defender and Russell P. Cherkos as Alternate) was introduced by reference, offered by Councilwoman Morelli, seconded by Councilman Pernice and was defeated on a roll call vote of 2-3 with Councilman Burrows, Council Vice President Denkensohn and Council President Mione voting no.

Resolution # 2004-32 (Appointment of Special Counsel - Marlboro Hospital Acquisition - DeCotiis, Fitzpatrick, Cole & Wisler and Labor Counsel - Scarinci & Hollenbeck) was removed from the agenda by Mayor Kleinberg.

The following Resolution # 2004-50 (Contract for Special Counsel A. Genova - Interim Appointment Lawsuit) was introduced by reference, offered by Council Vice President Denkensohn, seconded by Councilwoman Morelli and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2004-50

A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SPECIAL COUNSEL SERVICES BETWEEN THE TOWNSHIP OF MARLBORO AND ANGELO J. GENOVA, ESQ. OF GENOVA, BURNS & VERNIOIA

WHEREAS, a lawsuit has been filed in the Superior Court of New Jersey, Law Division against the Township of Marlboro and the Township Council of Marlboro captioned, Sparacio v. Marlboro Township and the Township Council of Marlboro Township, Docket No. L-347-04, seeking to invalidate Ordinance #2003-26 adopted by the Township Council of Marlboro; and

WHEREAS, a lawsuit has been filed in the Superior Court of New Jersey, Law Division against the Township of Marlboro and the Township Council of Marlboro captioned, Barenburg v. Marlboro Township and the Township Council of Marlboro Township, Docket No. L-5830-03, seeking to invalidate Ordinance #2003-26 adopted by the Township Council of Marlboro; and

WHEREAS, the Township Attorney has advised the Township Council of Marlboro that he cannot represent the Township of Marlboro or the Township Council of Marlboro in the aforementioned lawsuits because of a conflict of interest; and

WHEREAS, there exists a need for the Township of Marlboro and the Township Council of Marlboro to employ special counsel to represent them in the aforementioned lawsuits; and

WHEREAS, the Township Council of Marlboro has deemed it necessary and in the best interest of the municipality to hire Angelo J. Genova, Esq. of Genova, Burns & Vernioia to represent the Township of Marlboro and the Township Council of Marlboro in the aforementioned lawsuits; and

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

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of Marlboro that the Mayor is hereby authorized to execute a contract, in a form legally acceptable to the Township Attorney, between Angelo J. Genova, Esq. of Genova, Burns & Vernioia and the Township of Marlboro to represent the Township of Marlboro and the Township Council of Marlboro in the matters of Sparacio v. Marlboro Township and the Township Council of Marlboro Township, Docket No. L-347-04 and Barenburg v. Marlboro Township and the Township Council of Marlboro Township, Docket No. L-5830-03.

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

- a. Angelo J. Genova, Esq.
- b. Township Administrator
- c. Township Chief Financial Officer
- d. Gluck, Walrath and Lanciano, LLP

The following Resolution # 2004-33 (Award of State Contract - Recreation Vehicle) was introduced by reference, offered by Council Vice President Denkensohn, seconded by Council President Mione and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2004-33

A RESOLUTION AUTHORIZING THE PURCHASE OF ONE  
NEW 2004 JEEP LIBERTY 4DR SPORT 4WD AND RELATED OPTIONS  
UNDER STATE CONTRACT #A53130

WHEREAS, the Marlboro Township Recreation and Parks Commission has recommended that the Township purchase one (1) new 2004 Jeep Liberty 4DR Sport 4WD and related options from Warnock Fleet of East Hanover, New Jersey under State Contract #A53130 for the amount of \$20,879.00; 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 provide new equipment to the Recreation and Parks Commission; and

WHEREAS, funds are available and have been certified to by the Chief Financial Officer of the Township of Marlboro; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase one (1) new 2004 Jeep Liberty 4DR Sport 4WD and related options from Warnock Fleet of East Hanover, New Jersey under State Contract #A53130 for the amount of \$20,879.00.

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

- a. Warnock Fleet of East Hanover, New Jersey
- b. Township Administrator
- c. Township Recreation and Parks Commission
- d. Township Chief Financial Officer
- e. Gluck, Walrath & Lanciano, LLP

The following Resolution # 2004-34 (Award of State Contract - Police Cars) was introduced by reference, offered by

Council Vice President Denkensohn, seconded by Councilman Pernice and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2004-34

A RESOLUTION AUTHORIZING THE PURCHASE OF EIGHT NEW 2004 FORD CROWN VICTORIA POLICE CARS AND RELATED OPTIONS UNDER STATE CONTRACT #A45069

WHEREAS, the Marlboro Police Department has recommended that the Township purchase eight (8) new 2004 Ford Crown Victoria Police Cars and related options from Winner Ford of Cherry Hill, New Jersey under State Contract #A45069 for the amount of \$169,415.04; 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 provide new equipment to the Police Department; and

WHEREAS, funds are available and have been certified to by the Chief Financial Officer of the Township of Marlboro; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase eight (8) new 2004 Ford Crown Victoria Police Cars and related options from Winner Ford of Cherry Hill, New Jersey under State Contract #A45069 for the amount of \$169,415.04.

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

- a. Winner Ford of Cherry Hill, New Jersey
- b. Township Administrator
- c. Township Police Department
- d. Township Chief Financial Officer
- e. Gluck, Walrath & Lanciano, LLP

The following Resolution # 2004-35 (Change Order Security System) was introduced by reference, offered by Councilwoman Morelli, seconded by Councilman Pernice and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2004-35

A RESOLUTION AUTHORIZING AND APPROVING A CHANGE ORDER AMENDING THE ORIGINAL CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND COMPLETE SECURITY SYSTEMS, INC. TO PROVIDE AND INSTALL A CLOSED CIRCUIT TV/SECURITY ACCESS SYSTEM FOR THE TOWNSHIP OF MARLBORO POLICE DEPARTMENT AND MUNICIPAL COMPLEX

WHEREAS, on April 25, 2002 the Township of Marlboro awarded a contract to Complete Security Systems, Inc. for the provision and installation of a Closed Circuit TV/Security Access System for the Marlboro Township Police Department and Municipal Complex (the "Contract"); and

WHEREAS, the amount of the Contract awarded to Complete Security Systems, Inc. was \$73,195.00; and

WHEREAS, the Police Department has reviewed the Contract specifications and has subsequently determined that two additional monitors are needed in the Communication Center to allow a dispatcher working alone to monitor all of the cameras; and

WHEREAS, the Police Department recommends that the Township Council authorize Change Order #1 to the Contract in the amount of \$2,500.00 for the installation of two additional monitors in the Communication Center; and

WHEREAS, approval of Change Order #1 to the Contract increases the amount of the Contract from \$73,195.00 to \$75,695.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that Change Order #1 to amend the amount of the Contract from \$73,195.00 to \$75,695.00, reflecting an increased of \$2,500.00 from the original Contract amount, be and hereby is authorized and approved; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute a Change Order for the aforementioned work to Complete Security Systems, Inc.; and

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

- a. Complete Security Systems, Inc.
- b. Township Administrator
- c. Township Chief Financial Officer
- d. Superintendent Public Works
- e. Gluck, Walrath and Lanciano, LLC

The following Resolution # 2004-36 (Change Order Vanderburg Pump Station) was introduced as amended by reference, offered by Council Vice President Denkensohn, seconded by Council President Mione and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2004-36

A RESOLUTION AUTHORIZING AND APPROVING A FINAL CLOSEOUT CHANGE ORDER AMENDING THE CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND BROCON PETROLEUM, INC. FOR THE CONSTRUCTION OF A SANITARY PUMP STATION AT THE VANDERBURG SOCCER COMPLEX

WHEREAS, by Resolution #2002-294, the Township of Marlboro awarded a contract to Brocon Petroleum, Inc. for the construction of a sanitary pump station at the Vanderburg Soccer Complex (the "Contract"); and

WHEREAS, the amount of the Contract awarded to Brocon Petroleum, Inc. was \$117,645.00; and

WHEREAS, the engineer on the project, CME Associates, has advised the Township Council that the construction of the sanitary pump station at the Vanderburg Soccer Complex is now complete; and

WHEREAS, CME Associates has recommended approval of a Final Closeout Change Order for Brocon Petroleum, Inc. in the amount of \$7,630.00, reflecting increases and decreases in the original Contract quantities required to complete the project; and

WHEREAS, CME Associates has advised the Township Council that the Final Closeout Change Order results in a decrease of the original Contract amount from \$117,645.00 to \$110,015.00 for a reduction of \$7,630.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the Final Closeout Change Order for Brocon Petroleum, Inc. in the amount of \$7,630.00, amending the amount of the Contract from \$117,645.00 to \$110,015.00, reflecting a decrease of \$7,630.00 from the original Contract amount, be and hereby is authorized and approved; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute a Final Closeout Change Order for the aforementioned amount to Brocon Petroleum, Inc.; and

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

- a. Brocon Petroleum, Inc.
- b. CME Associates
- c. Township Administrator
- d. Township Chief Financial Officer
- e. Gluck, Walrath and Lanciano, LLC

The following Resolution # 2004-37 (Award of Bid - CAD/RMS) was introduced by reference, offered by Council Vice President Denkensohn, seconded by Council President Mione and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2004-37

A RESOLUTION AUTHORIZING BID AWARD TO CODY  
COMPUTER SERVICES, INC. FOR THE PROVISION AND  
INSTALLATION OF A COMPUTER AIDED  
DISPATCH/RECORDS MANAGEMENT SYSTEM FOR THE  
POLICE DEPARTMENT

WHEREAS, the Township of Marlboro has authorized the acceptance of bids to provide and install a Computer Aided Dispatch (CAD) and Record Management System (RMS) for the Township of Marlboro Police Department;

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

1. Huber & Associates, Inc., 1300 Edgewood Drive, Jefferson City, MO 65109 for the amount of \$119,972.00;

2. Cody Computer Services, Inc., 1005 East High Street, Pottstown, PA 19464 for the amount of \$125,760.00; and
3. Plant Equipment, Inc., 42505 Rio Nedo, P.O. Box 9007, Temecula, CA 92589 for the amount of \$296,804.00.

WHEREAS, Administration and the Police Department have reviewed the bids received and recommends that the bid of Huber & Associates be rejected because it did not meet the requirements of the specifications and is therefore materially defective;

WHEREAS, Administration and the Police Department have reviewed the bids received and recommend that the bid be awarded to Cody Computer Services, Inc. as the lowest responsive bidder;

WHEREAS, the Township Council finds that it would be in the best interest of the Township of Marlboro to award the contract to the lowest qualified bidder, Cody Computer Services, Inc., for the provision of the aforesaid products and services.

NOW, THERE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the bid of Huber & Associates, Inc., is hereby rejected and the Mayor is authorized to execute a contract, in a form legally acceptable to the Township Attorney, between the Township of Marlboro and Cody Computer Services, Inc. for the provision and installation of a Computer Aided Dispatch/Records Management System, in the amount of \$125,760.00, and in accordance with the bid proposal submitted by Cody Computer Services, Inc. of Pottstown, Pennsylvania, which is on file with the Township.

BE IT FURTHER RESOLVED that the Chief Financial Officer is directed to file a Certificate of Availability of sufficient funds for this contract and to attach same to this Resolution.

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

- a. Cody Computer Services, Inc.
- b. Huber and Associates, Inc.

- c. Township Police Chief
- d. Township Office of Public Information
- e. Township Administrator
- f. Township Chief Financial Officer
- g. Gluck, Walrath and Lanciano, LLP

The following Resolution # 2004-38 (Award of Contract - Web Hosting and Related Services) was introduced by reference, offered by Council Vice President Denkensohn, seconded by Council President Mione and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2004-38

A RESOLUTION AUTHORIZING THE EXECUTION OF A  
CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND  
THE JEVAL GROUP FOR WEBSITE AND E-MAIL HOSTING  
SERVICES AND OTHER RELATED TECHNICAL SERVICES  
FOR THE TOWNSHIP OF MARLBORO WEBSITE

WHEREAS, the Township of Marlboro Office of Public Information has informed the Township Council that a need exists for the Township of Marlboro to enter into a contract for the provision website and e-mail hosting services and other related technical services, including development and maintenance, for the Township of Marlboro website; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, authorizes the awarding of a contract for the provision of extraordinary and unspecified services without public advertising for bids and bidding therefore; and

WHEREAS, the Office of Public Information has recommended that the Township Council authorize the execution of a contract between the Township of Marlboro and The JeVal Group for the provision of website and e-mail hosting services and other related technical services, including development and maintenance, for the Township of Marlboro website; and

WHEREAS, the estimated annual cost for the provision of such services by The JeVal Group is \$15,000.00; and

WHEREAS, the Township Council finds that it would be in the best interest of the Township of Marlboro to enter into a contract with The JeVal Group.

NOW, THERE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the Mayor is authorized to execute a contract, in a form legally acceptable to the Township Attorney, between the Township of Marlboro and The JeVal Group for the provision website and e-mail hosting services and other related technical services, including development and maintenance, for the Township of Marlboro website at an annual estimated cost of \$15,000.00.

BE IT FURTHER RESOLVED that the Chief Financial Officer is directed to file a Certificate of Availability of sufficient funds for this contract and to attach same to this Resolution.

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

- a. The JeVal Group
- b. Township Office of Public Information
- c. Township Administrator
- d. Township Chief Financial Officer
- e. Gluck, Walrath and Lanciano, LLP

The following Resolution # 2004-39 (Reject and Rebid - In-car Police Cameras) was introduced by reference, offered by Council Vice President Denkensohn, seconded by Councilman Pernice and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2004-39

BE IT RESOLVED by the Township Council of the Township of Marlboro that all bids heretofore received for

Police In-car Cameras

are hereby rejected and the Business Administrator is authorized and directed to return the bid bond or other security to the appropriate bidder.

BE IT FURTHER RESOLVED that the Business Administrator be and he is hereby authorized and directed to advertise for open, competitive bids for

Police In-car Cameras

as required by law.

The following Resolutions were introduced by reference, offered by Councilman Pernice, seconded by Council President Mione and passed on a roll call vote of 5 - 0 in favor: Res.# 2004-40 (Redemption Tax Sale Certs. - Various), Res. # 2004-41 (Refunds for Overpayments 2003 Taxes - Various), Res. # 2004-42 (Refunds to WMUA - Various), Res. # 2004-43 (Release of Amounts Too Minor to Collect), Res. # 2004-44 (Cancellation of Taxes/Township Properties), Res. # 2004-45 (Cancellation of Uncollectible Taxes - Block 268.05, Lot 16), Res. # 2004-46 (Cancellation of Uncollectible Taxes - Block 360.02, Lot 18), Res. # 2004-47 (Veteran Deductions - Various).

RESOLUTION # 2004-40

WHEREAS, the rightful owners of several properties ave redeemed tax sale certificates totaling \$89,978.05 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 \$89,978.05 be refunded to the certificate holders as per Schedule "A",

SCHEDULE "A"

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>LIEN HOLDER</u>	<u>AMOUNT</u>
02-26	413.04/9	Wachovia-Coll Agt/ SASS MUNI IV DTR 123 S. Broad Street, PA 1328S Philadelphia, PA 19109	\$59,966.22
03-12	168/11	Richard Simon, Trustee P.O. Box 238 Northfield, NJ 08225-0238	13,448.14
5 Dali Terrace			
233 Route 79			

03-38	412.07/13	American Tax Funding, LLC	14,119.18
26 Barn Swallow Blvd.		Attn: Martha Moseley	
		P.O. Box 862658	
		Orlando, FL 32886-2658	

03-59	120/59.01	Fernwood Funding, LLC	2,444.51
Texas Road		92 Main Avenue	
		Wallington, NJ 07057	

TOTAL:	<u>\$89,978.05</u>
<u>RESOLUTION # 2004-41</u>	

WHEREAS, the attached list in the amount of \$5,596.07 known as Schedule "A", is comprised of amounts representing overpayments for 2003 taxes,

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

SCHEDULE "A"

<u>BLOCK</u>	<u>LOT</u>	<u>ASSESSED OWNER</u>	<u>AMOUNT</u>
261	8	Paul & Colleen Orilio	\$1,703.27
87 Church Road		87 Church Road	
		Morganville, NJ 07751	
420	15	James Jacocks &	3,892.80
1 Craig Drive		Shirley Petit	
		1 Craig Drive	
		Marlboro, NJ 07746	
TOTAL:			<u>\$5,596.07</u>

RESOLUTION # 2004-42

WHEREAS, current sewer charges totaling \$659.65 have been paid by the lienholder of the Tax Sale certificates as per Schedule "A",

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the above-mentioned sewer charges in the amount of \$659.65 be refunded to the Western Monmouth Utilities Authority.

SCHEDULE "A"

<u>CERT#</u>	<u>BLOCK/LOT</u>	<u>LIENHOLDER</u>	<u>AMOUNT</u>
TSC#02-13	184/53 9 Eisenhower Circle	Betty Simon, Trustee LLC	\$166.73
TSC#02-26	413.04/9 5 Dali Terrace	MD SASS-IV (4), Wachovia Bank, NA Cust.	84.40
TSC#02-28	120.02/30 144 Bramble Court	Betty Simon, Trustee LLC	163.69
TSC#03-28	312/173 10 Jean Court	Crusader Servicing Corp.	81.62
TSC#03-33	393/20 1 Woodland Terrace	Crusader Servicing Corp.	163.21
TOTAL:			\$ <u>659.65</u>

RESOLUTION # 2004-43

WHEREAS, the attached list in the amount of One dollar and six cents (\$1.06) known as Schedule A is comprised of property tax amounts too minor to collect for the year 2003,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to release the Tax Collector from collection thereof and authorize the amount of \$1.06 to be cancelled.

SCHEDULE "A"

<u>BLOCK</u>	<u>LOT</u>	<u>ASSESSED OWNER</u>	<u>AMOUNT</u>
269	4.02	Jamison Realty Co. c/o Garden Homes 820 Morris Turnpike Short Hills, NJ 07078	\$1.00
301	22	Caryn M. Pall 4 Victoria Court Morganville, NJ 07751	.06
TOO MINOR TO COLLECT:			<u>\$1.06</u>

RESOLUTION # 2004-44

WHEREAS, the attached list, known as Schedule "A", is comprised of Blocks and Lots with outstanding taxes for the year 2003,

WHEREAS, these Blocks and Lots are now assessed to the Township of Marlboro and are exempt,

WHEREAS, the Township Tax Collector has recommended that the 2003 taxes be cancelled,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to cancel the 2003 taxes totaling \$2,486.83 as stated above.

SCHEDULE "A"

<u>BLOCK</u>	<u>LOT</u>	<u>ASSESSED OWNER</u>	<u>AMOUNT</u>
143.01	34	Township of Marlboro	\$ 133.76
Woodcliff Boulevard			
143.02	54	Township of Marlboro	125.28
Woodcliff Boulevard			
143.02	92	Township of Marlboro	59.34
Kensington Drive			
143.02	104	Township of Marlboro	143.18
Woodcliff Boulevard			
143.05	72	Township of Marlboro	162.96
Nolan Road			
143.05	74	Township of Marlboro	69.70
Nolan Road			
143.05	77	Township of Marlboro	113.98
Woodcliff Boulevard			
143.05	78.26	Township of Marlboro	106.44
New Castle Court			
143.08	1	Township of Marlboro	67.82
Woodcliff Boulevard			

148	30 & 30 QFARM 19 Brown Road	Township of Marlboro	1,096.48
392	27.08 Rodeo Drive	Township of Marlboro	407.89
TOTAL:			\$2,486.83

RESOLUTION # 2004-45

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

WHEREAS, there are certain taxes that remain outstanding and unpaid relating to the following property as designated on the Marlboro Township Tax Map: Block 268.05, Lot 16, located on Tennent Road & Route 520; and

WHEREAS, the aforesaid property consist of a detention basin which has been previously dedicated to the Township in accordance with approvals granted by the Marlboro Township Planning Board in connection with certain developments; and

WHEREAS, in light of the same, it has been determined that the outstanding taxes, as set forth below, are uncollectible, and the Township Tax Collector has therefore recommended that the same be cancelled.

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

1. That the following taxes, which have been determined to be uncollectible, are hereby cancelled:

<u>Block 268.05 Lot 16</u>	
Total 2003 Taxes:	\$1,166.35

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

- a. Township Tax Collector
- b. Township Assessor
- c. Township Engineer
- d. Township Attorney

RESOLUTION # 2004-46

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

WHEREAS, there are certain taxes that remain outstanding and unpaid relating to the following property as designated on the Marlboro Township Tax Map: Block 360.02, Lot 18.66, assessed to Western Monmouth Utilities, located on Rutledge Road; and

WHEREAS, the aforesaid property is now tax-exempt,  
WHEREAS, in light of the same, it has been determined that the outstanding taxes, as set forth below, are uncollectible, and the Township Tax Collector has therefore recommended that the same be cancelled.

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

2. That the following taxes, which have been determined to be uncollectible, are hereby cancelled:

Block 360.02 Lot 18

Total 2003 Taxes:	\$616.27
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2. That a certified copy of this Resolution shall be provided to each of the following:

- a. Township Tax Collector
- d. Township Assessor
- e. Township Engineer
- d. Township Attorney

RESOLUTION # 2004-47

WHEREAS, Veteran deductions totaling \$750.00 have been granted as per the attached Schedule "A" for the year 2003,

WHEREAS, taxes for the year 2003 have been paid in full on the above-referenced block & lots,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to direct the Tax Collector to refund

these deductions to the respective taxpayers as per Schedule "A".

SCHEDULE "A"

<u>BLOCK</u>	<u>LOT</u>	<u>ASSESSED OWNER</u>	<u>AMOUNT</u>
119	12	Paul & Carol Terzulli	\$250.00
141	Ticetown Rd.	141 Ticetown Road Morganville, NJ 07746	
178	290 C0210	Sherwin Schumer	250.00
210	Hidden Lake Drive	210 Hidden Lake Drive Morganville, NJ 07751	
226	8	Barry N. & Susan I. Kamras	250.00
10	Concord Road	10 Concord Road Marlboro, NJ 07746	
TOTAL:			<u>\$750.00</u>

At 9:50 PM, Councilman Denkensohn moved that the meeting go into executive session for reason of discussing acquisition of property, contract negotiations and litigation. This was seconded by Councilman Pernice, and as there was no objection, the Clerk was asked to cast one ballot. Recess was held, and the executive session commenced at 10:00 PM.

RESOLUTION # 2004-48

WHEREAS, it is determined by the governing body of the Township of Marlboro that it is necessary on the 29th day of January, 2004 to go into executive session for the purpose of discussing those items that are particularly exempted from the Open Public Meetings Act, namely, acquisition of property, contract negotiations and litigation.

BE IT FURTHER RESOLVED that the governing body shall adjourn to executive session for the purpose of discussing said aforementioned items and that such executive session should take approximately 60 minutes. Those items discussed in executive session shall remain confidential until such time as confidentiality is no longer required. Action may be taken following the executive session.

At 11:10 pm, Councilman Burrows moved that the meeting be opened. This was seconded by Council Vice President Denkensohn, and as there was no objection, the Clerk was asked to cast one ballot.

Business Administrator Chris Marion addressed the issue of feral cats, the Engineering memo on the issue of Ms. Pardee's property and an update on the Township's commuter shuttle program.

At 11:20 pm, Councilman Burrows moved that the meeting be adjourned. This was seconded by Councilwoman Morelli, and as there was no objection, the Clerk was asked to cast one ballot.

MINUTES APPROVED: February 26, 2004

OFFERED BY: Pernice

AYES: 4

SECONDED BY: Morelli

NAYS: 0

ABSENT: Burrows

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ALIDA DE GAETA  
MUNICIPAL CLERK

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JAMES MIONE  
COUNCIL PRESIDENT