

AGENDA FOR  
MONTGOMERY TOWNSHIP COMMITTEE MEETING  
February 3, 2022  
7:00 p.m.

It is the Township Committee's intention to conclude this meeting no later than 11:00 p.m.

**ROLL CALL** - Keenan ( ), Bell ( ), Schuldiner ( ), Huang ( ), Singh ( )

**ALSO PRESENT** - Rubinstein ( ), Nieman ( ), Kukla ( )

**MAYOR'S STATEMENT** - Under the provisions of the Open Public Meetings Act, notice of the time and place of this meeting has been posted and sent to the officially designated newspapers. This meeting is being held virtually by webcast and simulcast on Comcast Cable Channel 29.

**SALUTE TO THE FLAG**

1. **PROCLAMATION - Black History Month - February, 2022**

WHEREAS, During Black History Month, we celebrate the many achievements and contributions made by African Americans to our economic, cultural, spiritual and political development; and

WHEREAS, In February 1926, Dr. Carter Godwin Woodson, noted Black scholar and son of former slaves, initiated Black History Week; and

WHEREAS, For many years the second week of February, chosen so as to coincide with the birthdays of Frederick Douglas and Abraham Lincoln, was celebrated by African Americans in the United States; and

WHEREAS, In 1976, as part of the nation's bicentennial, Black History Week was expanded and became established as Black History Month, and is now celebrated all over North America; and

WHEREAS, The observance of Black History Month calls our Nation's attention to the continued need to battle racism and to build a society that lives up to its democratic ideals; and

WHEREAS, The Stoutsburg Sourland African American Museum, located in Skillman is a place that instills the history of the unique culture, experiences, and contributions of the African American community of the Sourland Mountain region dating back to colonial times; and

WHEREAS, The Museum's purpose is to create awareness and educate the public about the African American residents who lived in this unique community and rose up from slavery to be men and women whose labor helped create one of the wealthiest areas in New Jersey.

NOW, THEREFORE, We the Montgomery Township Committee do hereby proclaim February 2022 as Black History Month in Montgomery Township and urge all citizens to celebrate our diverse heritage and culture.

2. **COVID-19 UPDATE - Devangi Patel**

3. **PROGRESS REPORT NEW MUNICIPAL BUILDING - Mike Tartaglia - Epic**

4. **MUNICIPAL BUILDING EXTERIOR SIGNAGE DESIGN SELECTION**

5. **RENAMING OF HEADQUARTERS PARK DRIVE**

6. **STREET LIGHTS DISCUSSION**

7. **PUBLIC COMMENT**

To make a public comment, participants may comment by utilizing the "Raise Your Hand" feature in Zoom. For members of the public participating by phone, you may "Raise Your Hand" by dialing \*9

Members of the public may also submit comments in advance of any meeting by sending an email to: [publiccomment@montgomerynj.gov](mailto:publiccomment@montgomerynj.gov) or by written letterform, delivered to the Montgomery Township Municipal Building, 2261 Route 206, Belle Mead, New Jersey 08502. All advance comments must be received by 4:00 p.m. the day of the scheduled meeting and will be read by the Township Clerk during the public comment portion of the meeting.

We respectfully ask members of the public to limit your comments to approximately three (3) spoken minutes. Additionally, if your comments are similar to comments already made, instead of repeating them at length, we ask that you instead indicate that you join in or support those comments previously made.

Any questions posed to the Township Committee will be answered after the closure of public comment. Any question requiring research or additional information will be answered at a subsequent Township Committee meeting.

8. **CONSENT AGENDA** - All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any Township Committeeperson may request that an item be removed for separate consideration.

A. **RESOLUTION #22-2-50 APPROPRIATION RESERVE TRANSFER PURSUANT TO N.J.S.A 40A:4-59**

WHEREAS, N.J.S.A 40A:4-59 provides for appropriation reserve transfers during the first three months of the succeeding year.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of Montgomery Township (not less than two thirds of the governing body affirmatively concurring) that transfer between Appropriation Reserves be made as follows:

Municipal Budget FROM Liability Insurance (O&E)	\$18,000.00
Municipal Budget Social Security F.I.C.A & Medicare(O&E)	\$18,000.00

B. **RESOLUTION #22-2-51 - AUTHORIZING MEMBERSHIP RENEWAL IN CENTRAL JERSEY HEALTH INSURANCE FUND**

WHEREAS, a number of public entities in the State of New Jersey have joined together to form the CENTRAL JERSEY HEALTH INSURANCE FUND, hereafter referred to as "the FUND", as permitted by N.J.S.A. 11:15-3, 17:1-8.1, and 40A:10-36 et seq.; and

WHEREAS, the FUND was approved to become operational by the Departments of Insurance and Community Affairs and has been operational since that date; and

WHEREAS, the statutes and regulations governing the creation and operation of a joint health insurance fund, contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such the FUND; and

WHEREAS, the governing body of the Township of Montgomery, hereinafter referred to as "LOCAL UNIT" has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

CONSENT AGENDA Item B. Cont.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the LOCAL UNIT hereby agrees as follows:

- i. Renew membership with the FUND for the period outlined in the LOCAL UNIT's Indemnity and Trust Agreements.
- ii. Will participate in the following type (s) of coverage (s):
  - a.) Health Insurance and/or Dental Insurance and/or Prescription Coverage as defined pursuant to N.J.S.A. 17B:17-4, the FUND's Bylaws, and Plan of Risk Management.
- iii. Adopts and approves the FUND's Bylaws.
- iv. Execute an application for membership and any accompanying certifications.

BE IT FURTHER RESOLVED that the governing body of the LOCAL UNIT is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND's Bylaws, and to deliver these documents to the FUND's Executive Director with the express reservation that these documents shall become effective only upon:

- i. Approval of the LOCAL UNIT by the FUND.
- ii. Receipt from the LOCAL UNIT of a Resolution accepting assessment.
- iii. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

C. **RESOLUTION #22-2-52 - RELEASE OF MAINTENANCE GUARANTEE - Jaguar-Land Rover**

WHEREAS, Gail Smith, Township Engineer has recommended that the Township Committee consider the release of the posted Maintenance Guarantee. The project was inspected for maintenance guarantee release and all punch list work has been completed by the developer, E1004A, LLC. No apparent deficiencies were found during inspections conducted by the Engineering Department.

NOW, THEREFOR, BE IT RESOLVED by the Montgomery Township Committee that Maintenance Bond #68141019 and posted inspection escrow fees be released to E1004A, LLC.

D. **RESOLUTION #22-2-53 - RELEASE OF LANDSCAPING GUARANTEE - Christopher W. Gerry**

WHEREAS, Gail Smith, Township Engineer, has recommended that the Township Committee consider the release of the posted Landscaping Guarantee. The project was inspected for Landscaping Guarantee release. No apparent deficiencies were found during inspections conducted by the Township Landscape Architect.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery Township Committee that the \$2,700.00 (cash) Landscape Guarantee be released to Christopher W. Gerry, 18 Rolling Hill Road, Skillman, NJ 08558.

The Township **will not accept any improvements** and no maintenance guarantee is required as part of this guarantee release.

E. **RESOLUTION #22-2-54 - RELEASE OF MAINTENANCE GUARANTEE - Nassau Racquet and Tennis Club Parking Lot Expansion**

WHEREAS, Gail Smith, Township Engineer, has recommended that the Township Committee consider the release of the posted Maintenance Guarantee. The project was inspected in anticipation of the maintenance guarantee expiration. No apparent deficiencies were found during inspections conducted by the Engineering Department.

NOW, THEREFORE, BE IT RESOLVED by the Township committee that Maintenance Bond #B1221997 and posted inspection escrow fees be released to Nassau Racquet and Tennis Club.

CONSENT AGENDA Cont.

**F. RESOLUTION #22-2-55 - AUTHORIZING EXECUTION OF A SHARED SERVICES AGREEMENT PURSUANT TO N.J.S.A. 40A:65-1, et seq., WITH THE MUNICIPALITY OF PRINCETON FOR BACK UP ANIMAL CONTROL SERVICES**

WHEREAS, the governing bodies of the Township of Montgomery and the Municipality of Princeton desire to execute a shared services agreement pursuant to N.J.S.A. 40A:65-1, et seq., for animal control services; and

WHEREAS, a shared services agreement, setting forth the rights and responsibilities of Montgomery Township and the Municipality of Princeton, has been prepared and circulated for approval by the governing bodies of Montgomery and Princeton.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery, Somerset County that:

1. The Mayor and Clerk shall be and are hereby authorized to execute a Shared Services Agreement with the Municipality of Princeton for back up animal control services for a 1-year period, beginning January 1, 2022 and ending December 31, 2022.
2. A copy of said agreement shall be kept on file with the Township Clerk and available for public inspection during normal business hours.
3. This agreement is contingent upon both parties executing a resolution authorizing the agreement.

**G. RESOLUTION #22-2-56 - AWARD OF CONTRACTS - Township Appraisers**

BE IT RESOLVED that the Montgomery Township Committee hereby approves the award of contracts for Appraisal Services to the following firms:

Merrill Taub of Valuation Consultants, Inc. \$40,000 (Acct. #01-201-20-145-251)  
Bettina D. Sholk, Appraisals, LLC, - \$31,000 (Acct. #22-288-56-000)

The not to exceed amounts are below the bidding threshold and can be awarded by resolution.

**H. RESOLUTION #22-2-57 - AUTHORIZING AGREEMENT TO PURCHASE WETLAND MITIGATION CREDITS**

BE IT RESOLVED by the Montgomery Township Committee that the Township Administrator, Donato Nieman, is authorized to execute an agreement by and between Cranbury Indian Run LLC, New Jersey and Montgomery Township to purchase wetland mitigation credits subject to review and approval of the Township Attorney.

**I. TOWNSHIP COMMITTEE APPOINTMENTS - Recreation Committee**

BE IT RESOLVED that the following people be appointed to the Recreation Committee:

Denyce Mylson - Regular Member, 3-year unexpired term, expiring 12/31/2022  
Sreedhar Chenukuri - Alternate I, 3-year unexpired term, expiring 12/31/2022  
Dr. Himanshy Bhatia - Alternate II, 3-year unexpired term, expiring 12/31/2022

8-1. Motion to adopt **CONSENT AGENDA** \_\_\_\_\_ Second \_\_\_\_\_

**ROLL CALL VOTE:**

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Singh				
Huang				
Schuldiner				
Bell				
Keenan				

9. **MAYORAL APPOINTMENT - Environmental Commission, Landmarks Commission**

BE IT RESOLVED that Mary Reece is hereby authorized and designated as Chairperson for the Montgomery Township Environmental Commission.

BE IT FURTHER RESOLVED the following changes to the Landmarks Commission appointments are authorized:

Elizabeth Palius from Class C to Class B, 4-year appointment expiring 12/31/2025  
 Olivia Belfatto Crisp from Class B to Class C, 4-year unexpired term expiring 12/31/2022

10. **ORDINANCE #22-1677 - Title 39 - The Goddard School - Introduction**

- A. Title: AN ORDINANCE AMENDING SCHEDULE XXI, TRAFFIC REGULATIONS ON PRIVATE PROPERTY, OF CHAPTER VII, TRAFFIC, OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) TO ADD THE PRIVATE PROPERTY OF THE GODDARD SCHOOL AT COUNTY ROAD 518.
- B. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby passed on first reading and that the same be published in an official newspaper as required by law together with a Notice of Pending Ordinance fixing February 17, 2022 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

Motion \_\_\_\_\_ Second \_\_\_\_\_

**ROLL CALL VOTE:**

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Singh				
Huang				
Schuldiner				
Bell				
Keenan				

11. **APPROVAL OF MINUTES**

If there are no corrections, the Regular Session minutes for January 6, 2022 stand approved.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Favor \_\_\_\_\_ Opposed \_\_\_\_\_ Abstain \_\_\_\_\_

12. **PAYMENT OF BILLS - Posted**

WHEREAS, the Township Committee of the Township of Montgomery has received bills to be paid as listed; and

WHEREAS, the Chief Financial Officer and the Township Administrator have reviewed these bills and have certified that these bills represent goods and/or services received by the Township, that these are authorized and budgeted expenditures and that sufficient funds are available to pay these bills.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery as follows:

1. That these bills are hereby authorized for payment; and
2. That checks in the proper amounts are prepared and that necessary bookkeeping entries are made; and
3. That the proper Township Officials are authorized to sign the checks.

Item #12. Cont.

Motion \_\_\_\_\_ Second \_\_\_\_\_

**ROLL CALL VOTE:**

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Singh				
Huang				
Schuldiner				
Bell				
Keenan				

**COMMITTEE CORRESPONDENCE**

Mary Reece  
Greg Kaganowicz

**NEW & UNFINISHED BUSINESS**

**ADMINISTRATOR'S REPORT**

**UPCOMING MEETINGS**

February 17 - Environmental Commission Presentation

13. **RESOLUTION TO CLOSE MEETING TO THE PUBLIC**

BE IT RESOLVED by the Township Committee of the Township of Montgomery in Somerset County, New Jersey as follows:

1. The Township Committee will now convene in a closed session that will be limited only to consideration of items with respect to which the public may be excluded pursuant to Section 7B of the Open Public Meetings Act.
2. The general nature of the subject to be discussed in this session is as follows:
  - Advice of Counsel with regard to potential litigation.
3. It is unknown precisely when the matters discussed in this session will be disclosed to the public. Matters concerning litigation may be announced upon the conclusion of any trial or settlement of the litigation.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Favor \_\_\_\_\_ Opposed \_\_\_\_\_ Abstain \_\_\_\_\_

13-1. **MOTION TO REOPEN THE MEETING TO THE PUBLIC**

Motion \_\_\_\_\_ Second \_\_\_\_\_ Favor \_\_\_\_\_ Opposed \_\_\_\_\_ Abstain \_\_\_\_\_

**ADJOURNMENT** at \_\_\_\_\_ p.m. Motion \_\_\_\_\_ Second \_\_\_\_\_ Favor \_\_\_\_\_ Opposed \_\_\_\_\_