

AGENDA FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
May 19, 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 (), 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.

Please take notice that pursuant to the extension of the ongoing State of Emergency by Executive Order No. 292 issued by Governor Murphy, and in accordance with the Emergency Remote Public Meeting Protocol for Local Public Bodies to conduct a public meeting without physical attendance by members of the public, the following meetings will be held virtually via Zoom, webcast, and simulcast on Comcast Cable Channel 29. Instructions for participating in these meetings are provided on the Township's website at www.montgomerynj.gov

SALUTE TO THE FLAG

1. **NATIONAL POLICE WEEK - May 15-21, 2022**

WHEREAS, there are more than 800,000 law enforcement officers serving in communities across the United States, including the dedicated members of the Montgomery Township Police Department;

WHEREAS, since the first recorded death in 1786, more than 23,000 law enforcement officers in the United States have made the ultimate sacrifice and been killed in the line of duty, and

WHEREAS, May 15 is designated as Peace Officers Memorial Day, in honor of all fallen officers and their families.

NOW, THEREFORE, BE IT RESOLVED that the Montgomery Township Committee will observe May 15-21, 2022, as National Police Week in Montgomery Township, and publicly salutes the service of law enforcement officers in our community and in communities across the nation.

2. **PROCLAMATION - ASIAN-AMERICAN HERITAGE MONTH**

WHEREAS, Asian American Heritage Month is being celebrated across the United States of America during the month of May; and

WHEREAS, Asian American Heritage Month was first created in 1977 to celebrate the diverse cultures that make up Asian and Asian-American Pacific Islanders (AAPI) and was expanded in 1990 to encompass the entire month of May; and

WHEREAS, Asian American Heritage Month is one way to bring deserved recognition to one of the fastest growing segments of America's, New Jersey's, and Montgomery's population, and by celebrating for an entire month, enables other communities to partake in and experience the rich traditions of Asian Americans; and

WHEREAS, some of the earliest Asian immigrants to the United States came to New Jersey's shore towns in the late 19th century and we celebrate their legacy and that of so many from the AAPI community who have changed the course of American history

NOW, THEREFORE, BE IT RESOLVED that the Montgomery Township Committee envisions a world where all youth, including within the AAPI community, have the opportunity to grow up feeling proud and supported in the development of their identity and sharing of their stories.

3. **COVID-19 REPORT**

4. **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 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.

5. **DEER MANAGEMENT PRESENTATION**

6. **RESOLUTION #22-5-128 - DESIGNATING SPECIFIC TRACTS OF MUNICIPALLY-OWNED PARKS AND OPEN SPACES TO BE INCLUDED IN MONTGOMERY TOWNSHIP'S DEER MANAGEMENT PROGRAM PURSUANT TO CHAPTER IX, SECTION 9 OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) FOR THE HUNTING SEASON BEGINNING IN SEPTEMBER 2022 AND ENDING IN FEBRUARY 2023**

WHEREAS, as part of a comprehensive deer management plan and for the purpose of reducing the Township's white-tailed deer population, the Township Committee of the Township of Montgomery amended Chapter IX, "Parks and Recreation" of the Code of the Township of Montgomery (1984) ("Code") to allow limited hunting on the Township's parks and open spaces for the purpose of culling white-tailed deer; and

WHEREAS, Section 9-9 of the Code authorizes the Township Committee to designate annually by resolution which parks and open spaces will be made available for hunting through the Township's municipal deer management program and during which dates;

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

1. Pursuant to Section 9-9 of the Code of the Township of Montgomery (1984), the hunting of white-tailed deer will be allowed on the properties listed below within the timeframes established by the New Jersey Department of Environmental Protection, Division of Fish and Wildlife ("State") for zones 12 and 14. The anticipated hunting season will be from September 10, 2022 to February 18, 2023 subject to the restrictions and conditions set forth below. In the event any of the dates below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution.

<u>Fall bow:</u>	September 10 - October 28, 2022	
<u>Permit bow:</u>	October 29 - December 24, 2022 December 26 - December 31, 2022	
<u>Winter bow:</u>	January 1 - February 18, 2023	
<u>Permit shotgun:</u>	November 21 - November 23, 2022 November 25, 2022 December 5 - December 10, 2022 December 14 - December 16, 2022 January 7 - February 11, 2023	(ZONE 14 ONLY) (ZONE 14 ONLY)
<u>Permit muzzle-loader:</u>	November 21 - November 23, 2022 November 25, 2022 November 28 - November 29, 2022 December 5 - December 10, 2022 December 12 - December 13, 2022 December 17 - December 24, 2022 December 26 - December 31, 2022 January 1 - February 11, 2023	(ZONE 14 ONLY) (ZONE 14 ONLY)

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Six-day firearm: December 5 - December 10, 2022

2. Except as otherwise set forth, hunting shall be allowed only during the dates designated by the State of New Jersey Department of Environmental Protection, Division of Fish and Wildlife for the applicable seasons listed above. The specific dates shall be set forth on each permit. Any dates set forth on the permits notwithstanding, the Township may make it a condition of any permit that hunting not take place on certain days as may be necessary to protect the health and safety of the public. ***Hunting shall be prohibited on Sundays.***
3. The incidental taking of a coyote or fox while engaging in deer hunting on properties enumerated in the Resolution is permissible, provided that hunters abide by all State regulations on coyote or fox hunting. Permittees are authorized to take coyotes or foxes while hunting white-tailed deer on such property, provided that the taking of coyotes or foxes is incidental to, and not separate from, their deer hunting activities during the six-day firearm, muzzleloader rifle permit, shotgun permit, fall bow, permit bow, or winter bow deer seasons if the coyote or fox is encountered before said permittee has taken the daily bag limit of deer. However, after the permittee has taken a daily bag limit of deer he or she must cease hunting immediately. Incidental hunting of coyote or fox while deer hunting may resume the following day (provided the season remains open and the season bag limit of deer has not been reached). The hunting of coyote or fox at night is strictly prohibited.
4. The incidental taking of turkey while engaging in deer hunting on properties enumerated in the Resolution is permissible, provided that hunters abide by all State regulations on turkey hunting. Permittees with a valid turkey season permit from the New Jersey Division of Fish and Wildlife are authorized to take turkeys of either sex during the fall turkey season, provided that the taking of turkeys is incidental to, and not separate from, their deer hunting activities during the one week of the permit bow season that coincides with the fall turkey season if the turkey is encountered before said permittee has taken the daily bag limit of deer. The bag limit is one turkey per permit, but only one bird may be taken in a given day, regardless of the number of permits a hunter holds. However, after the permittee has taken a daily bag limit of deer he or she must cease hunting immediately. Incidental hunting of turkey while deer hunting may resume the following day (provided the season remains open and the season bag limit of deer has not been reached). *The hunting, shooting or killing any other game is strictly prohibited.*
5. Hunting may take place only pursuant to the requirements set forth in Section 9-9 of the Code of the Township of Montgomery (1984) ("Code") and all applicable State and local regulations. In the event of any inconsistency, the more restrictive standard shall govern
6. Pursuant to Section 9-9 of the Code, every permittee shall be required to participate in a hunter orientation and safety course to be conducted by an agent of the New Jersey Division of Fish and Wildlife, as well as in a property-specific hunter orientation and safety course to be conducted by a member of the Montgomery Township Wildlife Committee and the Montgomery Township Police Department.
7. Warning signs shall be posted at the entrances to the properties designated above and in the vicinity of tree stands; in addition, the properties shall be posted in accordance with any specific terms and conditions of the individual permits.
8. All permittees shall be required to check in with the Police Department prior to hunting any property. This procedure shall be required each time the permittee intends to hunt.
9. A press release and a legal notice in a form approved by the Township Attorney notifying the public of the above designated dates and locations shall be

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published on the Township's website and shall be submitted to the Township's officially-designated newspapers as well as such others newspaper or newspapers as may be deemed advisable to publicize the above-referenced dates and locations as widely as possible. In addition, individual notices shall be sent to all property owners situated within two hundred feet of the properties set forth above.

10. The Township reserves the right to modify the conditions and restrictions set forth above *at any time, including after issuance of 2022-2023 permits*, in the interests of the public health, safety and welfare of Township residents.
11. Permittees are limited to use of one portable tree stand per property.
12. Permittees must hunt from elevated tree stands, and shall use a full-body safety harness.
13. Several properties are subject to farming lease agreements between the Township and a private farmer, as noted below. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.
14. Any hunter who meets the eligibility criteria established in Section 9-9 of the Code of the Township of Montgomery (1984) may apply for one of the following "main" properties. Hunters may be "grandfathered" on the property from the previous hunting season if they reached the designated minimum quota.

ID	Property	Block/Lot Location	Zone	Size (Acres)	No. of Permits	Permit Terms & Conditions
1	Folusiak	Bl. 11001, Lots 55 & 56 Hollow Rd & Spring Hill Road	12	125±	10 + 2 youth	Bow & Firearm Farm Lease - see #13 above
2	Opatut and adjacent lands	Bl. 34001, Lots 13.02, 13.02, 35, 35.01, 35.06, 38.02, 43.02, 43.03, 43.04 and a 25.6± acre portion of Block 34023, Lot 72 County Route 518 & Pine Brae Drive	12	190±	14 + 2 youth	Bow & Firearm Bow only on Block 34023, Lot 72 and a portion of Block 34001, Lot 35 (see map) Farm Lease - see #13 above
3	Dead Tree Run	Bl. 18026, Lot 27 Dead Tree Run Road	14	69±	4 + 2 youth	Bow only Farm Lease - see #13 above
4	Ingersoll-Rand	Bl. 23001, Lot 13 Montgomery Road	14	151±	10 + 2 youth	Bow only Farm Lease - see #13 above
5	Runyon-Fox Brook-Tomenchok	Bl. 15001, Lots 29, 31, 32, & 34 Route 206 & Sunset Road	12	142.5±	12 + 2 youth	Bow & Firearm Farm Lease - see #13 above
6	Dale/Washington Well	Bl. 27001, Lot 6 County Route 518 & Burnt Hill Road	12	63±	7 + 2 youth	Bow only Farm Lease - see #13 above

7	Broadway area	Bl. 4002, Lots 2-9, 13, 18-45 Bl. 4003, Lots 1-9, 13-29, 32-33 Bl. 4004, Lots 1-12, 14-32 Bl. 4005, Lots 1-16, 23-24, 27-32 Bl. 4006, Lots 1-3, 7-32 Bl. 4007, Lots 1-10, 12 Bl. 4008, Lot 13 Bl. 4009, Lot 14 Bl. 4010, Lots 1, 2, 3 Bl. 4011, Lot 1 Bl. 4012, Lot 1 Broadway and County Route 601	12	92.8±	9 + 2 youth	Bow only
8	Somerset Holdings / Bridgepoint Road Tract	Bl. 22001, Lots 5, 10, 11, 12.02, and 12.03 Bridgepoint Road	14	41±	4 + 2 youth	Bow only Farm Lease - see #13 above
9	Nicolaysen and adjacent lands	Bl. 34001, Lots 14, 15, 22, 30, 36, 37.02 and 42.39 Cherry Valley Road & Cherry Hill Road	12	165.7±	12 + 2 youth	Bow only
10	Zeloof	Bl. 15001, Lot 1 County Route 601 and Dutchtown-Harlingen Road	12	29.73±	4+ 2 youth	Bow & Firearm
11	Potter Tract/Rock Mill Preserve	Bl. 10001, Lot 20 and Block 12001 Lot 39 Grandview Road	12	15±	2 + 2 youth	Bow only
12	Formerly 901 Realty Associates	Bl. 30001, Lot 9.01 County Route 518	12	34.5±	4 + 2 youth	Bow only
13	Zion Crossing	Bl. 10001, Lots 4, 7, 7.01 and 8 Dutchtown-Zion Road	12	18.2±	1 + 1 youth	Bow only
14	Mountainview	Bl. 32001, Lot 24 Mountainview Road and Cherry Valley Road	12	60.4±	5 + 2 youth	Bow only
15	Fairview	Bl. 14001, Lot 7 Fairview Road	12	24.4±	2 + 2 youth	Bow only

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15. The Township hereby establishes the following properties as "provisional" hunting tracts. Eligible hunters who meet the criteria established in Township Code Section 9-9, and who meet the following additional requirements may apply for a "provisional" property: 1) participated in the Township's deer management program for at least one year, and 2) achieved the designated minimum quota in the previous hunting season on a "main" property or the "provisional" property for which they are applying, and 3) may be required to conduct an on-site meeting with a representative of the Wildlife Committee, Police Department or other Township staff to determine appropriate tree stand locations or to identify and discuss other site specific constraints.

ID	Property	Block/Lot Location	Zone	Size (Acres)	No. of Permits	Permit Terms & Conditions
P1	Bennett Tract	Bl. 31010, northern portion of Lot 9.03 and Block 31036 Lot 44 Provinceline Road and Cherry Valley Road	12	36±	2 + 2 youth	Bow only No hunting in the southern portion of Lot 9.03 (see map) Farm Lease - see #13 above
P2	Platz Tract	Bl. 15001, Lot 26 and Block 15004 Lot 9 Dutchtown- Harlingen Road	12	39±	2 + 2 youth	Bow only Farm Lease - see #13 above
P3	Montgomery Meadows	Bl. 15001, Lots 43 and 43.10 Brandywine Road	12	25±	3 + 2 youth	Bow only
P4	Saxon Ridge	Bl. 16012, Lots 1.02 and 1.03 Sunset Road and Saxon Way	12	17.4±	2 + 2 youth	Bow only
P5	Montgomery Woods	Bl. 37002, Lot 2.01 River Road	14	6.064±	2 + 2 youth	Bow only
P6	East Street	Bl. 15009, Lots 1-4 and 6-8 Kildee Road and East Street	12	24.7±	2 + 2 youth	Bow only
P7	Formerly Congregation Kehilat Shalom	Bl. 6001, Lot 24 Belle Mead- Griggstown Road	14	15.54±	2 + 2 youth	Bow only
P8	Harvest Moon	Bl. 4001, Lot 44 and Bl. 4065, Lot 16 Harvest Moon Lane and Southfield Drive	12	40.25±	2 + 2 youth	Bow only
P9	Township Line Road	Bl. 5001, Lot 24 Township Line Road	14	14.8±	2 + 2 youth	Bow only
P10	Long	Bl. 6001, Lot 26.07 Harlingen Road	14	6	1 + 1 youth	Bow only

P11	Stage II	Bl. 38001, Lot 3.01 River Road	14	10±	2 + 2 youth	Bow only The Township will be undertaking a floodwall construction project in connection with this property. Hunting will not be permitted during construction activities. Permittees will be notified in writing when hunting on this property will not be permitted.
P12	Mill Pond	Bl. 17001, Lots 13, 14 and 19 Mill Pond Road	14	7.7±	1 + 1 youth	Bow only
P13	Community Center	Bl. 14001 Lots 37 & 38 Skillman Road	12	36.7±	1 + 1 youth	Bow only
P14	Municipal Building	Bl. 6001, Lot 16 Route 206	14	12.9±	2 + 2 youth	Bow only
P15	River Road Pump Station	Bl. 7019, Lot 64 River Road	14	6.88±	1 + 1 youth	Bow only
P16	Fieldcrest	Bl. 15001, Lot 70 Fieldcrest Ave	12	11.69±	1 + 1 youth	Bow only
P17	Back Brook	Bl. 17001, Lots 6.86, 6.87, 6.88 and Bl. 21001, Lot 1.14 Bridgepoint Road and Route 206	14	31.6±	2 + 2 youth	Bow only
P18	Opossum Road Woods	Bl. 27001 Lots 12, 19.01, 19.02 & 19.03 Opossum Road	12	26.6±	2 + 2 youth	Bow only The Township will be undertaking a demolition project in connection with this property. Hunting will not be permitted during demolition activities. Permittees will be notified in writing when hunting on this property will not be permitted.
P19	Camp Meeting Avenue	Block 25001 Lot 7 and 12001 Lot 17	12	10.732	1 + 1 youth	Bow only
P20	Van Zandt	Block 25001 Lots 28.08 & 28.13	12	36.293	2 (no youth)	Bow only
P21	206 Farmview	Block 20001 Lot 4	12	7.9	1 (no youth)	Bow only

P22	Bronson	Block 16014 Lot 17	12	8.71	1 (no youth)	Bow only
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Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Singh				
Schuldiner				
Bell				
Keenan				

7. **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 #22-5-129 - TOWNSHIP COMMITTEE MEETING SCHEDULE**

BE IT RESOLVED that the following is established as a schedule of meetings of the Township Committee to be held during the year 2022 said meetings to be open to the public and publicized in accordance with the Open Public Meetings Act. All meetings will begin at approximately 7:00 p.m., unless otherwise noted. Except as otherwise noted the location shall be the Township Municipal Building, 100 Community Drive, Skillman, NJ 08558

May 19 - ZOOM	September 1
June 2 - ZOOM	September 15
June 23 - ZOOM	October 6
July 7	October 20
July 21	November 3
August 4	November 17
August 18	December 1
	December 15

January 5, 2023, 7:00 p.m., Reorganization Meeting

In accordance with the dictate of the Open Public Meetings Act, a copy of this resolution shall be immediately:

- (a) Posted on the Municipal Bulletin Board and shall remain so posted for the Year 2022.
- (b) Sent to the officially designated newspapers.
- (c) Filed in the Office of the Township Clerk.
- (d) Sent to those persons who have requested and paid the charges for copies of the schedule and revisions thereto and shall be promptly sent to those persons who hereinafter make such request and prepay such charges.

B. **RESOLUTION #22-5-130 - REFUND OVERPAID 2020 AND 2022 TAXES**

BE IT RESOLVED that a refund for the overpayment of taxes be given to the following:

<u>Name</u>	<u>Year</u>	<u>Block/Lot</u>	<u>Amount</u>
Gregory L. Schmidt	2020	33001/5	\$ 500.00
Philip V. & Kathryn Harford Worland	2022	23001/8.06	\$ 2,375.48
Est. of Barbara W. Stafford Ruble c/o Tammy Stafford Ruble	2022	21009/24	\$ 1,000.00

C **RESOLUTION #22-5-131 - AUTHORIZING FIREWORKS PERMIT**

BE IT RESOLVED that authorization is granted for the Recreation Department to conduct a fireworks display on June 30, 2022 (rain date - July 7, 2022) at Montgomery High School. Approvals of the Police Department and Fire Protection Inspector Roy Mondri have been received.

CONSENT AGENDA Cont.

D. **RESOLUTION #22-5-132 - WAIVER FROM FIRE INSPECTION FEES - Fireworks Display**

BE IT RESOLVED that fire inspection fees, totaling \$480.00 in connection with the fireworks display to be conducted June 30, 2022 (rain date - July 7, 2022) are hereby waived.

E. **RESOLUTION #22-5-133 - AUTHORIZING CLOSING OF SKILLMAN ROAD - Fireworks**

BE IT RESOLVED that Skillman Road between County Route 601 and Camp Meeting Avenue, be closed to all vehicle traffic between the hours of 6:00 p.m. and 10:00 p.m. on June 30, 2022 (rain date - July 7, 2022) for the fireworks event.

F. **RESOLUTION #22-5-134 - AUTHORIZING GUARANTEE EXTENSIONS FOR THE COMPLETION OF IMPROVEMENTS - Various Projects**

WHEREAS, the period for the completion of improvements on the following projects have recently expired or will expire soon. For all listed projects, the developer is in the process of completing the bonded improvements or is working on punch list items.

WHEREAS, Mark Herrmann, Township Engineer, has recommended that the Township Committee consider extending the period of time for the completion of bonded improvements as follows:

<u>Development</u>	<u>New Completion Date</u>
65 Belle Mead Griggstown Road TCO	12/07/2022
JER/Herring Sidewalk along Route 206	06/09/2023
Meadows at Montgomery Active Adult Community	06/11/2023
Meadows at Montgomery Active Adult Community Safety & Stabilization	06/11/2022
Meadows at Montgomery Active Adult Community Route 206 & CSX Landscaping Buffer	06/11/2022
Meadows at Montgomery Active Adult Community Phase 3 Landscaping Buffer	06/11/2022
Montgomery Crossing Phase 1	07/01/2023
Montgomery Crossing Phase 1 Safety & Stabilization	07/01/2023
Montgomery Crossing Phase 1 Landscaping Buffer	07/01/2023
Montgomery Crossing Phase 1A Safety & Stabilization	07/01/2023
Montgomery Crossing Brecknell Way	07/01/2023
Montgomery Crossing Phase 2 Safety & Stabilization	07/31/2023
Montgomery Crossing Phase 3 Safety & Stabilization	07/31/2023

G. **RESOLUTION #22-5-135 - AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE FOR ROAD OPENING PERMIT 21-R-19, 65 BELLE MEAD GRIGGSTOWN ROAD, BLOCK 6001 LOT 4, DAVID BOJCAK OF LONG HILL CONTRACTING**

WHEREAS, Mark Herrmann, Township Engineer, has recommended the release of a cash performance guarantee to David Bojczak, Long Hill Contracting LLC because all work has been satisfactorily completed with respect to Street Opening Permit 21-R-19 at Block 6001, Lot 4 (65 Belle Mead-Griggstown Road).

NOW, THEREFORE, BE IT RESOLVED by the Montgomery Township Committee that the cash performance guarantee in the amount of \$500.00 be released to David Bojczak, Long Hill Contracting LLC, 601 Route 206, Suite 26-408, Hillsborough, NJ 08844.

H. **RESOLUTION #22-5-136 - DECLARING CERTAIN PERSONAL PROPERTY AS SALVAGE FOR SCRAP**

WHEREAS, Montgomery Township desires to declare Public Works Equipment as salvage for scrap.

CONSENT AGENDA Cont.

NOW THEREFORE, BE IT RESOLVED that the Montgomery Township Committee does hereby dispose of the following:

Spray Pot Hole Patcher

I. RESOLUTION #22-5-137 - APPROVAL OUTDOOR ASSEMBLY PERMIT - Benefit Concert

BE IT RESOLVED by the Montgomery Township Committee as follows:

1. Mark Sterling has requested approval of the Township Committee to conduct a Benefit Concert at Princeton Airport on June 18, 2022; and
2. The Township Committee has considered the application and hereby grants the same subject to the following conditions:
 - a. This approval is for the period specified and is not to be considered approval to conduct similar events without Committee approval.
 - b. This event shall be held subject to the provisions of the Montgomery Township Code, Outdoor Assembly, Chapter 4-2.1.
3. The organizers will obtain the required approval from the Police Department regarding parking facilities, traffic plan and safety considerations.
4. The organizers will obtain the required health certificates from the Township Health Department.
5. The organizers will obtain the required construction permits and Fire Prevention inspections from the Township Code/Construction and Fire Prevention Departments.

J. TOWNSHIP COMMITTEE APPOINTMENT

BE IT RESOLVED that Glenn Stives is appointed to a second term as Tax Assessor effective July 1, 2022. The second Tax Assessor appointment grants tenure.

BE IT FURTHER RESOLVED that John Glynn be reappointed as Part-time Plumbing Inspector, 1-year term expiring April 2, 2023.

7-1. Motion to adopt **CONSENT AGENDA** _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Singh				
Schuldiner				
Bell				
Keenan				

8. RESOLUTION #22-5-138 - CHANGE ORDER #1 (FINAL) for Bid #B03-2021 - 2021 Road Improvements, and Time Extension

WHEREAS, Resolution #21-7-189 adopted on July 15, 2021, authorized the award of a contract for the 2021 Road Improvements project to DeSantis Construction, Inc. in the amount of \$886,678.99; and

WHEREAS, the Township Engineer has requested the Committee's approval of a Change Order to reflect quantity adjustments and costs for the project and to extend the time completion for the project; and

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WHEREAS, Change Order #1 would allow for bid item quantity adjustments as outlined on said Change Order and for a no cost time extension to April 19, 2022; and

WHEREAS, the work comprising Change Order #1 will result in a net decrease in the original contract amount by \$61,535.74 or -6.94%; and

WHEREAS, the Township Administrator has recommended approval of the Change Order; and

WHEREAS, a copy of the proposed Change Order is available in the Office of the Township Engineer.

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

1. Change Order #1 is hereby approved as the final change order for this project.
2. This Resolution, when counter-signed by DeSantis Construction, Inc., shall serve as a contract amendment to the original contract for the purpose of decreasing the total contract price by \$61,535.74 for a total contract amount of \$825,143.25, and for the purpose of extending the contract completion date from December 21, 2021 to April 19, 2022 with no change in the contract amount.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Singh				
Schuldiner				
Bell				
Keenan				

9. **RESOLUTION #22-5-139 - AUTHORIZING THE PURCHASE OF ELECTRICITY SUPPLY SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE**

WHEREAS, the Montgomery Township Committee has determined to move forward with the EMEX Reverse Auction in order procure electricity to Montgomery Township; and

WHEREAS, the Local Government Electronic Procurement Act (P.L. 2018, c. 156) (the "Act") authorizes the purchase of electricity supply service for public use through the use of an online auction service; and

WHEREAS, Montgomery Township will utilize the online auction services of EMEX, LLC, a division of Mantis Innovation an approved vendor pursuant to the Act; and

WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, the auction will be conducted pursuant to the Act.

NOW, THEREFORE, BE IT RESOLVED that a certified copy of this Resolution be forwarded by the Montgomery Township Clerk to the Director of Local Government Services; and

BE IT FURTHER RESOLVED that the Township Administrator and Chief Finance Officer of Montgomery Township are hereby authorized to execute on behalf of Montgomery Township any electricity contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction.

Item #9 Cont.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Singh				
Schuldiner				
Bell				
Keenan				

10. **ORDINANCE #22-1681 - BOND** - Providing for the Refund of All or a Portion of the Outstanding General Obligation Bonds - Public Hearing

A. Title: REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE OUTSTANDING GENERAL OBLIGATION BONDS OF THE TOWNSHIP OF MONTGOMERY, IN THE COUNTY OF SOMERSET, NEW JERSEY, APPROPRIATING \$20,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$20,000,000 REFUNDING BONDS FOR FINANCING THE COST THEREOF

B. Public Hearing. Motion to close _____ Second _____ Favor _____ Opposed _____

C. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 19th day of May, 2022 and that the ordinance summary and proper 20-day statement be published in an official newspaper as required by law.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Singh				
Schuldiner				
Bell				
Keenan				

11. **ORDINANCE #22-1682 - 2022 Sewer Capacity Charges and Service Rates - Public Comment**

A. Title: AN ORDINANCE AMENDING CHAPTER XII "SEWER AND WATER" OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) TO ESTABLISH THE 2022 SEWER CAPACITY CHARGES AND SERVICE RATES

B. Public Hearing. Motion to close _____ Second _____ Favor _____ Opposed _____

C. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be adopted this 19th day of May 2022 and that a notice thereof be published in an official newspaper as required by law.

Motion _____ Second _____

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ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Singh				
Schuldiner				
Bell				
Keenan				

12. **ORDINANCE #22-1683 - Street Name Change - Introduction**

- A. Title: AN ORDINANCE CHANGING THE NAME OF HEADQUARTERS PARK DRIVE TO COMMUNITY DRIVE IN THE TOWNSHIP OF MONTGOMERY
- 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 June 2, 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				
Schuldiner				
Bell				
Keenan				

13. **APPROVAL OF MINUTES**

If there are no corrections, the Regular Session minutes for May 5, 2022 stand approved.

Motion _____ Second _____ Favor _____ Opposed _____ Abstain _____

14. **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.

Motion _____ Second _____

Item #14 Cont.

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Singh				
Schuldiner				
Bell				
Keenan				

COMMITTEE CORRESPONDENCE

NEW & UNFINISHED BUSINESS

ADMINISTRATOR'S REPORT

UPCOMING MEETINGS

June 2

- Appointment and Swearing In of Newly Appointed Township Committeeperson
- Update on Municipal Complex
- Planet Networks Presentation
- Approving Use of Tent for SSAAM Juneteenth Event

June 23

- Approving Annual Liquor Licenses

ADJOURNMENT at _____ p.m. Motion _____ Second _____ Favor _____ Opposed _____