

MARLBORO TOWNSHIP COUNCIL MEETING

August 13, 2020

The Marlboro Township Council held its regularly scheduled meeting remotely on August 13, 2020 at 7:00 P.M.

Council President Mazzola opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of this regularly scheduled meeting of the Township Council of the Township of Marlboro was sent to the Asbury Park Press, the Star Ledger, News Transcript and Board of Education Office on January 7, 2020; published in the Asbury Park Press on January 9, 2020; 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: Council Vice President Cantor, Councilwoman Marder, Councilman Metzger, Councilman Scalea and Council President Mazzola by conference call.

Also present: Mayor Hornik, Louis N. Rainone, Esq., Business Administrator Jonathan Capp, Chief Financial Officer Lori Russo, Municipal Clerk Alida Manco and Deputy Clerk Susan A. Branagan by conference call.

Councilman Scalea moved that the minutes of July 16, 2020 be approved. This was seconded by Councilman Cantor, and passed on a roll call vote of 4 - 0 in favor (Abstain: Metzger).

The following Res. #2020-215/Ord. #2020-12 (Prohibiting Short Term Rentals) was introduced by reference, offered by Councilman Cantor, seconded by Councilman Scalea and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2020-215

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

ORDINANCE # 2020-12

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH, STATE OF NEW JERSEY TO AMEND THE CODE OF THE TOWNSHIP OF MARLBORO TO ADD A NEW CHAPTER ENTITLED "PROHIBITION OF SHORT-TERM RENTALS"

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 during a remotely held public meeting on September 17, 2020 at 7:00 p.m at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE # 2020-12

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH, STATE OF NEW JERSEY TO AMEND THE CODE OF THE TOWNSHIP OF MARLBORO TO ADD A NEW CHAPTER ENTITLED "PROHIBITION OF SHORT-TERM RENTALS"

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

SECTION 1. The Township Code of the Township of Marlboro is hereby amended and supplemented to establish new Chapter 300 entitled Prohibition of Short-Term Rentals, which shall read as follows:

Chapter 300

Prohibition of Short-Term Rentals

§ 300-1 Purpose and scope.

A. The Township of Marlboro is authorized to regulate buildings used for sleeping, lodging and occupancy for purposes including but not limited to boarding houses, rooming houses, rental housing or other living units pursuant to N.J.S.A. 40:52-9(d) and (n). In addition, N.J.S.A. 40:48-2.12a provides that the governing body of a municipality may make, amend and repeal and enforce ordinances to regulate buildings and structures and their use and occupation to and abate conditions therein harmful to the health and safety of the occupants of said buildings and structures and the general public in the municipality. This Chapter aims to preserve housing for long-term tenants and to minimize the potential deleterious effects of short-term rental properties on other properties in the surrounding residential neighborhoods in which they are located. The increasingly widespread practice of renting or leasing various types of dwellings, or segments thereof, located primarily in residential neighborhoods has been popularized and facilitated by various websites that advertise and broker these rentals. Left unaddressed, this practice has the potential to make it increasingly difficult

for people to locate permanent housing and have an adverse effect on the health, safety and quiet enjoyment of the affected neighborhoods.

B. This Chapter does not apply to lawfully established and operating hotels, motels, rooming houses, boardinghouses and bed-and-breakfast establishments/units.

§ 300-2 Definitions.

As used in this section, the following words shall mean:

"Advertise or Advertising" shall mean any form of solicitation, promotion or communication for marketing, used to induce, directly or indirectly, any person into contracting for services for the purpose of establishing occupancies or uses of residential property for which are prohibited by this Chapter.

"Bed and breakfast establishment" shall mean a lodging use where rooms within a single dwelling unit are provided to transients by a resident operator for a fee by prearrangement on a daily or short-term basis. A breakfast and/or light snacks may be served to those renting rooms in the bed and breakfast.

"Bed and breakfast unit" shall mean a room within a bed and breakfast that is offered or provided to a guest(s) by a bed and breakfast operator for a fee for fewer than thirty (30) consecutive nights.

"Consideration" shall mean any legally recognized form of consideration including a promise or benefit, a quid pro quo, rent fees, other form of payment or any other thing of value.

"Dwelling Unit" shall mean any room or group of rooms, whether furnished or unfurnished, intended, arranged or designed to be occupied, for living, sleeping, cooking, gathering and/or entertaining by one or more persons.

"Fee" shall mean remuneration or anything of economic value that is provided, promised, or donated primarily in exchange for services rendered.

"Housekeeping Unit" shall mean a family-type situation, involving one or more persons, living together that exhibit the kind of stability, permanency and functional lifestyle equivalent to that of a traditional family unit, as further described in the applicable decisions of the New Jersey Courts.

"Occupant" shall mean any individual using, inhabiting, living, gathering, entertaining, being entertained as a guest, or sleeping in a Dwelling Unit, or portion thereof, or having other permission or possessor right(s) within a Dwelling Unit.

"Owner" shall mean any person who, alone or with others, has title or interest in any building, property, dwelling unit, or portion thereof, with or without accompanying actual possession thereof, and including any person who as agent, or executor, administrator, trustee, or

guardian of an estate has charge, care, or control of any building, dwelling unit, or portion thereof. A person whose sole interest in any building, dwelling unit, or portion thereof is solely that of a lessee under a lease agreement shall not be considered an owner.

"Person" shall mean any individual, firm, corporation, association, governmental entity, or partnership and its agents or assigns.

"Property" shall mean a parcel of real property located within the boundaries of the Township of Marlboro, Monmouth County, New Jersey.

"Residential Property" shall mean all or any portion of any lot, tract or parcel of land on which is located one or more Dwelling Units, or which is zoned for residential uses.

§300-3 Short Term Rental of Dwelling Units and Residential Property Prohibited.

A. Notwithstanding anything to the contrary contained in the Township Code, it shall be unlawful for an Owner, lessor, sublessor, any other person or entity with possessory right in a Dwelling Unit, their principals, partners or shareholders, or their agents, employees or representatives to receive or obtain actual or anticipated consideration for advertising, offering and/or permitting, allowing or suffering the use or occupancy of any Dwelling Unit or of any Residential Property, as defined herein, for a period of less than thirty (30) consecutive days.

B. Nothing herein shall be deemed to prevent the otherwise lawful occupancy of a Dwelling Unit or a Residential Property for a rental period of more than thirty (30) days.

C. The provisions of this Chapter shall not apply to hotels, motels, rooming houses, boardinghouses and bed-and-breakfast establishments/units otherwise permitted under other Chapters of the Township Code.

§ 300-4 Rentals of Amenities.

The lease or rental, for any purpose, of any amenity, feature, accessory, or appurtenance to or associated with a dwelling is prohibited.

§ 300-5 Permitted Uses.

The residential occupancy of an otherwise lawful and lawfully occupied Dwelling Unit for a period of thirty (30) days or less by any occupant who is a member of the Housekeeping Unit of the Owner, without consideration or a fee, is not prohibited by this Chapter.

§ 300-6 Advertising Prohibited.

It shall be unlawful to advertise, solicit or promote by any means, any action in violation of this Chapter.

§ 300-7 Enforcement, Violations and Penalties.

- A. The provisions of this Chapter may be enforced by the Construction Code Official, Fire Official, Health Department or Code Enforcement Officer.
- B. Every violation of this order shall be punishable as provided in Chapter 4, Section 4-3 of the Code of the Township of Marlboro.
- C. Each and every day a violation of this Chapter persists shall constitute a separate violation.
- D. To the extent the conduct prohibited under this article also violates other provisions of the Township Code, those violations constitute separate offenses subject to additional fines and penalties as prescribed.

SECTION 2. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by a Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 4. This Ordinance shall take effect upon adoption and publication according to law.

The following Res. #2020-216 (Authorizing Farmland Preservation Van Mater Farm - Route 79, B 415, Lots 32.01, 34.01, 35) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman Cantor and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2020-216

RESOLUTION OF THE TOWNSHIP OF MARLBORO TO CONDITIONALLY APPROVE AND ENDORSE THE ACQUISITION OF A DEVELOPMENT EASEMENT BY THE MONMOUTH COUNTY AGRICULTURE DEVELOPMENT BOARD BLOCK 415 LOTS 32.01, 34.01 AND 35 IN THE TOWNSHIP OF MARLBORO (AND ADJACENT PROPERTY BLOCK 31 LOT 1.01 IN THE TOWNSHIP OF FREEHOLD) AND ACCOMPANYING COST-SHARING AGREEMENT

WHEREAS, the Monmouth County Agriculture Development Board is considering the purchase of a development easement on a property located in the Townships of Marlboro and Freehold, more specifically identified as:

Pierre D. Van Mater, III, and Carol A. Van Mater: Block 415 Lots 32.01, 34.01 and 35 in Marlboro Township (comprising approximately 28.5 acres) and Block 31 Lot 1.01 in Freehold Township, (comprising approximately 1.5 acres), totaling 30 gross acres with one 1.75-acre non-severable exception for one existing single family residential unit and one barn apartment, resulting in 28.25 net acres, zero single family residence on the net easement area and zero agricultural labor housing units, all as depicted on Exhibit "A" attached.

WHEREAS, the MCADB proposes to acquire the Easement under the SADC Municipal Planning Incentive Grant Program; and

WHEREAS, N.J.A.C. 2:76-6.7 requires the governing body to review applications for the purchase of development easements as a condition of receiving State Agriculture Development Committee grant funds; and

WHEREAS, the Township Council of the Township of Marlboro is aware of the future restrictions on property protected from development as a result of the purchase of a development easement in accordance with the Right to Farm Act and the Agriculture Retention and Development Act; and

WHEREAS, the Monmouth County Agriculture Development Board has established a policy of requiring local cost share commitment for all easement purchases; and

WHEREAS, the purchase price of the agriculture easement is \$37,000 and the certified market value (CMV) of the agricultural easement is \$32,000 per acre; and

WHEREAS, Marlboro's anticipated cost share is estimated at 16% of CMV price + \$5,000/acre of the total consideration, or \$10,120 per acre within the municipality; and

WHEREAS, Freehold's anticipated cost share is estimated at 16% of CMV price + \$5,000/acre of the total consideration, or \$10,120 per acre within the municipality; and

WHEREAS, the Monmouth County Agriculture Development Board will contribute twenty-four percent (24%) of the CMV, or \$7,680 per acre; and

WHEREAS, the remaining sixty percent (60%) of the CMV, or \$19,200 per acre shall be paid by the grant funds from the State Agriculture Development Committee; and

WHEREAS, the use of an Installment Purchase Agreement is not anticipated.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, that the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey does hereby approve and endorse funds, subject to the availability of dedicated Open Space and Farmland Preservation Trust funding, for the acquisition of the development easement on the Pierre D. Van Mater, III, and Carol A. Van Mater property: Block 415 Lots 32.01, 34.01 and 35 in Marlboro Township and Block 31 Lot 1.01 in Freehold Township comprising approximately 30 gross acres, with one 1.75-acre non-severable exception for one existing single family residential unit and one barn apartment, resulting in 28.25 net acres, zero single family residence on the net easement area, and zero agricultural labor housing units.

BE IT FURTHER RESOLVED, that the tax revenues generated by the Township expressly for the purpose of preserving farmland, subject to the availability of such funds, be made available to assist the County in the purchase of development easements at the rate specified within the Monmouth County Agriculture Development Board's "Procedures Governing the Funding of Easement Purchases" policy adopted August 7, 2002 and recognizes that the estimated cost and Municipal Share is subject to adjustment.

BE IT FURTHER RESOLVED that two certified copies of the Resolution shall be sent to the Monmouth County Agriculture Development Board office and one copy each to the Marlboro Township Planning Board, Tax Assessor and Tax Collector.

As the Consent Agenda, the following resolutions were introduced by reference, offered by Councilman Scalea, seconded by Council President Mazzola, and passed on a roll call vote of 5 - 0 in favor: Res. #2020-217 (Confirming Emergency Expenditures for Covid-19 Response (EM 20-05), Res. #2020-218 (Authorizing Final Close Out Change Order and Acceptance of Improvements - 2018 Road Improvement Program Contract), Res. #2020-219 (Authorizing Final Close Out Change Order and Acceptance of Improvements - 2019 Court Improvement Project), Res. #2020-220 (Authorizing Transfer and Acceptance of Surplus Military Equipment from US Dept of Defense (DoD) 1033 Program), Res. #2020-221 (Authorizing Purchase/Trade-in - Replacement Police Equipment), Res. #2020-222 (Authorizing

Co-op Contract for Refurbishment of Excavator (2020-120-7), Res. #2020-223 (Amending Agreement for Engineering Services - Replacement of Chiller for Municipal Complex), Res. #2020-224 (Authorizing Award of Bid - Electrical Repair Services), Res. #2020-225 (Authorizing Amendment to Shared Services Agreement with Marlboro Township Board of Education for Architectural Services), Res. #2020-226 (Authorizing Contract Renewal - Snow Removal for Commuter Parking Lots), Res. #2020-227 (Award of Bid - Dump Truck with Snow Removal Equipment Rental), Res. #2020-228 (Amending Resolution #2019-294 and Authorizing Re-Submission of a Strategic Plan for Marlboro Township Municipal Alliance Grant for FY 2021), Res. #2020-229 (Refund of Premium Paid for a Tax Sale Certificate - B 105 - L 3), Res. #2020-230 (Disabled Veteran Exemptions - Various), Res. #2020-231 (Refunds for Overpayments - Various), Res. #2020-232 (Rescinding Authorizing Third Quarter Estimated Tax Bills and Confirming Extension of Grace Period for the Payment of Taxes Pursuant to N.J.S.A. 54:4-64).

RESOLUTION #2020-217

A RESOLUTION CONFIRMING EMERGENCY CONTRACTS AND PAYMENTS FOR GOODS AND SERVICES REQUIRED IN RESPONSE TO THE COVID-19 PANDEMIC PURSUANT TO N.J.S.A. 40A:11-6 FOR THE TOWNSHIP OF MARLBORO

WHEREAS, on March 9, 2020, New Jersey Governor Phil Murphy issued Executive Order 103 concerning the outbreak of COVID-19 in the State; and

WHEREAS, on March 15, 2020, Mayor Jonathan L. Hornik declared a local emergency concerning the outbreak of COVID-19; and

WHEREAS, in response to the outbreak the Township incurred various costs to ensure the safety of staff and public and the continuity of operations; and

WHEREAS, N.J.S.A. 40A:11-6 states that "Any contract may be ... awarded for a contracting unit without public advertising for bids and bidding therefor ... when an emergency affecting the public health, safety or welfare requires the immediate ... performance of services"; and

WHEREAS, N.J.S.A. 40A:11-6(b) states that "Upon the furnishing of such goods or services ... the contractor furnishing such goods or services shall be entitled to be paid therefor and the contracting unit shall be obligated for said payment ..."; and

WHEREAS, the condition posed a serious threat to the public health, safety and welfare, constituting an emergency under the terms of N.J.S.A. 40A:11-6; and

WHEREAS, pursuant to N.J.S.A. 40A:11-6, the Township contacted various vendors including existing contracted vendors and those holding state or cooperative contracts to provide the necessary goods and services related to the COVID-19 pandemic response in an amount not to exceed \$87,550.28; and

WHEREAS, the Chief Financial Officer previously certified the availability of funds in an amount not to exceed \$87,550.28 from various operating, capital and trust accounts; and

WHEREAS, the Township has applied for reimbursement of these expenses under the CARES ACT through an agreement with Monmouth County authorized by the Township Council (R. 2020-173).

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that various emergency contracts as depicted in SCHEDULE A be confirmed and payments approved pursuant to N.J.S.A. 40A:11-6 for the provision of various goods and services related to the COVID-19 pandemic response.

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

- a. Business Administrator
- b. Chief Financial Officer

RESOLUTION # 2020-218

A RESOLUTION APPROVING CLOSE OUT CHANGE ORDER TO THE EXISTING CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND LUCAS BROTHERS, INC. AND AUTHORIZING FINAL PAYMENT AND ACCEPTANCE OF THE 2018 ROAD IMPROVEMENT PROGRAM, CONTRACT I

WHEREAS, by Resolution #2018-248 the Township of Marlboro authorized the award of a contract to Lucas Brothers, Inc. for the 2018 Road Improvement Program, Contract I project (the "Project"); and

WHEREAS, Closeout Change Order has been requested resulting in a decrease in the original contract amount of \$2,782,048.70 to \$2,685,270.95, a net decrease of \$96,777.75; and

WHEREAS, in a letter dated July 20, 2020, the Township Engineer

has recommended approval of the Closeout Change Order, acceptance of the Project improvements completed in accordance with the approved plans and specifications, and issuance of final payment in the amount of \$81,232.87; and

WHEREAS, pursuant to the terms of the contract, Lucas Brothers, Inc. has provided a two-year maintenance bond in an amount equal to 15% of the final contract amount or \$402,790.64; and

WHEREAS, the Township Council of the Township of Marlboro is amenable to approving Closeout Change Order, accepting the Project improvements completed in accordance with the approved plans and specifications, and issuing a final payment to Lucas Brothers, Inc. in the amount of \$81,232.87, in order that the Project be completed, such Project being in the interests of the public health, safety and welfare.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that Closeout Change Order to the existing contract with Lucas Brothers, Inc., be and is hereby approved, decreasing the original contract total of \$2,782,048.70 to \$2,685,270.95, a net decrease of \$96,777.75.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro, that the Project improvements, completed in accordance with the approved plans and specifications, be and are hereby accepted, and that final payment in the amount of \$81,232.87 for work completed by Lucas Brothers, Inc. is hereby approved.

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

- a. Lucas Brothers, Inc.
- b. Township Administrator
- c. Township Engineer
- d. Chief Financial Officer

RESOLUTION # 2020-219

A RESOLUTION APPROVING CLOSE OUT CHANGE ORDER TO THE EXISTING CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND SHORE TOP CONSTRUCTION CORP. AND AUTHORIZING FINAL PAYMENT AND ACCEPTANCE OF THE 2019 COURT IMPROVEMENTS PROJECT

WHEREAS, by Resolution #2019-267 the Township of Marlboro authorized the award of a contract to Shore Top Construction Corp. for the 2019 Court Improvement Project (the "Project"); and

WHEREAS, a Closeout Change Order has been requested resulting in a decrease in the original contract amount of \$431,923.00 to \$431,440.65, a net decrease of \$482.35; and

WHEREAS, in a letter dated July 8, 2020 the Township Engineer has recommended approval of the Closeout Change Order, acceptance of the Project improvements completed in accordance with the approved plans and specifications, and issuance of final payment in the amount of \$77,330.10; and

WHEREAS, pursuant to the terms of the contract, Shore Top Construction Corp. has provided a two-year maintenance bond in an amount equal to 15% of the final contract amount or \$64,716.10; and

WHEREAS, the Township Council of the Township of Marlboro is amenable to approving the Closeout Change Order, accepting the Project improvements completed in accordance with the approved plans and specifications, and issuing a final payment to Shore Top Construction Corp. in the amount of \$77,330.10, in order that the Project be completed, such Project being in the interests of the public health, safety and welfare.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that Closeout Change Order to the existing contract with Shore Top Construction Corp., be and is hereby approved, decreasing the original contract total of \$431,923.00 to \$431,440.65, a net decrease of \$482.35.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro, that the Project improvements, completed in accordance with the approved plans and specifications, be and are hereby accepted, and that final payment in the amount of \$77,330.10 for work completed by Shore Top Construction Corp. is hereby approved.

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

- a. Shore Top Construction Corp.
- b. Business Administrator
- c. Township Engineer
- d. Chief Financial Officer

RESOLUTION # 2020-220

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 AND IT IS HEREBY 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. Business Administrator
- b. Chief of Police
- c. Chief Financial Officer
- d. Insurance

RESOLUTION # 2020-221

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PURCHASE OF POLICE EQUIPMENT FOR THE POLICE DIVISION OF THE TOWNSHIP OF MARLBORO

WHEREAS, the Township of Marlboro as part of its 2020 capital program (106-10) authorized the purchase of replacement weapon systems and accessories for the Division of Police; and

WHEREAS, the Division obtained competitive quotations for the purchase of replacement rifles as follows:

Vendor	Terms	Quotation
Phoenix Distributors	20 Colt Rifles @ \$842.60, 16 Trade in rifles @ \$742.60, 20 Trade in Rugers @ \$300.00 + Additional Required Accessories (21 handguards @	\$0.01

	\$30.00 each + 20 light mounts @ \$20.00 each).	
Legend Firearms	20 Colt Rifles @ 842.60, 16 Trade in rifles @ 550.00, 20 Trade in Rugers @ \$100.00	\$6,052.00
Howell Gun Works	20 Colts Rifles @ 842.60, 16 Trade in rifles @ 300.00, 20 Trade in Rugers @ 200.00	\$8,052.00
Lawman Supply Co.	No quote provided.	NA

WHEREAS, the Chief of Police has reviewed the quotations received and has recommended the award of the lowest price option for the Township to Phoenix Distributors which includes the trade-in of existing obsolete weapon systems; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, to purchase the replacement equipment, the cost of which is offset by the trade-in of obsolete equipment; and

WHEREAS, no outlay of funds is required for this purchase; and

WHEREAS, the Township Council desires to approve a contract for the purchase and trade-in of equipment with Phoenix Distributors.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to PHOENIX DISTRIBUTORS whose address is 145A Philmont Avenue, Feasterville, PA 19053 for the FOR PURCHASE OF POLICE EQUIPMENT FOR THE POLICE DIVISION OF THE TOWNSHIP OF MARLBORO.

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

- a. Business Administrator
- b. Chief of Police
- c. Chief Financial Officer
- d. Insurance

RESOLUTION # 2020-222

RESOLUTION AUTHORIZING AWARD OF ESCNJ COOPERATIVE CONTRACT #18/19-25
TO FOLEY INC. FOR REFURBISHMENT OF A TOWNSHIP-OWNED CATERPILLAR
EXCAVATOR FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OR PUBLIC WORKS

WHEREAS, the Township of Marlboro as part of its 2020 capital program (120-7.1) authorized the refurbishment of various Township-owned equipment for the Department of Public Works; and

WHEREAS, the Township is authorized to purchase parts and repairs from bids obtained from a cooperative pricing system such as the Educational Services Commission of NJ (ESCNJ) pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, Foley, Inc. was awarded the ESCNJ Cooperative Contract #18/19-25 for the parts and repairs for the refurbishment of a Township-owned Caterpillar excavator (unit #0403) at a 10% discount in an amount not to exceed \$38,466.00 per the attached quotation provided; and

WHEREAS, in a memo dated July 24, 2020 the Director of Public Works has indicated that the refurbishment of the Township-owned Caterpillar excavator represents the best value for the Township; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, for the Department of Public Works to refurbish the Township-owned Caterpillar excavator (unit #0403) through Foley, Inc. in an amount not to exceed \$38,466.00; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to refurbish the Township-owned Caterpillar excavator (unit #0403) through Foley, Inc., 855 Centennial Ave, P.O. Box 1555, Piscataway, NJ 08855, under ESCNJ Cooperative Contract #18/19-25 in an amount not to exceed \$38,466.00.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with Foley, Inc., in accordance with this resolution, and in a form to be approved by the Township Attorney.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified funds in the amount of \$38,466.00 in Capital Account #04-215-20-05E-120297.

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

- a. Foley, Inc.
- b. Business Administration
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION # 2020-223

A RESOLUTION AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT BETWEEN CME ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH THE REPLACEMENT OF THE CHILLER UNIT FOR THE MUNICIPAL COMPLEX

WHEREAS, on July 1, 2020, the Director of Public Works reported that a failure of the chiller unit for the municipal complex had occurred (EM #2018); and

WHEREAS, the chiller unit for the municipal complex has operated well past its useful life and must be replaced ("Project"); and

WHEREAS, the Township is in need of professional engineering services in connection with the replacement of the chiller unit ("Professional Services"); and

WHEREAS, CME Associates has provided a proposal dated August 7, 2020 (the "Proposal") for the required professional services; 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 to include the Professional Services (as defined hereinabove) for the Project by way of its Township Engineers at a fee not to exceed \$25,000.00 for such Professional Services, as further described and set forth in CME's Proposal, attached hereto and made a part hereof; and

WHEREAS, the 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 \$25,000.00 are available in Capital Account 04-215-13-08K-122288 for this purpose; 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.

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 to include professional engineering services in connection with the REPLACEMENT OF THE CHILLER UNIT FOR THE MUNICIPAL COMPLEX by way of its Township Engineers, at a fee not to exceed \$25,000.00 for such Professional Services, as further described and set forth in CME's Proposal dated August 7, 2020, be and is hereby authorized.

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.

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 \$25,000.00 for such additional Professional Services for the Project as described in the Proposal.

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.

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 Business Administrator
- c. Township Chief Financial Officer

RESOLUTION #2020-224

A RESOLUTION AWARDING CONTRACT TO ELECTRO MAINTENANCE, INC. FOR THE PROVISION OF ELECTRICAL REPAIR WORK ON ALL TOWNSHIP-OWNED BUILDINGS, PARKS, STADIUMS AND OTHER FACILITIES INCLUDING WATER UTILITY PLANTS, PUMP STATIONS AND OTHER RELATED FACILITIES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW)

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for the PROVISION OF ELECTRICAL REPAIR WORK FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, and on August 5, 2020, received three (3) bids as follows:

#	Bidder	Bidder Address	Contract 1A				Grand Total
			Category	Hours	Unit Price	Total	
1	Magic Touch Construction Co., Inc.	59 West Front Street Keyport, NJ 07735	Foreman	90	\$114.00	\$10,260.00	\$18,426.50
			Journeyman	50	\$110.00	\$5,500.00	
			3 Yr Apprentice	50	\$53.33	\$2,666.50	
2	Electro Maintenance, Inc.	5133 W. Hurley Pond Rd. Bldg. #3 Farmingdale, NJ 07727	Foreman	90	\$110.00	\$9,900.00	\$16,900.00
			Journeyman	50	\$95.00	\$4,750.00	
			3 Yr Apprentice	50	\$45.00	\$2,250.00	
3	KLK Electric, Inc.	4366B Victory Blvd. Staten Island, NY 10314	Foreman	90	\$146.00	\$13,140.00	\$24,990.00
			Journeyman	50	\$130.00	\$6,500.00	
			3 Yr Apprentice	50	\$107.00	\$5,350.00	

#	Bidder	Bidder Address	Contract 1B				Grand Total
			Category	Hours	Unit Price	Total	
1	Magic Touch Construction Co., Inc.	59 West Front Street Keyport, NJ 07735	Foreman	90	\$114.00	\$10,260.00	\$18,426.50
			Journeyman	50	\$110.00	\$5,500.00	
			3 Yr Apprentice	50	\$53.33	\$2,666.50	
2	Electro Maintenance, Inc.	5133 W. Hurley Pond Rd. Bldg. #3 Farmingdale, NJ 07727	Foreman	90	\$110.00	\$9,900.00	\$16,900.00
			Journeyman	50	\$95.00	\$4,750.00	
			3 Yr Apprentice	50	\$45.00	\$2,250.00	
3	KLK Electric, Inc.	4366B Victory Blvd. Staten Island, NY 10314	Foreman	90	\$146.00	\$13,140.00	\$24,990.00
			Journeyman	50	\$130.00	\$6,500.00	
			3 Yr Apprentice	50	\$107.00	\$5,350.00	

#	Bidder	Bidder Address	Contract CC 1A/1B				Grand Total
			Category	Hours	Unit Price	Total	
1	Magic Touch Construction Co., Inc.	59 West Front Street Keyport, NJ 07735	Foreman	180	\$114.00	\$20,520.00	\$36,853.00
			Journeyman	100	\$110.00	\$11,000.00	
			3 Yr Apprentice	100	\$53.33	\$5,333.00	
2	Electro Maintenance, Inc.	5133 W. Hurley Pond Rd. Bldg. #3 Farmingdale, NJ 07727	Foreman	180	\$110.00	\$19,800.00	\$33,800.00
			Journeyman	100	\$95.00	\$9,500.00	
			3 Yr Apprentice	100	\$45.00	\$4,500.00	
3	KLK Electric, Inc.	4366B Victory Blvd. Staten Island, NY 10314	Foreman	180	\$146.00	\$26,280.00	\$49,980.00
			Journeyman	100	\$130.00	\$13,000.00	
			3 Yr Apprentice	100	\$107.00	\$10,700.00	

(Note: Parts, as per the bid specifications, are to be billed at the rate of ten percent (10%) above contractor's price.)

WHEREAS, the bid was comprised of Contract 1A for Township-owned buildings, parks, stadiums and other facilities excluding water utility plants, water pump stations and other water-related facilities, Contract 1B for water utility plants, water pump stations and other water-related facilities, and Combined Contract CC 1A/1B consisting of all work included in Contracts 1A and 1B; and

WHEREAS, in a memo dated August 5, 2020, the Director of Public Works has reported that Electro Maintenance, Inc., the lowest bidder, is responsive and has recommended that the contract for the PROVISION OF ELECTRICAL REPAIR WORK ON ALL TOWNSHIP-OWNED BUILDINGS, PARKS, STADIUMS AND OTHER FACILITIES INCLUDING WATER UTILITY PLANTS, PUMP STATIONS AND OTHER RELATED FACILITIES be awarded to Electro

Maintenance, Inc., 5133 W. Hurley Pond Road, Building #3, Farmingdale, New Jersey, 07727; and

WHEREAS, the Director of Public Works has recommended that the contract be awarded to Electro Maintenance, Inc. for the Contract CC 1A/1B, for an amount not to exceed \$33,800.00 for a term of one (1) year beginning on September 1, 2020 to August 31, 2021 with an option to renew for an additional one (1) two-year period or two (2) one-year periods on the same terms and conditions as specified in the bid; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Director of Public Works as set forth herein; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to Electro Maintenance whose address is 5133 W. Hurley Pond Road, Building #3 Farmingdale, NJ 07727 for the PROVISION OF ELECTRICAL REPAIR WORK ON ALL TOWNSHIP-OWNED BUILDINGS, PARKS, STADIUMS AND OTHER FACILITIES INCLUDING WATER UTILITY PLANTS, PUMP STATIONS AND OTHER RELATED FACILITIES at the unit prices specified in the bid proposal for an amount not to exceed \$33,800.00 (labor only--parts are to be billed separately at the rate of ten percent (10%) above contractor's price).

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, a contract with MUNICIPAL MAINTENANCE CO., in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified that sufficient funds in the amount of \$11,266.66 are available for the aforesaid contract in Current Account 01-201-26-122-288126 and Water Operating Account 05-201-55-500-288020.

BE IT FURTHER RESOLVED, that funds in the amount of \$22,533.34 will be made available and certified in 2021 upon adoption of the budget.

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

- c. Electro Maintenance, Inc.
- d. Business Administrator
- e. Director of Public Works
- f. Chief Financial Officer

RESOLUTION #2020-225

A RESOLUTION OF THE TOWNSHIP OF MARLBORO IN MONMOUTH COUNTY, NEW JERSEY AMENDING A SHARED SERVICES AGREEMENT WITH THE MARLBORO BOARD OF EDUCATION TO PROVIDE ARCHITECTURAL SERVICES FOR THE MARLBORO TOWNSHIP DEPARTMENT OF PUBLIC WORKS

WHEREAS, on May 7, 2015, (R. 2015-198) the Township of Marlboro authorized a shared services agreement with the Marlboro Board of Education ("BOE") for architectural services in support of public works projects; and

WHEREAS, on February 11, 2016, (R. 2016-081) the Township of Marlboro authorized the extension of the shared services agreement with the Marlboro Board of Education for architectural services; and

WHEREAS, on February 21, 2019, (R. 2019-99) the Township of Marlboro authorized an amendment to a shared service agreement with the Marlboro Board of Education to provide architectural services for the Marlboro Township Department of Public Works in connection with the repair and replacement of the Recreation Center roof (2018-122-107.1); and

WHEREAS, the Township requires additional architectural services in connection with the repair and replacement of the Recreation Center roof not to exceed \$6,200.00; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., (the "Act") permits units of local government to share services for particular purposes and to effectuate agreements for any service or circumstance that will aid and encourage a reduction of local expenses; and

WHEREAS, the Township of Marlboro and Marlboro Board of Education are public bodies, corporate and politic of the State of New Jersey and are authorized under New Jersey Law to enter into a Shared Services Agreement pursuant to the Act; and

WHEREAS, the BOE has awarded a contract pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11) for architectural services for the maintenance of the school buildings; and

WHEREAS, the BOE and the Township have negotiated the terms of a Shared Services Agreement, included as EXHIBIT A and incorporated into this resolution as if set forth at length herein; and

WHEREAS, the Administration and Department of Public Works have recommended the agreement and recommended amendment as representing the best value for Marlboro taxpayers; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$6,200.00 are available in Capital Account No. 04-215-18-01P-122288 for the additional services required; and

WHEREAS, the Township Council has indicated its desire to accept the recommendation of the Administration and Department of Public Works.

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

1. The above recitals are hereby incorporated into the body of this Resolution as if set forth at length herein.
2. The Shared Services Agreement shall be open to public inspection in the Clerk's office and shall take effect upon the adoption of a resolution and execution of the agreement by both parties.
3. The Mayor and Township Clerk are hereby authorized to execute a Shared Services Agreement, the terms of which are annexed hereto as EXHIBIT A.
4. A copy of the Shared Services agreement shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs.

RESOLUTION #2020-226

A RESOLUTION AUTHORIZING YEAR 3 OF CONTRACT TO GARDEN IRRIGATION FOR THE PROVISION OF PARKING LOT SNOW REMOVAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW)

WHEREAS, on September 6, 2018 (R.2018-279) the Township Council of the Township of Marlboro awarded a contract to GARDEN IRRIGATION FOR THE PROVISION OF PARKING LOT SNOW REMOVAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, the bid specifications included the option to renew said contract for one (1) two-year or two (2) one-year extensions on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, on August 15, 2019 (R.2019-250) the Township Council of the Township of Marlboro approved the first one-year extension of the contract; and

WHEREAS, in a memo dated July 21, 2020, the Director of Public Works has recommended that the Township approve a second and final one (1) year extension 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 GARDEN IRRIGATION whose address is 316 Tennent Road, Morganville, NJ 07751 for a one (1) year period beginning on October 1, 2020, through September 30, 2021, for an amount not to exceed \$52,900.00.

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

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified funds in the amount of \$13,225.00 for the aforesaid contract in Current Account #01-201-26-119-288310.

BE IT FURTHER RESOLVED, funds for the 2021 portion in an amount of \$39,675.00 will be certified at the time of adoption of the 2021 municipal budget; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Township Clerk to witness, a contract extension with FREEHOLD CARTAGE, INC. in accordance with this resolution.

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

- a. GARDEN IRRIGATION
- b. Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION # 2020-227

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR THE
PROVISION OF DUMP TRUCK WITH SNOW REMOVAL EQUIPMENT RENTAL
FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS
(DPW)

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for THE PROVISION OF DUMP TRUCK WITH SNOW REMOVAL EQUIPMENT RENTAL FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, and on August 4, 2020, received one (1) bid received as follows:

BASE BID			Herc Rentals Inc 27500 Riverview Center Blvd Bonita Springs FL 34134	
			Weekly	Monthly
1		5 to 7 Yard Dump Truck With Plow	1,450.00	3,975.00
2		Optional V-Box Salt Spreader	857.00	2,000.00
3		2 to 3 Yard Dump Truck With Plow	1,075.00	2,975.00

; and

WHEREAS, in a memo dated August 4, 2020, the Director of Public Works has reported that HERC RENTALS, INC., the sole bidder, is responsive and has recommended that a contract for the base bid, items 1 and 3, for an amount not to exceed \$55,600.00 be awarded to HERC RENTALS, INC., 27500 Riverview Center Blvd., Bonita Springs, FL 34134; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Department of Public Works 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 HERC RENTALS, INC. whose address is 27500 Riverview Center Blvd., Bonita Springs, FL 34134 for the PROVISION OF DUMP TRUCK WITH SNOW REMOVAL EQUIPMENT RENTAL FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW), for a contract amount not to exceed \$55,600.00.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with HERC RENTALS, INC., in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney.

BE IT FURTHER RESOLVED, the Chief Financial Officer has certified that funds in the amount of \$13,900.00 are available in

Current Account No. 01-201-26-119-215105 for the services estimated for 2020.

BE IT FURTHER RESOLVED, funds for the 2021 portion of the contract totaling \$41,700.00 will be made available and certified by the Chief Financial Officer upon adoption of the 2021 municipal budget.

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

- a. Herc Rentals, Inc.
- b. Business Administrator
- c. Chief Financial Officer
- d. Director of Public Works

RESOLUTION #2020-228

AUTHORIZING SUBMISSION OF A STRATEGIC PLAN FOR MARLBORO MUNICIPAL ALLIANCE GRANT FOR FY2021 (FORM 1B)

Governor's Council on Alcoholism and Drug Abuse
Fiscal Grant Cycle July 2020-2025
FORM 1B

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Township Council of the Township of Marlboro further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Council of the Township of Marlboro has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Monmouth; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township of Marlboro, County of Monmouth, State of New Jersey hereby recognizes the following:

- 1. The Township Council of the Township of Marlboro does hereby authorize submission of a strategic plan for the Marlboro Municipal Alliance grant for fiscal year 2021 in the amount of:

DEDR	\$11,072.00
Cash Match	\$ 2,768.00
In-Kind	\$ 8,304.00

- 2. The Township Council of the Township of Marlboro acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION #2020-229

WHEREAS, the rightful owners of Block 105 Lot 3 commonly known as 14 Thomas Lane has redeemed Tax Sale Certificate #2013-005 directly to the lienholder through installment payments pursuant to the resolution of a bankruptcy,

WHEREAS, the holder of the above-mentioned tax sale certificate is entitled to the refund of the premium paid for the Tax Sale Certificate,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that the amount of \$1,300 be refunded to the certificate holder: Culmac Investors, Inc., PO Box 251, Monmouth Beach, NJ 07750.

RESOLUTION #2020-230

WHEREAS, the Tax Assessor has granted disabled veteran exemptions for the owners of the properties as per Schedule "A",

WHEREAS, pro-rated 2020 property taxes totaling \$50,267.57 need to be cancelled,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro to direct the Tax Collector to cancel \$50,267.57 for 2020 taxes.

SCHEDULE "A"

BLOCK/LOT	EFFECTIVE DATE	PROPERTY INFORMATION	AMOUNT
214/33	1/21/2020	Goldstein, Jerald & Brigitte Grabow 34 Boundary Road	\$9,184.87
300/46	2/6/2020	Gurski, Edward & Linda 479 Tennent Road	\$8,189.80
119.05/21	2/20/2020	Blackstock, John & Grill Jennifer 605 Robert Court	\$13,362.42
153/6	4/15/2020	Roman, Kenneth Jr & Janine L 400 Route 79	\$5,014.93
268.06/11	6/15/2020	Lestingi, John & Catherine 39 Alpine Drive	\$9,196.46
193.13/51	5/27/20	Dietrich, William & Thelma 315 Highgate Court	\$5,319.09

RESOLUTION #2020-231

WHEREAS, the attached list in the amount of \$5,223.69 known as Schedule "A", is comprised of amounts representing overpayments for 2019 taxes,

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

SCHEDULE "A"

<u>BLOCK/LOT</u>	<u>ASSESSED OWNER</u>	<u>2019 REFUND</u>
132.12/14/C0214	Kenneth & Patricia Haerle 214 Knightsbridge Lane Morganville, NJ 07751	212.24
120.02/35	Gerald & Patricia Hudacsko 247 Wooleytown Road Morganville, NJ 07751	279.00
231/7	Cohen, Lester R & Ronnie 19 Hastings Road Marlboro, NJ 07746	366.46
363.01/10	Liebowitz, Shaun & Shayla c/o Valeri Hofer, Esq Trust Acct. 241 Radcliffe St, 1 st Floor Bristol, PA 19007	4,365.99

RESOLUTION #2020-232

WHEREAS, Resolution 2020-145 was adopted by the Township Council on April 23, 2020 to allow the Tax Collector to send estimated tax bills; and

WHEREAS, the Township subsequently received the certified tax rate from the Monmouth County Board of Taxation; and

WHEREAS, the 2020 Final/2021 Preliminary tax bills can be issued and Resolution 2020-145 can be rescinded and

WHEREAS, pursuant to N.J.S.A. 54:4-64, the third installment shall not be subject to interest until the later of the end of the grace period or the twenty-fifty calendar day after bills were mailed; and

WHEREAS, said mailing of the 2020 tax bills occurred on July 31, 2020; and

WHEREAS, pursuant to N.J.S.A. 54:4-64, interest shall not be charged until August 25, 2020; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that Resolution 2020-145 authorizing estimated tax bills is hereby rescinded.

BE IT FURTHER RESOLVED, that the date to charge interest on the payment of third quarter property taxes be extended to August 25, 2020.

BE IT FURTHER RESOLVED, that in accordance with N.J.S.A. 54:4-67, interest calculated on payments received after August 25, 2020 will revert back to the original due date of August 1, 2020.

At 7:40 p.m., Councilwoman Marder moved that the meeting be adjourned. This was seconded by Councilman Scalea, and as there was no objection, the Clerk was asked to cast one ballot.

MINUTES APPROVED: September 17, 2020

OFFERED BY: AYES:

SECONDED BY: NAYS:

SUSAN A. BRANAGAN,
MUNICIPAL CLERK
091720

CAROL MAZZOLA,
COUNCIL PRESIDENT