

MARLBORO TOWNSHIP COUNCIL MEETING

January 21, 2021

The Marlboro Township Council held its regularly scheduled meeting remotely on January 21, 2021 at 7:00 P.M.

Council President Cantor 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 19, 2021; published in the Asbury Park Press on January 16, 2021; 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 Municipal Clerk called the Roll.

PRESENT: Councilwoman Marder, Councilwoman Mazzola, Councilman Scalea and Council President Cantor. Council Vice President Metzger was absent.

Also present: Mayor Jonathan L. Hornik, Louis Rainone, Esq., Business Administrator Jonathan Capp, Municipal Clerk Susan A. Branagan and Deputy Municipal Clerk Jennifer M. Johnson.

Councilman Scalea moved that the minutes of December 17, 2020 be approved. This was seconded by Councilwoman Mazzola, and passed on a roll call vote of 4 - 0 in favor (Absent: Metzger).

Councilwoman Marder moved that the minutes of January 7, 2021 be approved. This was seconded by Councilwoman Mazzola, and passed on a roll call vote of 4 - 0 in favor (Absent: Metzger).

The following Resolution #2021-056/Ordinance #2021-001 (Amending Salaries of Various Officers and Employees) was introduced by reference, offered by Councilman Scalea, seconded by Councilwoman Mazzola and passed on a roll call vote of 4 - 0 in favor (Absent: Metzger).

RESOLUTION # 2021-056

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

ORDINANCE # 2021-001

ORDINANCE AMENDING CHAPTER 4, ARTICLE XX
(ADMINISTRATION OF GOVERNMENT, OFFICERS AND EMPLOYEES)
AND FIXING THE SALARIES OF VARIOUS
OFFICERS AND EMPLOYEES OF THE
TOWNSHIP OF MARLBORO
2021

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 February 4, 2021 at 7:00 p.m. at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE # 2021-001

ORDINANCE AMENDING CHAPTER 4, ARTICLE XX
(ADMINISTRATION OF GOVERNMENT, OFFICERS AND EMPLOYEES)
AND FIXING THE SALARIES OF VARIOUS
OFFICERS AND EMPLOYEES OF THE
TOWNSHIP OF MARLBORO
2021

BE IT ORDAINED, by the Township Council of the Township of Marlboro, County of Monmouth, as follows:

SECTION 1. The salaries of the hereinafter designated Township officers and employees in accordance with Schedule "A" are attached hereto.

SECTION 2. All salary ordinances heretofore adopted are hereby repealed, and all other parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 3. This Ordinance shall take effect upon passage and publication as required by law.

	2021
Mayor	4,800
Councilperson	3,600

Business Administrator	85,000.00 - 164,000.00
Municipal Clerk	65,000.00 - 126,000.00
Deputy Municipal Clerk	45,000.00 - 81,000.00
Chief Financial Officer	78,000.00 - 137,000.00
Finance Director	2,500.00 - 16,000.00
Tax Collector	65,000.00 - 102,000.00
Tax Assessor	65,000.00 - 102,000.00
Municipal Presiding Judge	27,000.00 - 57,000.00
Municipal Judge	20,000.00 - 35,000.00
Township Engineer	90,000.00 - 137,000.00
Superintendent of Public Works	99,900.00 - 164,000.00
Recreation Director	70,000.00 - 107,000.00
Chief of Police	107,000.00 -205,000.00
Director of Community Development	75,000.00 - 164,000.00

The following Resolution #2021-057/Ordinance #2021-002 (Authorizing Township of Marlboro to Acquire Non-Exclusive Easements) was introduced by reference, offered by Councilman Scalea, seconded by Council President Cantor and passed on a roll call vote of 4 - 0 in favor (Absent: Metzger).

RESOLUTION #2021-057

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

ORDINANCE # 2021-002

ORDINANCE AUTHORIZING THE TOWNSHIP OF MARLBORO TO ACQUIRE NON-EXCLUSIVE EASEMENTS OVER PROPERTY (BLOCK 157, LOTS 34.03 & 34.02)

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 February 4, 2021 at 7:00 p.m. at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE # 2021-002

ORDINANCE AUTHORIZING THE TOWNSHIP OF MARLBORO TO ACQUIRE NON-EXCLUSIVE EASEMENTS OVER PROPERTY (BLOCK 157, LOTS 34.03 & 34.02)

WHEREAS, New Hope Integrated Behavioral Health Care ("New Hope Care") and Recovery Management Systems, Inc. ("Recovery Management") are the owners of certain tracts or portions of property identified on the Township of Marlboro (the "Township") Official Tax Map as Block 157, Lot 34.03 and Block 157, Lot 34.02, respectively (hereinafter referred to as the "Property"); and

WHEREAS, the Township seeks to acquire non-exclusive easements and rights-of-way in perpetuity for the operation, maintenance, monitoring, repair, renewal and/or replacement of certain water system improvements that are located and/or to be constructed upon a portion of said Property (the "Easements"); and

WHEREAS, pursuant to N.J.S.A. 40A:12-1, et seq., the Local Lands and Buildings Law, the Township is authorized to acquire any real property, or interests therein, when authorized by ordinance; and

WHEREAS, Deeds of Easement and Rights-of-Way from New Hope Care and Recovery Management have been prepared which provide the Township with non-exclusive easements in the Property as described in the agreements appended hereto as Attachment A and Attachment B; and

WHEREAS, after analysis and review, the Marlboro Township Division of Engineering ("Engineering") has determined it is in the Township's best interest to enter into the aforementioned Deeds of Easement and Rights-of-Way in a form substantially similar to the forms attached hereto as Attachment A and Attachment B; and

WHEREAS, the Township Attorney has reviewed the aforementioned Deeds of Easement and Rights-of-Way and agreed that it is in the best interests of the Township to acquire the easements; and

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

1. The Mayor and Municipal Clerk are hereby authorized to execute all documents necessary for the acceptance of the Deeds of Easement and Rights-of-Way as described in substantially the forms appended hereto as Attachment A and Attachment B, which set forth the terms and conditions pertaining to the easements.

2. If any section or provision of this Ordinance shall be held to be invalid by any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance.
3. All ordinances or part of ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.
4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

As the Consent Agenda, the following resolutions were introduced by reference, offered by Councilwoman Marder, seconded by Councilman Scalea, and passed on a roll call vote of 4 - 0 in favor (Absent: Metzger):

RESOLUTION #2021-058

EMERGENCY TEMPORARY APPROPRIATION
PRIOR TO ADOPTION OF THE BUDGET

WHEREAS, N.J.S.A. 40A:4-20 provides authorization for an emergency temporary appropriation after the first thirty days of the fiscal year and before the adoption of the 2021 Municipal budget; and

WHEREAS, this resolution authorizes appropriations representing 50% of the full 2020 appropriations with the exception of debt service and obligations associated with seasonal considerations; and

WHEREAS, the total emergency temporary resolutions adopted in the year CY 2021 pursuant to the provisions of N.J.C.A. 40A 4-20 (Chapter 96, P.L.1951 as amended) including this resolution total: \$25,194,851.59 for the municipal budget, \$6,626,469.69 for the operations of the water utility, and \$725,181.26 for the operations of the recreation and swim utility; and

NOW THEREFORE, BE IT RESOLVED, that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for each of the accounts listed on the attached.

2. That each said emergency temporary appropriation will be provided for in the CY 2021 budget under the same title as appropriated above.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

<u>ACCOUNT NUMBER</u>	<u>DESCRIPTION</u>	<u>2020 ADOPTED BUDGET</u>	<u>2021 TEMPORARY BUDGET INCLUDING EMERGENCIES</u>
<u>CURRENT FUND:</u>			
01-201-20-010-100	MAYOR'S OFFICE S&W	76,818.37	38,409.18
01-201-20-010-200	MAYOR'S OFFICE O/E	4,107.00	2,053.50
01-201-20-020-100	CLERK'S OFFICE S&W	244,071.01	122,035.50
01-201-20-020-200	CLERK'S OFFICE O/E	48,924.25	24,462.13
01-201-20-021-100	TOWNSHIP COUNCIL - SALARIES & WAGES	18,000.00	9,000.00
01-201-20-021-200	TOWNSHIP COUNCIL - OTHER EXPENSES	530.00	265.01
01-201-20-030-100	ADMINISTRATION S&W	275,174.90	137,587.45
01-201-20-030-200	ADMINISTRATION O/E	129,673.52	64,836.76
01-201-20-033-100	CENTRAL COMPUTER OFFICE - SALARIES & WAGES	130,932.17	65,466.08
01-201-20-033-200	CENTRAL COMPUTER OFFICE - OTHER EXPENSES	128,021.96	64,010.98
01-201-20-035-200	ETHICS COMMISSION - OTHER EXPENSES	8,170.00	6,644.63
01-201-20-040-100	FINANCE S&W	209,656.06	104,828.03
01-201-20-040-200	FINANCE O/E	9,045.86	12,374.54
01-201-20-043-200	ANNUAL AUDIT O/E	34,792.52	30,000.00
01-201-20-045-100	TAX ASSESSOR S&W	133,910.69	66,955.35
01-201-20-045-200	TAX ASSESSOR O/E	62,568.75	36,424.30
01-201-20-046-100	TAX COLLECTOR S&W	144,840.83	72,420.42
01-201-20-046-200	TAX COLLECTOR O/E	41,736.28	20,868.14
01-201-20-050-200	LEGAL SERVICES O/E	210,071.53	208,286.60
01-201-20-055-200	CABLE - OTHER EXPENSES	52,423.39	56,012.77
01-201-20-060-100	ENGINEERING S&W	290,795.81	145,397.90
01-201-20-060-200	ENGINEERING O/E	114,424.88	57,212.44
01-201-20-083-200	ECONOMIC DEVELOPMENT - OTHER EXPENSES	19,775.00	9,887.50
01-201-20-092-200	INTERGOVT. RELATIONS O/E	9,956.00	4,978.00
01-201-20-093-200	HISTORIC SITES COMMITTEE - OTHER EXPENSE	1,200.00	600.00
01-201-20-140-200	Open Space Comm - OTHER EXPENSES	973.25	486.63
01-201-20-158-200	POSTAGE - OTHER EXPENSES	28,375.00	14,187.50
01-201-21-070-100	PLANNING BOARD S&W	81,278.05	40,639.03
01-201-21-070-200	PLANNING BOARD O/E	23,791.00	11,895.50
01-201-21-071-200	PLANNING BOARD CONTRAC. O/E	86,400.00	94,220.00
01-201-21-075-100	ZONING S&W	174,154.50	87,077.25
01-201-21-075-200	ZONING O/E	47,826.00	23,913.01
01-201-21-209-100	AFFORDABLE HOUSING S&W	17,000.00	8,500.00
01-201-23-099-200	UNEMPLOYMENT INSURANCE - OTHER EXPENSES	1,000.00	40,262.50
01-201-23-100-200	EMPLOYEE INSURANCE - OTHER EXPENSES	2,902,592.02	1,451,296.01
01-201-23-101-200	LIABILITY INSURANCES - OTHER EXPENSES	537,176.17	542,082.27
01-201-23-102-200	WORKER'S COMPENSATION O/E	483,474.68	503,991.13
01-201-23-103-200	HEALTH INSURANCE WAIVERS	84,000.00	0.00
01-201-25-052-100	MUNICIPAL PROSECUTOR - SALARIES & WAGES	31,836.24	15,918.12
01-201-25-052-200	MUNICIPAL PROSECUTOR - O/E	3,000.00	3,000.00
01-201-25-104-100	FIRE PREVENTION BUREAU S&W	253,246.95	126,623.47
01-201-25-104-200	FIRE PREVENTION BUREAU O/E	25,174.96	12,587.48
01-201-25-106-100	POLICE S&W	9,366,702.70	4,683,351.35
01-201-25-106-200	POLICE O/E	668,326.25	334,163.12
01-201-25-108-100	EMERGENCY MANAGEMENT S&W	23,000.00	86,037.50
01-201-25-108-200	EMERGENCY/CIVIL DEFENSE O/E	11,806.00	63,099.08
01-201-25-110-200	CONTRIBUTIONS	60,000.00	0.00
01-201-25-178-200	LOSAP	85,000.00	85,000.00
01-201-25-212-100	911 EXPENSES S&W	824,875.87	412,437.94

01-201-25-212-200	911 EXPENSES O/E	213,291.36	106,645.68
01-201-25-226-200	S.F.S.P. O/E	11,000.00	0.00
01-201-26-117-100	RECYCLING - S&W	21,600.00	10,800.00
01-201-26-117-200	RECYCLING - OTHER EXPENSES	689,661.00	786,580.00
01-201-26-119-100	SNOW REMOVAL S&W	211,000.00	155,387.50
01-201-26-119-200	SNOW REMOVAL - OTHER EXPENSES	1,030,470.04	970,753.39
01-201-26-120-100	ROAD MAINTENENANCE S&W	1,806,385.95	903,192.97
01-201-26-120-200	ROAD MAINTENANCE O/E	186,442.72	93,221.36
01-201-26-121-100	VEHICLE MAINTENANCE S&W	493,532.90	246,766.45
01-201-26-121-200	VEHICLE MAINTENANCE O/E	298,771.00	149,385.50
01-201-26-122-100	GROUNDS MAINTENANCE S&W	254,460.92	127,230.46
01-201-26-122-200	GROUNDS MAINTENANCE O/E	204,035.13	129,638.99
01-201-26-125-100	PUBLIC WORKS S & W	186,901.30	93,450.65
01-201-26-125-200	PUBLIC WORKS O/E	8,391.00	4,195.50
01-201-26-126-200	CONDOMINIUM SERVICES ACT - OTHER	140,505.00	36,882.56
01-201-26-129-100	SHADE TREE - S&W	0.00	4,000.00
01-201-26-129-200	SHADE TREE - OTHER EXPENSES	12,280.00	6,140.00
01-201-27-130-100	REGISTRAR S&W	21,500.00	0.00
01-201-27-130-200	REGISTRAR O/E	996.75	498.37
01-201-27-134-100	DRUG ABUSE S&W	17,949.59	24,711.77
01-201-27-134-200	DRUG ABUSE CONTROL O/E	15,314.25	24,019.99
01-201-27-136-100	ANIMAL REGULATIONS S & W	0.00	0.00
01-201-27-136-200	ANIMAL REGULATIONS O/E	46,872.65	0.00
01-201-27-138-100	ENVIRONMENTAL COMMITTEE S&W	2,000.00	1,000.00
01-201-27-138-200	ENVIRONMENTAL PROTEC. O/E	1,045.00	522.50
01-201-28-123-100	PARKS & RECREATION - S&W	411,739.59	205,869.79
01-201-28-123-200	PARKS OTHER EXPENSES	180,981.88	90,490.94
01-201-28-145-100	RECREATION S & W	543,225.62	271,612.81
01-201-28-145-200	RECREATION O/E	276,334.97	138,167.49
01-201-28-146-200	RECREATION TEEN PROGRAMS O/E	4,410.00	1,157.63
01-201-29-150-200	PUBLIC LIBRARY O/E	13,000.00	6,500.00
01-201-30-173-200	PRIOR YEARS BILLS	1,000.00	500.00
01-201-30-184-100	ACCUMULATED ABSENCES	1,000.00	0.00
01-201-31-160-200	STREET LIGHTING O/E	645,481.00	322,740.50
01-201-31-161-200	ELECTRIC O/E	307,086.84	153,543.42
01-201-31-162-200	TELEPHONE O/E	215,846.04	215,846.04
01-201-31-164-200	WATER O/E	25,980.00	12,990.00
01-201-31-165-200	SEWER O/E	11,500.00	5,750.00
01-201-31-167-200	NATURAL GAS O/E	61,100.00	30,550.00
01-201-31-168-200	GASOLINE	321,260.73	260,630.37
01-201-32-170-200	LANDFILL DISPOSAL COSTS	184,690.00	213,306.67
01-201-35-180-200	Contingent	2,500.00	0.00
01-201-36-174-200	POLICE & FIREMENS RETIREMENT	2,400,001.00	2,515,393.80
01-201-36-175-200	PUBLIC EMPLOYEES RETIREMENT	1,150,001.00	1,332,960.12
01-201-36-176-200	EMPLOYER'S PORTION FICA	1,357,519.65	678,759.83
01-201-36-179-200	DEFINED CONTRIBUTION RETIREMENT PROGRAM	1,000.00	0.00
01-201-41-313-000	Drunk Driving Enforc Grant	0.00	0.00
01-201-41-339-000	ALCOHOL REHABILITATION GRANT	0.00	0.00
01-201-41-343-000	Clean Communities Grant	0.00	0.00
01-201-41-347-000	Recycling Tonnage Grant	23,300.10	0.00
01-201-41-361-000	Municipal Drug Alliance	0.00	0.00
01-201-41-363-000	COPS IN SHOPS	0.00	0.00
01-201-41-365-000	Body Armor Grant	0.00	0.00
01-201-41-366-000	Drive Sober or get Pulled Over Grant	0.00	0.00
01-201-41-367-000	Highway Traffic Safety Grant	0.00	0.00
01-201-41-374-000	Body Worn Camera Assistance Program	0.00	0.00
01-201-41-367-000	Chap 159 - 2013 Highway Safety Fund	0.00	0.00

01-201-41-368-000	Chap 159 - 2013 NRCS Grant	0.00	0.00
01-201-41-369-000	Chapter 159 - 2013 DDEF	0.00	0.00
01-201-41-370-000	Chapter 159 - Clean Communities Grant	0.00	0.00
01-201-41-371-000	Chapter 159 - Drive sober Grant	0.00	0.00
01-201-43-207-100	MUNICIPAL COURT S&W	373,215.03	186,607.52
01-201-43-207-200	MUNICIPAL COURT O/E	96,687.07	48,343.54
01-201-43-211-100	PUBLIC DEFENDER S&W	9,550.87	4,775.43
01-201-43-211-200	PUBLIC DEFENDER O/E	8,360.00	8,550.00
01-201-44-222-200	CAPITAL IMPROVEMENT FUND	300,000.00	300,000.00
01-201-45-220-200	BOND PRINCIPAL	2,725,000.00	2,758,000.00
01-201-45-221-200	LEASE PRINCIPAL	184,000.00	202,000.00
01-201-45-230-200	BOND-INTEREST - OTHER EXPENSES	1,270,800.00	1,127,000.00
01-201-45-231-200	DEBT SERVICE LEASE - INTEREST	9,400.00	10,000.00
01-201-45-235-200	NOTE INTEREST	1.00	187,000.00
01-201-45-236-200	NOTE PRINCIPAL	0.00	1.00
01-201-45-240-200	GREEN TRUST DEBT SERVICE	29,100.00	28,995.00
01-201-46-335-200	Deferred Charges Unfunded	187,423.34	0.00
01-201-50-299-200	RESERVE FOR UNCOLLECTED TAXES	2,601,290.37	0.00
TOTAL		<u>40,028,823.08</u>	<u>25,194,851.59</u>

WATER UTILITY FUND:

05-201-55-500-100	SALARY & WAGES	1,076,762.80	538,381.41
05-201-55-500-200000	WATER UTILITY OE	7,236,002.20	3,618,001.10
05-201-55-501-200000	WATER CAPITAL OUTLAY	20,000.00	10,000.00
05-201-55-503-254010	SOCIAL SECURITY - WATER EMPLOYEE BENEFIT	82,372.37	41,186.19
05-201-55-503-260040	Deferred Charges - NJEIT Payment	0.00	0.00
05-201-55-503-261010	Unemployment	1.00	0.00
05-201-55-503-287010	PENSION - WATER EMPLOYEE BENEFITS	1.37	0.00
05-201-55-520-260040	Bond Principal	985,000.00	1,070,000.00
05-201-55-530-290040	Interest on Bonds	461,325.00	445,800.00
05-201-55-536-260040	Note Principal	0.00	0.00
05-201-55-535-290040	Interest on Notes	1.00	19,001.00
05-201-55-540-260040	NJEIT Loan Principal	712,000.00	722,000.00
05-201-55-545-290040	NJEIT Loan Interest	161,000.00	162,100.00
05-201-55-550-000000	NJEIT Loan Fees	0.00	0.00
TOTAL		<u>10,734,465.74</u>	<u>6,626,469.69</u>

RECREATION UTILITY FUND:

09-201-55-400-101000	RECREATION - SALARY & WAGES	1,018,693.70	267,407.10
09-201-55-400-200020	RECREATION - OE	1,356,492.28	353,174.17
09-201-55-451-000000	Capital Outlay	1.00	0.00
09-201-55-481-260	Note Principal	0.00	0.00
09-201-55-481-290	Interest on Notes	1.00	1,100.00
09-201-55-482-260452	Bond Principal	75,000.00	75,000.00
09-201-55-483-290452	Interest on Bonds	35,500.00	28,500.00
09-201-55-487-254413	Social Security Payment	0.77	0.00
09-201-55-487-261413	Unemployment	1.00	0.00
09-201-55-487-287413	Pension	1.37	0.00
TOTAL		<u>2,485,691.12</u>	<u>725,181.26</u>

RESOLUTION #2021-059

AN AMENDED RESOLUTION OF THE MARLBORO TOWNSHIP TOWN COUNCIL AUTHORIZING A SUBORDINATION OF A MORTGAGE DATED NOVEMBER 9, 2011, AGAINST A PROPERTY LOCATED AT 2 SHERBROOKE LANE, MORGANVILLE, NEW JERSEY, AND OWNED BY BARRY J. IVLER AND BONNIE JAY IVLER, HUSBAND AND WIFE

WHEREAS, the Township of Marlboro currently operates and participates under the auspices of New Jersey's Fair Housing Act (N.J.S.A. 52:27D-301 et. seq.) as to its affordable housing obligations; and

WHEREAS, the homeowners hereunder, Barry J. Ivler and Bonnie Jay Ivler, husband and wife ("the Homeowners"), purchased a residence which is commonly known as 2 Sherbrooke Lane, in the Township of Marlboro, and said home can be more specifically identified as Lot 13, Block 267 ("the Residence"); and

WHEREAS, the Homeowners previously made application to the then administrative agent as to Marlboro Township's "Housing Rehabilitation Program"; and

WHEREAS, Marlboro's administrative agent issued a "certificate of eligible household" to the Homeowners on July 28, 2011; and

WHEREAS, as part and parcel of participating in the rehabilitation program the Homeowners executed a mortgage to Marlboro Township (dated November 9, 2011) to secure a forgivable loan of \$16,875.00 with said mortgage being recorded on November 8, 2012, in the Monmouth County Clerk's Office in deed book OR-8979, at page 8611 et seq. ("the Marlboro Mortgage"); and

WHEREAS, by virtue of the foregoing, the Residence was made subject to the Marlboro Mortgage and the Uniform Housing Affordability Controls act which is codified at N.J.A.C. 5:80-26.1 et seq.; and

WHEREAS, the Homeowners have now negotiated with The Federal Savings Bank ("the Lender") to refinance their existing first mortgage against the Residence (currently held by PennyMac Loan Services, LLC); and

WHEREAS, as a condition of the imminent refinancing with the Lender, the Lender requires a subordination of the Marlboro Mortgage; and

WHEREAS, the Homeowners now desire to refinance and as a consequence thereof, they too ask the Marlboro Township Town Council to approve a subordination of the Marlboro Mortgage in order to facilitate their refinance application; and

WHEREAS, on or about September 17, 2020, the Marlboro Town Council—via Resolution #2020-241—approved a subordination of the Marlboro Mortgage so that the Homeowners could refinance with the Lender;

WHEREAS, the Homeowners have since increased the amount they are refinancing from the Lender (from \$432,000 to \$460,000) and as such they (i.e., the Homeowners) ask that the subordination agreement executed by Mayor Hornik pursuant to Resolution #2020-241 now be amended to reflect the greater amount that the Homeowners are refinancing;

WHEREAS, it has been determined that there is good cause to grant this subordination of the Marlboro Mortgage to the new loan to be made to the Homeowners by the Lender;

NOW, THEREFORE, BE IT RESOLVED, that the Hon. Mayor Jonathan L. Hornik is hereby authorized to execute the attached and amended subordination of the Marlboro Mortgage on the Residence; and

BE IT FURTHER RESOLVED, that subsequent to the signature of the said subordination that this subordination will be recorded in the Monmouth County Clerk's Office.

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

- a. Mayor Jonathan L. Hornik;
- b. Township Business Administrator, Jon Capp;
- c. Township Attorney; and,
- d. Kenneth W. Biedzynski, Affordable Housing Special Counsel

RESOLUTION #2021-060

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, the Township Council previously confirmed 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 in the amount of \$300,542.63; and

WHEREAS, additional 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 were made between December 17, 2020 and the end of the calendar year, the amounts of which could not be determined; and

WHEREAS, Resolution 2020-307 authorized the Chief Financial Officer to make such additional 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; 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 \$289,993.32; and

WHEREAS, the Chief Financial Officer previously certified the availability of funds in an amount not to exceed \$289,993.32 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 #2021-061

AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY OF MONMOUTH RECLAMATION CENTER FOR THE DISPOSAL OF DEBRIS FOR 2021 FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, The Board of Chosen Freeholders of the County of Monmouth (hereinafter, "the County") has established the Monmouth County Reclamation Center; and

WHEREAS, the Township of Marlboro wishes to enter into a Shared Services Agreement with the County to dispose of debris including that collected through street sweeping at the Monmouth County Reclamation Center; and

WHEREAS, N.J.S.A. 40A:65-1 et seq. authorizes local units to enter into shared services agreements for the provision of services, including the services contemplated herein; and

WHEREAS, the proposed shared services agreement in the form of the County's posted Rules and Regulations is on file in the Township Clerk's office in accordance with the provisions of N.J.S.A. 40A:65-5(b); and

WHEREAS, funds for the aforesaid purpose estimated at an amount not to exceed \$34,240.00 has been certified by the Chief Financial Officer in Current Account #01-201-32-170-233107.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Clerk are hereby authorized and directed to execute the proposed shared services agreement for the disposal of debris with the Monmouth County Reclamation Center, 6000 Asbury Avenue, Tinton Falls, NJ 07753.

BE IT FURTHER RESOLVED, that, pursuant to N.J.S.A. 40A:65-4(b), a copy of the shared services agreement authorized herein shall be filed with the Division of Local Government Services in the Department of Community Affairs for informational purposes.

BE IT FURTHER RESOLVED, that a copy of the shared services agreement authorized herein shall be open to the public for inspection in the Township Clerk's Office.

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

- a. Monmouth County Reclamation Center
- b. Business Administrator
- c. Chief Financial Officer
- d. Director of Public Works

RESOLUTION #2021-062

RESOLUTION AUTHORIZING A CONTRACT FOR THE PROVISION OF DE-ICING MATERIAL (SODIUM CHLORIDE TREATED WITH LIQUID MAGNESIUM CHLORIDE AND ORGANIC BASED PERFORMANCE ENHANCER) THROUGH BIDS OBTAINED BY THE MONMOUTH COUNTY COOPERATIVE PURCHASING PROGRAM UNDER MONMOUTH COUNTY CO-OPERATIVE CONTRACT NUMBER F-39-2020

WHEREAS, the Monmouth County Cooperative Purchasing Program conducted a public bidding process and awarded a contract to Chemical Equipment Labs, Inc., P.O. Box 1136 Linwood, Pennsylvania, 19061 for the provision of de-icing material (treated sodium chloride) at a price of \$69.19 per ton; and

WHEREAS, the Township is authorized to purchase de-icing material (treated sodium chloride) from bids obtained from a cooperative pricing system such as the Monmouth County Cooperative Purchasing Program pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, the Public Works Department has indicated that Chemical Equipment Labs, Inc. has agreed to extend the pricing

provided to Monmouth County to Marlboro Township through the Monmouth County Cooperative Purchasing Program; and

WHEREAS, at this time, the Public Works Department has recommended the award of a contract on an as needed basis for de-icing material (treated sodium chloride) at the contract price of \$69.19 per ton; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey to purchase de-icing material (treated sodium chloride); and

WHEREAS, funds in the amount of \$345,950.00 have been certified by the Chief Financial Officer in accounts 01-201-26-119-292103 and 11-228-55-020, with additional amounts to be certified by the Chief Financial Officer as needed to respond to winter weather emergencies at the time of order; and

WHEREAS, the Marlboro Township Council, having considered the same, desires to authorize the purchase of de-icing material (treated sodium chloride) from Chemical Equipment Labs, Inc., at a price of \$69.19 per ton as needed, pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase de-icing material (treated sodium chloride) from Chemical Equipment Labs, Inc., at a price of \$69.19 per ton as needed, pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program; and

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

- a. Chemical Equipment Labs, Inc.
- b. Township Administrator
- c. Township Chief Financial Officer
- d. Township Public Works Department

RESOLUTION #2021-063

RESOLUTION AUTHORIZING AWARD OF STATE OF NEW JERSEY, MONMOUTH COUNTY AND EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) CONTRACTS TO VARIOUS VENDORS FOR THE PURCHASE OF AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF VEHICLE

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

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

WHEREAS, a municipality is also authorized to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from bids obtained by a cooperative pricing system such as the Monmouth County or ESCNJ pricing systems pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, the Monmouth County Cooperative Purchasing Program and ESCNJ have conducted public bid processes and awarded contracts to various vendors for the provision of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES; and

WHEREAS, the Public Works Department has indicated that the various vendors listed below have agreed to extend the State Contract and Cooperative pricing as indicated to Marlboro Township; and

WHEREAS, the Township of Department of Public Works Division of Vehicle Maintenance is in need of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES in order to maintain the Township vehicle fleet; and

WHEREAS, at this time, the Director of Public Works Department has recommended the award of contracts as follows:

Monmouth County Cooperative Purchasing		
Vendor	Contact Number	Amount
Mid Atlantic Truck Center	F-85-2019	\$15,000.00
Van Winkle Auto Supply	F-88-2020	\$8,000.00
Memphis Equipment Corp.	F-19-2021	\$10,000.00
Jesco	F-46-2020	\$2,500.00
Varga Transmissions	F-65-2019	\$5,000.00
Freehold Dodge	F-35-2021	\$20,000.00
Sea Coast Chevrolet	F-57-2021	\$5,000.00

C&M Auto Parts	F-34-2921	\$5,000.00
Brices Auto Supply	F-34-2021	\$3,000.00
Electro Batteries, Inc.	F-84-2019	\$5,000.00
Edwards Tire	F-28-2020	\$10,000.00
Brenntag Lubricants	F-56-2021	\$10,000.00
Allied Diesel	F55-2020	\$3,000.00

Educational Services Commission of New Jersey		
Vendor	Contract Number	Amount
Sanitation Equipment Corporation	17/18 - 30	\$7,500.00
Foley Inc.	18/19 - 25	\$25,000.00
Storr Tractor	18/19 - 25	\$15,000.00
Trius, Inc	18/19 - 25	\$10,000.00
Gabrielli Kenworth	17/18 - 30	\$10,000.00
Omaha Standard	17/18 - 30	\$15,000.00

State Contract		
Vendor	Contract Number	Amount
C & M Auto Parts	86059	\$15,000.00
Service Tire Truck Center	20-FLEET-00948	\$20,000.00
Route 1 Chrysler Dodge	89305	\$15,000.00
Chemung Supply	V00014194	\$10,000.00
Creston Hydraulics	40823, 89297, 88272	\$15,000.00
A & K Equipment	88273	\$7,500.00
Brown Hunterdon Mack	42103-42082-89269	\$15,000.00
D & W Diesel	42124	\$5,500.00
Norman's Auto Services	40174	\$3,000.00
Quality Auto Glass	40176	\$3,000.00
Norcia	42083, 85864, 89298	\$3,500.00
Perth Amboy Springs	89276	\$7,500.00
David Weber Oil	20-FLEET-01343	\$18,000.00
Varga Transmission Center	40828	\$7,000.00
Trius, Inc.	85439-85856	\$30,000.00
Sea Coast Chevrolet	40799	\$3,000.00
Foley Equipment	V00004579	\$15,000.00
Aurora Environmental	42274	\$5,500.00
Kaldor Emergency Lighting	42123	\$15,000.00

Praxair Distribution	83289	\$2,500.00
HA DeHart	88264	\$10,000.00
W. E. Timmerman Co.	85857	\$2,500.00
Joseph Fazzio Steel	19-FLEET-01112	\$5,000.00
B. J. and M. Auto	40857, 89295	\$2,500.00
NAPA Auto Parts (F & C Auto)	42104	\$65,000.00
Fastenal	19-FLEET-00565	\$5,500.00
Edwards Tire	V00000769	\$55,000.00
Air Brake & Equipment	42086, 89279	\$5,000.00
Campbell Freightliner	89264-42074	\$5,000.00
Freehold Ford	19-FLEET-00918	\$15,000.00
Storr Tractor	43038	\$10,500.00
Groff Tractor	17 - FLEET - 00202	\$2,000.00
Stephan L.Green trailer	19-FLEET-00880	\$3,000.00
Gabrielli kenworth	83009	\$7,500.00
Lawson	85850-42111-43023	\$3,000.00
Franklin Griffith	85580	\$2,500.00
Hoover Truck Center	89257	\$5,000.00
Custom Bandag Inc.	V00002954	\$5,000.00

;and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the Department of Public Works to obtain auto and truck parts and supplies under State Contract and through the Purchasing Cooperatives in order to maintain the Township vehicle fleet; and

WHEREAS, funds, subject to available budget appropriations will be certified by the Chief Financial Officer at the time of order; and

WHEREAS, the Township Council desires to approve the purchase of said AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the vendors and under the State Contracts identified above in an amount not to exceed \$425,000.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the aforementioned vendors pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program, for a total amount not to exceed \$101,500.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the aforementioned vendors pursuant to the bid obtained by the ESCNJ Cooperative Purchasing Program, for a total amount not to exceed \$82,500.00.

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

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

RESOLUTION #2021-064

RESOLUTION AUTHORIZING A CONTRACT FOR THE PROVISION OF VARIOUS STREET & ROAD MATERIALS THROUGH BIDS OBTAINED BY THE WESTERN MONMOUTH PURCHASING GROUP COOPERATIVE PRICING SYSTEM

WHEREAS, the Township is authorized to purchase goods and services from bids obtained from a cooperative pricing system such as the Western Monmouth Purchasing Group Cooperative Pricing System pursuant to the authority provided by N.J.S.A. 40A:11-10(a) et seq.; and

WHEREAS, Freehold Borough, Lead Agency of the Western Monmouth Purchasing Group (WMPG), conducted a public bidding process in October, 2019 for the provision of various street & road materials for the members of the cooperative pricing system for a term of two (2) years beginning January 1, 2020 and ending December 31, 2021; and

WHEREAS, the Township Council authorized the award of contract to the lowest qualified bidders (R.2019-369) on December 12, 2019 for the period January 1, 2020 through December 31, 2020; and

WHEREAS, with the understanding that no minimum or maximum quantities are guaranteed in the bid specifications and

materials will be purchased on an as needed basis, the Public Works Department has recommended the following contract renewals for an additional one year period terminating on December 31, 2021:

(1) R.W.V. Land & Livestock South, Inc., PO Box 1323, Jackson, NJ 08527: Item 10, Sand (Ice Control) for 1,000 tons of material at the contract price of \$17.73 per ton, for a total amount not to exceed \$17,730.00; and

(2) Yardville Supply Company, PO Box 8427, Hamilton, NJ 08650: Item 32, Pre-Mixed Rock Salt for an open ended contract on an as needed basis at the contract price of \$87.25 per ton, for a not to exceed total of \$250,000.00; and

(3) Trap Rock Industries, PO Box 419, Kingston, NJ 08528: Item 18, Rip Rap Stone for 200 tons of material at the contract price of \$34.00 per ton, for a total amount not to exceed \$6,800.00; and

(4) Stavola Construction Materials, Inc., 175 Drift Road, Tinton Falls, NJ 07724: Item 1, for FABC Type I-5, Item 2, FABC Type I-2, Item 8, Hi-Performance Cold Patch, Item 13, $\frac{3}{4}$ " Stone, Item 14, 1" and 1 $\frac{1}{2}$ " Clean Stone, Item 41, R-Blend Recycled Concrete and Item 43, Stone Dust at the prices indicated in the bids, for a total amount not to exceed \$627,250.00; and

WHEREAS, funds in the amount of \$87,500.00 for Pre-Mixed Rock Salt have been certified by the Chief Financial Officer in account 11-228-55-020, with additional amounts to be certified at the time materials are ordered; 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 contracts be awarded to R.W.V. Land & Livestock South, Inc., PO Box 1323, Jackson, New Jersey 08527, in an amount not to exceed \$17,730.00, Yardville Supply Company, PO Box 8427, Trenton, New Jersey 08620, in an amount not to exceed \$250,000.00, Trap Rock Industries, 4415 Route 27, Kingston New Jersey in an amount not to exceed \$6,800.00, and Stavola Construction Materials, Inc.,

120 Old Bergen Mills Road, Millstone, New Jersey 08535, on Items 1,2,8,13,14,41 and 43 in an amount not to exceed \$627,250.00.

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

- a. R.W.V. Land & Livestock South, Inc.
- b. Yardville Supply Company
- c. Trap Rock Industries
- d. Stavola Construction Materials, Inc.
- e. Township Business Administrator
- f. Township Chief Financial Officer
- g. Township Director of Public Works

RESOLUTION #2021-065

CANCELLING UNEXPENDED CAPITAL FUND BALANCES

WHEREAS, certain capital ordinances within the Township of Marlboro General Capital Accounts have balances remaining for capital improvement authorizations previously authorized by the Township Council of the Township of Marlboro, Monmouth County, State of New Jersey, and

WHEREAS, certain projects for which remaining funding exists have been deemed as unnecessary or no longer needed, and

WHEREAS, the cancellation of these balances must be completed through resolution of this Governing Body;

NOW, THEREFORE, BE IT RESOLVED, that the following adjustments and cancellations are hereby approved, and the Chief Financial Officer is authorized to make the appropriate entries to reflect this action.

GENERAL CAPITAL:		
Improvement Authorizations:		
Ordinance Number	Funded	Unfunded
2011-02	\$ 36,164.88	
Grants Receivable:		
Ordinance Number		Amount
2019-10		\$ 36,164.88

RESOLUTION #2021-066

RESOLUTION OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY REDUCING A SPECIAL EMERGENCY APPROPRIATION PREVIOUSLY MADE FOR THE PURPOSES SET FORTH IN N.J.S.A. 40A:4-53(L) AND/OR N.J.S.A. 40A:4-53(M) FROM \$1,900,000 TO \$602,000

WHEREAS, on December 17, 2020, the Township of Marlboro, in the County of Monmouth, New Jersey (the "*Township*") finally adopted Ordinance #2020-015 (the "*Ordinance*"), authorizing a special emergency appropriation in the amount of \$1,900,000 to provide for a deficit in operations experienced by the Township during fiscal year 2020, in which a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, has been declared by the Governor in response to COVID 19, in the amount of \$1,900,000, pursuant to N.J.S.A. 40A:4-53(m) (the "*COVID19 Special Emergency Appropriation*"); and

WHEREAS, the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey approved the Township's COVID19 Special Emergency Appropriation in the amount of \$1,900,000 in accordance with the provisions of N.J.S.A. 40A:4-53; and

WHEREAS, on December 17, 2020, the Township finally adopted Resolution #2020-327 (the "*Note Resolution*"), authorizing the issuance of not to exceed \$1,900,000 of Special Emergency Notes to fund the COVID19 Special Emergency Appropriation; and

WHEREAS, upon the close of the 2020 fiscal year, the Township has determined to reduce the COVID19 Special Emergency Appropriation by \$1,298,000, from \$1,900,000 to \$602,000, and to cancel such amount of the COVID19 Special Emergency Appropriation; and

WHEREAS, the Township further desires to reduce the amount of Special Emergency Notes authorized by the Note Resolution by \$1,298,000, from \$1,900,000 to \$602,000.

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The recitals to this resolution are incorporated as if set forth in full herein.

Section 2. The Township hereby reduces the COVID19 Special Emergency Appropriation by \$1,298,000, from \$1,900,000 to \$602,000, and the Township hereby cancels such \$1,298,000 of such COVID19 Special Emergency Appropriation. The Ordinance is hereby amended as necessary to reflect the reduction/cancellation authorized hereby.

Section 3. The Township hereby further reduces the amount of Special Emergency Notes authorized by \$1,298,000, from \$1,900,000 to \$602,000. The Note Resolution is hereby amended as necessary to reflect the reduction authorized hereby.

Section 4. This resolution shall take effect in accordance with applicable law.

RESOLUTION #2021-067

A RESOLUTION AUTHORIZING ACCEPTANCE
OF DONATION FROM VARIOUS ENTITIES
FOR THE MARLBORO TOWNSHIP POLICE DEPARTMENT K-9 UNIT

WHEREAS, various entities detailed on the attached schedule have made donations to the Marlboro Township Police Department K-9 Unit; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the donations as described herein are hereby accepted.

BE IT FURTHER RESOLVED, that the Township Council of the Township of Marlboro hereby extends it thanks and appreciation to the various donors for their support of the Marlboro Township Police Department K-9 Unit.

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

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

Donor	Amount
Jessica Rowe	\$ 170.00
J. Appel	400.00
Miscellaneous cash donations	95.25
J. Appel	400.00
Carecycle, Inc.	1,000.00
Appel, Jack & Ruth	50.00
Carecycle, Inc.	1,000.00
Carecycle, Inc.	500.00
Carecycle, Inc.	500.00
	\$ 4,115.25

RESOLUTION #2021-068

ADOPTING THE MONMOUTH COUNTY
MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

WHEREAS, the Township of Marlboro, New Jersey, has experienced natural hazards that result in public safety hazards and damages to private and public property and;

WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offer the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risks and;

WHEREAS, the New Jersey Office of Emergency Management has provided federal mitigation funds to support development of an updated mitigation plan and;

WHEREAS, a Multi-Jurisdictional Hazard Mitigation Plan has been developed by the County Office of Emergency Management and Mitigation Planning Committee and;

WHEREAS, the Multi-Jurisdictional Hazard Mitigation Plan includes a prioritized list of mitigation actions including activities that, over time will help minimize and reduce safety threats and damage to private and public property and;

WHEREAS, the draft plan was provided to each participating jurisdiction through a website hosted by Michael Baker International, the contracted vendor assisting with the planning

process. Links were links also posted on the Emergency Management and Division of Planning websites so as to introduce the planning concept and to solicit questions and comments and to present the Plan and request comments, as required by law and;

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Marlboro:

1. The Monmouth County Multi-Jurisdictional Hazard Mitigation Plan, as submitted on June 23, 2020 by the Monmouth County Office of Emergency Management to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency and subsequently approved by both agencies on August 27, 2020, be and is hereby adopted as an official plan of the County or Monmouth; with the required yearly updates and minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. The Township of Marlboro departments identified in the Plan are hereby directed to further pursue potential or suggested implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Township of Marlboro, and this resolution shall not be interpreted so as to mandate any such appropriation.
4. The Township of Marlboro Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the New Jersey Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date agree upon by all stakeholders.

BE IT FURHER RESOLVED, that the Municipal Clerk forward a certified true copy of this resolution to the Monmouth County Office of Emergency Management Coordinator.

RESOLUTION #2021-069

A RESOLUTION AMENDING THE DEVELOPER AGREEMENT BETWEEN THE TOWNSHIP OF MARLBORO, AND THE STATE OF NEW JERSEY DEPARTMENT OF TREASURY DIVISION OF PROPERTY MANAGEMENT AND CONSTRUCTION, IN CONNECTION WITH PRELIMINARY, TENTATIVE AND FINAL WATER SERVICE APPROVAL FOR THE SITE LOCATED ALONG CONOVER ROAD, BLOCK 159 LOT 11, INCLUDING CONNECTIONS OF LOTS 34.02 AND 34.03, TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY

WHEREAS, pursuant to R.2020-144, the Township of Marlboro executed a Developer Agreement with the State of New Jersey State for the construction of a potable water line extension across the former Marlboro Psychiatric Hospital property, intended to service two State-operated Group Homes to be constructed on the property and two privately-owned facilities, RMS New Hope and Discovery and Mattie House; and

WHEREAS, for purposes of administration the Project has been divided into four (4) separate phases, described as follows:

Phase 1, consisting of work presently being performed on Conover Road ("Phase 1");

Phase 2, consisting of work to be performed on Newman Springs Road (County Route 520) ("Phase 2");

Phase 3, consisting of work to be performed from Newman Springs Road to an existing water pipeline on the State Property ("Phase 3"); and

Phase 4, consisting of work to be performed on Pleasant Valley Road ("Phase 4"); and (hereinafter collectively referred to as the "Project");

WHEREAS, in order to allow the State to proceed with work on the Project while the plans for Phase 3 were being revised, the Township agreed to allow for execution of the Developer's Agreement to authorize construction of the Phases 1, 2 and 4 only, the plans for which were completed and approved; and

WHEREAS, the Phase 3 plans have now been finally approved by both the Township's Consulting Engineer and NJDEP; and

WHEREAS, the Township of Marlboro Water Utility Division has granted approval with respect to the water service to the

Project and the site and conditioned the approval upon the Developer entering into a Developer Agreement with the Township of Marlboro Water Utility Division and posting all the necessary performance guarantees; and

WHEREAS, the Developer Agreement has been negotiated by the parties, and the negotiation and preparation of same shall be paid for from Developer's escrow account held by the Township of Marlboro; and

WHEREAS, the necessary performance guarantees, cash deposits and insurance certificates shall be subject to the review and approval of the Township Attorney.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, that the Mayor is authorized to execute and the Municipal Clerk is authorized to witness, the addendum to the Developer Agreement with State of New Jersey Department of Treasury Division of Property Management and (the "Developer") for the Phase III work associated with the Project, the negotiation and preparation of which shall be paid for from the Developer's escrow account held by the Township of Marlboro; and

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

- a. New Jersey State Department of Treasure Division of Property Management and Construction
- b. Township Business Administrator
- c. Township Engineer
- d. Superintendent of Public Works

RESOLUTION #2021-070

LIEN REDEMPTIONS VARIOUS

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$50,551.42 as per Schedule "A",

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

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the amount of \$50,551.42 be refunded to the certificate holders as per Schedule "A",

SCHEDULE "A"

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>LIENHOLDER</u>	<u>AMOUNT</u>
2020-010	120.02/21	Bernie K. Brevdeh 881 Circle Avenue Franklin Lakes, NJ 07417 Assessed Owner: Bhattacharya, Anindya & Chakraborty	2,048.26
2020-053	412/217	US Bank Cust for Pro Cap 8 50 South 16 th St., Suite 2050 Philadelphia, PA 19102 Assessed Owner: Stone, Evelyn	1,746.89
2020-017	176/7/C0528	Scott Freund 7213 Millwood Road Bethesda, MD 20817 Assessed Owner: Hood, Krystal T.	1,994.97
2020-041	300/79	Bernie K. Brevdeh 881 Circle Avenue Franklin Lakes, NJ 07417 Assessed Owner: Hale, Mary Lee	4,875.93
2020-002	107/1.03	BB 316 Investments LLC PO Box 953 Lakewood, NJ 08701 Assessed Owner: Sarai Management LLC	14,430.17
2019-003	108/17	Alpha Tax Lien Group PO Box 869 Lakewood, NJ 08701 Assessed Owner: Sarai Management LLC	2,497.17
2019-002	108/15	Alpha Tax Lien Group PO Box 869 Lakewood, NJ 08701	1,929.71

		Assessed Owner: Daly, Mikaela	
2016-051	184.01/13	Tom Tiehua CAO 19 Edendale Street Ladera Ranch, CA 92694 Assessed Owner: Alonso, Mario Jr. & Maria	5,968.32
2020-051	408/35	Eone Group LLC 150 Airport Rd, Suite 1200 Lakewood, NJ 08701 Assessed Owner: Sanez, Jose & Elizabeth	2,977.69
2020-051	408/35	Eone Group LLC 150 Airport Rd, Suite 1200 Lakewood, NJ 08701 Assessed Owner: Dancer, Donald & Brandt, Maria Yola	6,216.04
2020-035	243/6	Bernie K. Brevdeh 881 Circle Avenue Franklin Lakes, NJ 07417 Assessed Owner: Mack, Robert & Toby Shylit	3,558.83
2020-027	178/290/C0350	US Bank Cust for Pro Cap 8 50 South 16 th St., Suite 2050 Philadelphia, PA 19102 Assessed Owner: Schachar, Doron	2,307.44

RESOLUTION #2021-071

TAX EXEMPION

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 \$5,697.74 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 \$5,697.74 for 2020 taxes.

SCHEDULE "A"

BLOCK/LOT	EFFECTIVE DATE	PROPERTY INFORMATION	AMOUNT
132/20.05	7/31/2020	Delpesh, Curtis & Phillips, Orlee 106 Haven Way	5,697.74
		TOTAL TO CANCEL:	\$5,697.74

RESOLUTION #2021-072

TAX OVERPAYMENT - VARIOUS

WHEREAS, the attached list in the amount of \$1,134.71 known as Schedule "A", is comprised of amounts representing overpayments for 2020 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>2020 REFUND</u>
132.02/6/C0206	Gaynor, Thomas & Maureen 206 Canterbury Lane Morganville, NJ 07751	1,126.25
206/5	Greenberg, George 36 Rockwell Circle Marlboro, NJ 07746	8.46

At 7:16 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 (Absent: Metzger).

MINUTES APPROVED: February 4, 2021

OFFERED BY: SCALEA AYES: 4

SECONDED BY: MAZZOLA NAYS: 0

ABSTAIN: METZGER

SUSAN A. BRANAGAN,
MUNICIPAL CLERK
020421

JEFF CANTOR,
COUNCIL PRESIDENT