

MARLBORO TOWNSHIP COUNCIL MEETING

January 23, 2025

The Marlboro Township Council held its regularly scheduled meeting on January 23, 2025 at 7:00 P.M. at the Marlboro Municipal Complex located at 1979 Township Drive, Marlboro, New Jersey.

Council President Milman 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 emailed to the Asbury Park Press, the Star Ledger, and the Board of Education Office on January 21, 2025; published in the Asbury Park Press on January 9, 2025; posted on the Bulletin Board of the Municipal Building; filed in the Office of the Municipal Clerk and placed on the township's website and Channel 77.

Municipal Clerk, Susan A. Branagan called the roll.

PRESENT: Council Vice President Qazi, Councilwoman DiNuzzo (via conference call), Councilman Scalea, Councilwoman Virdi and Council President Milman.

Also present: Township Attorney Louis N. Rainone, Esq., Business Administrator Jonathan Capp, Municipal Clerk Susan A. Branagan and Deputy Municipal Clerk Jennifer M. Johnson.

Citizen's Voice: No members from the public signed up for citizens' voice.

Council Speaks Out: Councilwoman DiNuzzo stated that the county is celebrating Martin Luther King Jr. day and the inauguration of President Donald Trump. Council Vice President Qazi congratulated Council President Milman on his first full meeting as Council President. Council Vice President Qazi echoed Councilwoman DiNuzzo's comment also congratulating President Donald Trump on his inauguration. Council President Milman wished all who celebrate, a happy Orthodox Christmas. He also stated that Martin Luther King Jr. day is a day that represents hope for this country and for the American people. Council President Milman stated that he is looking forward to the new Trump administration taking office and congratulated President Donald Trump on his inauguration. He is looking forward to this new administration ending the Ukraine and Russia war as well as the Israel and Hamas war. Council President Milman then took the liberty to wish Marlboro Township's Municipal Clerk, Susan A. Branagan, a very happy birthday. He thanked Ms. Branagan for all that she does for the Township and stated that the Township is very lucky to have her as the Municipal Clerk.

Councilman Scalea moved that the regular council meeting minutes of December 19, 2024, closed executive session meeting minutes of December 19, 2024 and the reorganization meeting of January 2, 2025 be approved. This was seconded by Councilwoman Viridi, and passed on a roll call vote of 5 - 0 in favor.

The following Ordinance #2025-001 (An Ordinance Amending Chapter 4, Article XX (Administration of Government, Officers and Employees) and Fixing the Salaries of Various Officers and Employees) was introduced by reference, offered by Councilman Qazi, seconded by Councilman Scalea and adopted on a roll call vote of 5 - 0 in favor.

ORDINANCE #2025-001

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
2025

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.

Resolution #2025-049 (Amending Professional Services Contract with Kenneth Biedzynski, Esq. of the Firm of Goldzweig, Green, Eiger & Biedzynski, LLC for Affordable Housing Counsel for 2024 Services) was removed from the consent agenda, this was offered by Councilwoman DiNuzzo, seconded by Council Vice President Qazi and passed on a roll call vote of 5 - 0 in favor.

Resolution #2025-049 (Amending Professional Services Contract with Kenneth Biedzynski, Esq. of the Firm of Goldzweig, Green, Eiger & Biedzynski, LLC for Affordable Housing Counsel for 2024 Services) was tabled to the February 20, 2025 Council meeting, offered by Council Vice President Qazi, seconded by Councilwoman Viridi and passed on a roll call vote of 5 - 0 in favor.

As the Consent Agenda, the following resolutions were introduced by reference, offered by Councilwoman Viridi, seconded by Council Vice President Qazi and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2025-050

A RESOLUTION OF THE TOWNSHIP OF MARLBORO AUTHORIZING A RIGHT OF ENTRY AGREEMENT WITH ACTIVE ENVIRONMENTAL TECHNOLOGIES, INC. FOR LIMITED RIGHT OF ACCESS TO TOWNSHIP-OWNED PROPERTY KNOWN AS BLOCK 312, LOTS 1, 14 and 24 (WHITNEY DRIVE AND STATE HIGHWAY 18) IN CONNECTION WITH CERTAIN ENVIRONMENTAL REMEDIATION ACTIVITIES

WHEREAS, the Township of Marlboro ("Township") owns property which is designated on the Township of Marlboro Tax Map as Block 312, Lots 1, 14 and 24 (WHITNEY DRIVE AND STATE HIGHWAY 18) ("Premises"); and

WHEREAS, ACTIVE ENVIRONMENTAL TECHNOLOGIES, INC. ("ACTIVE") has been contracted by LIGHTHOUSE FUEL TRANSPORT to conduct certain environmental activities at the Premises under the oversight of the New Jersey Department of Environmental Protection (NJDEP), necessitated by the discharge of unleaded gasoline from a fuel tanker in 2023; and

WHEREAS, ACTIVE desires a non-exclusive right of access to the Premises to perform certain "Environmental Remediation Activities" at the Premises; and

WHEREAS, the Environmental Remediation Activities permitted under this Site Access Agreement are set forth in the attached: (a) Scope of Work (Exhibit A); and (b) Site Map (Exhibit B); and

WHEREAS, Marlboro is willing to grant ACTIVE a limited right of access to the Premises to undertake the Environmental Remediation Activities in accordance with the terms and conditions set forth in this Agreement.

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MARLBORO, NEW JERSEY, THAT ACTIVE ENVIRONMENTAL TECHNOLOGIES, INC., on behalf of LIGHTHOUSE FUEL TRANSPORT is hereby authorized to undertake Environmental Remediation Activities on BLOCK 312, LOTS 1, 14 and 24 (WHITNEY DRIVE AND STATE HIGHWAY 18).

BE IT FURTHER RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MARLBORO, NEW JERSEY, that the Township of Marlboro is authorized to enter into a Site Access Agreement with ACTIVE ENVIRONMENTAL TECHNOLOGIES, INC. for purposes of conducting the Environmental

Remediation Activities described herein and detailed further in attached Exhibits A and B.

RESOLUTION #2025-051

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO DILWORTH PAXSON, LLP AS ALTERNATE BOND COUNSEL FOR THE YEAR 2025 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Township requires alternate bond counsel services to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, such services are to be performed and rendered by a person or persons licensed and authorized by law to practice such services, and accordingly, such services constitute professional services exempt from public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township received a proposal dated October 24, 2024 (the "Proposal") DILWORTH PAXSON, LLP, 4 Paragon Way, Freehold, New Jersey 07728, in response to the Request for Qualifications for professional services issued by the Township on October 8, 2024 which set forth the terms and conditions under which such services are to be rendered under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, it has been determined that the value of the contract may exceed \$17,500.00; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time that services, if any, are requested from the qualified professionals.

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

1. The Township Council of the Township of Marlboro hereby authorizes and approves the award of a Professional Services contract to DILWORTH PAXSON, LLP, 4 Paragon Way, Freehold, New Jersey 07728 pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5.

2. The Professional Services contract is awarded without competitive public bidding pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-5(1)(a)(i) and in accordance with the rates specified in its proposal dated October 24, 2024.

3. The Mayor and the Municipal Clerk are hereby authorized and directed to execute, seal and deliver said contract for Professional Services on behalf of and in the name of the Township of Marlboro.

4. That notice of the award of this contract shall be published in accordance with law.

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

- a. DILWORTH PAXSON, LLP
- a. Business Administrator
- b. Chief Financial Officer

RESOLUTION #2025-052

AMENDING RESOLUTION #2025-048
SETTING COUNCIL MEETING DATE SCHEDULE

BE IT RESOLVED, by the Township Council of the Township of Marlboro that it hereby adopts the following amended dates for its regularly scheduled meetings in 2025 and the reorganization meeting of 2026. Notice of these dates shall be emailed to the Asbury Park Press and the Star Ledger in accordance with the requirements of the Open Public Meetings Act, N.J.S.A. 10:4-18. Notice of any other meetings of the Township Council shall be provided in accordance with the Open Public Meetings Act. All meetings shall be held at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

January 23, 2025

February 20, 2025 (Council Meeting 6 p.m.)

February 20, 2025 (Budget Workshop following Council Meeting)

March 20, 2025

April 24, 2025

May 15, 2025

June 12, 2025

July 17, 2025

August 14, 2025

September 18, 2025

October 16, 2025

November 13, 2025

December 18, 2025

January 8, 2026 Reorganization Meeting

RESOLUTION #2025-053

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT FOR THE
PROVISION OF EMERGENCY WATER MAIN REPAIRS FOR THE TOWNSHIP
OF MARLBORO WATER UTILITY DIVISION

WHEREAS, on February 15, 2024 (Resolution #2024-064) the Township Council of the Township of Marlboro awarded a contract to Precise Construction FOR THE PROVISION OF EMERGENCY WATER MAIN REPAIRS FOR THE TOWNSHIP OF MARLBORO WATER UTILITY DIVISION (Bid #2024-04); and

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

WHEREAS, in a memo dated December 18 , 2024, the Director of Public Works has recommended that the Township approve the first one (1) year extension of the contract terminating on March 31, 2025; 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 the contract with Precise Construction whose address is 1016 Highway 33, Freehold, NJ 07728 for the PROVISION OF EMERGENCY WATER MAIN REPAIRS, be extended for an additional one (1) year period expiring on March 31, 2026 in an amount not to exceed \$95,826.00.

BE IT FURTHER RESOLVED, funds in the amount of \$95,826.00 have been certified by the Chief Financial Officer in Water Utility Account #05-201-55-500-288020 and Water Claim Reserve Account 05-286-55-004.

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

- a. Precise Construction
- b. Township Business Administrator
- c. Chief Financial Officer
- d. Director of Public Works

RESOLUTION #2025-054

A RESOLUTION OF THE TOWNSHIP OF MARLBORO IN MONMOUTH COUNTY,
NEW JERSEY RENEWING A SHARED SERVICES AGREEMENT BETWEEN THE
TOWNSHIP OF MARLBORO AND THE TOWNSHIP OF MANALAPAN TO PROVIDE
BUCKET TRUCK SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT
OF PUBLIC WORKS

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, this cooperative Agreement between municipalities would be beneficial to the taxpayers in both municipalities; and

WHEREAS, the Townships of Manalapan and Marlboro 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, on March 16, 2023 (Resolution #2023-088) the Township Council of the Township of Marlboro authorized a Shared Services Agreement with the Township of Manalapan to provide Bucket Truck Services on an as-needed basis to the Marlboro Department of Public Works; and

WHEREAS, the Townships of Marlboro and Manalapan wish to extend the agreement for two years, the agreement being of mutual benefit to the taxpayers of the municipalities.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township 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 Mayor and Municipal Clerk are hereby authorized to execute any and all documents necessary to renew a Shared Services Agreement for BUCKET TRUCK SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS on an as-needed basis.

3. The Shared Services Agreement shall be open to public inspection in the Municipal Clerk's office and shall take effect upon the adoption of a resolution and execution of the agreement by both parties.

RESOLUTION #2025-055

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT FOR THE PROVISION OF CHEMICALS FOR THE TOWNSHIP OF MARLBORO

WHEREAS, on March 21, 2024 (Resolution #2024-097) the Township Council of the Township of Marlboro awarded a contract to Main Pool and Chemical Co., Inc. FOR THE PROVISION OF CHEMICALS FOR THE TOWNSHIP OF MARLBORO (Bid #2024-01B); and

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

WHEREAS, in a memo dated December 20, 2024, the Director of Public Works has recommended that the Township approve the first one (1) year extension of the contract terminating on March 31, 2025; 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 the contract with Main Pool and Chemical Co., Inc. whose address is 110 Commerce Road, Pittston, PA 18640 for the PROVISION OF CHEMICALS be extended for an additional one (1) year period expiring on March 31, 2026 in an amount not to exceed \$317,088.50.

BE IT FURTHER RESOLVED, funds in the amount of \$79,272.14 representing twenty-five percent of the contract have been certified by the Chief Financial Officer in Water Utility accounts #05-201-55-500-293021 and #05-201-55-500-293022 and Recreation Utility accounts #09-201-55-400-293452 and #09-201-55-400-293451.

BE IT FURTHER RESOLVED, that funds for the remaining portion of the contract, subject to available budget appropriations, will be certified at the time of order.

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

- a. Main Pool and Chemical Co., Inc.
- b. Township Business Administrator
- c. Chief Financial Officer
- d. Director of Public Works

RESOLUTION #2025-056

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACTS FOR THE PROVISION OF WATER METERS FOR THE TOWNSHIP OF MARLBORO

WHEREAS, on February 29, 2024 (Resolution #2024-084), the Township Council of the Township of Marlboro awarded a contract to Ferguson Waterworks FOR THE PROVISION OF WATER METERS FOR THE TOWNSHIP OF MARLBORO (Bid #2024-05); and

WHEREAS, on April 18, 2024 (Resolution #2024-114) the Township Council of the Township of Marlboro awarded a contract to Core & Main LP FOR THE PROVISION OF WATER METERS FOR THE TOWNSHIP OF MARLBORO (Bid #2024-05B); and

WHEREAS, the bid specifications included the option to renew said contracts for an additional one two-year, or two one-year extensions on the same terms and conditions, and at the exclusive option of the Township; and

WHEREAS, in a memo dated January 8, 2025, the Director of Public Works has recommended that the Township approve the first one (1) year extension of the contracts terminating on March 31, 2025; 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 the contract with Ferguson Waterworks whose address is 507 Oak Glen Road, Howell, New Jersey 07731 for the PROVISION OF WATER METERS, items one (1) through three (3), thirty-seven (37) through forty (40) and forty-six (46) through fifty (50) be extended for an additional one (1) year period expiring on March 31, 2026 in an amount not to exceed \$25,562.15.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro, that the contract with Core & Main LP whose address is 5142 Hurley Pond Road, Farmingdale, New Jersey 07727 for the PROVISION OF WATER METERS, items four (4) through thirty-six (36), forty-one (41) through forty-five (44) and fifty-one (51) through fifty-four (54) be extended for an additional one (1) year period expiring on March 31, 2026 in an amount not to exceed \$166,094.00.

BE IT FURTHER RESOLVED, that funds in the amount of \$47,914.04 representing twenty-five percent of the contracts has been certified by the Chief Financial Officer in Water Capital Account #06-215-23-07D-500297.

BE IT FURTHER RESOLVED, that funds for the remaining portion of the contracts, subject to available budget appropriations, will be certified at the time of order.

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

- a. Ferguson Waterworks
- b. Core and Main LP
- c. Township Business Administrator
- d. Chief Financial Officer
- e. Director of Public Works

RESOLUTION #2025-057

A RESOLUTION AUTHORIZING CONTRACT WITH GRIFFITH-ALLIED TRUCKING, LLC FOR THE PURCHASE OF ULTRA LOW SULFUR DIESEL AND 87 OCTANE UNLEADED GAS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS UNDER NJ STATE CONTRACTS #19-FLEET-00978 and #19-FOOD-01105

WHEREAS, the Marlboro Township fuel dispensing and management system ("fuel system") is used to fuel Township, Board of Education, First Aid and Fire District vehicles throughout the Township; and

WHEREAS, the Township of Marlboro Department of Public Works is in need of Ultra Low Sulfur Diesel and 87 Octane Unleaded Gas to maintain the fuel dispensing and management system; and

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

WHEREAS, it is in the interest of the citizens of the Township of Marlboro for the Department of Public Works to obtain said fuel from Griffith-Allied Trucking, LLC available through State Contracts #19-FLEET-00978 and #19-FOOD-01105; and

WHEREAS, in a memo dated December 18, 2024, the Director of Public Works has recommended that the Township purchase said fuel from Griffith-Allied Trucking, LLC under State Contracts #19-FLEET-00978 and #19-FOOD-01105 in an amount not to exceed \$900,000.00; and

WHEREAS, the estimated total represents the annual cost of gasoline and fuel purchased for the municipality, school district, fire district, first aid departments and other entities; and

WHEREAS, funds will be certified by the Chief Financial Officer in Current Account #01-201-31-168-238 at the time of order.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to contract with Griffith-Allied Trucking, LLC whose address is P.O. Box 392, Manville, NJ 08835 for the purchase of ULTRA LOW SULFUR DIESEL AND 87 OCTANE UNLEADED GAS under NJ State Contracts #19-FLEET-00978 and #19-FOOD-01105 in an amount not to exceed \$900,000.00.

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

- a. Griffith-Allied Trucking, LLC
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2025-058

RESOLUTION AUTHORIZING AWARD OF STATE OF NEW JERSEY, AND VARIOUS COOPERATIVE PURCHASING SYSTEM 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 MAINTENANCE

WHEREAS, the Department of Public Works Division of Vehicle Maintenance in need of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES in order to maintain the Township vehicle fleet; 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 pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, the Monmouth County Cooperative Purchasing Program, the Educational Services Commission of New Jersey (ESCNJ) and the Somerset County Cooperative Purchasing Program 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 State Contract and Cooperative pricing to Marlboro Township; and

WHEREAS, in a memo dated December 18, 2024, the Director of Public Works Department has recommended the award of contracts as follows:

Educational Services Commission of New Jersey		
Vendor	Contract Number	Amount
A & K Equipment	23/24 – 04	\$10,000.00
Air Brake and Equipment	23/24 – 04	\$5,000.00
At Northern New Jersey LLC	23/24 – 04	\$33,750.00
Campbell Freightliner	23/24 – 04	\$15,000.00
Central Jersey Equipment	22/23 – 12	\$5,000.00
Creston Hydraulics	22/23 – 12	\$5,000.00
Foley Inc.	22/23 – 12	\$32,500.00
Gabrielli Kenworth	23/24 – 04	\$5,000.00
Genuine Parts Company	24/25 – 17	\$20,000.00
Groff	22/23 – 12	\$5,000.00
Hudson County Motors	23/24 – 04	\$10,000.00
Jesco, Inc.	22/23 – 12	\$5,000.00
John Guire Supply	23/24 – 04	\$5,000.00
Parts Authority, LLC	24/25 – 17	\$30,000.00
Robert H Hoover & Sons	23/24 – 04	\$7,000.00
Sanitation Equipment Corporation	23/24 – 04	\$10,000.00
Storr Tractor	22/23 – 12	\$20,000.00
Trius, Inc.	22/23 – 12	\$20,000.00
Trius, Inc.	23/24 – 04	\$33,750.00
W.E. Timmerman	23/24 – 04	\$12,500.00

Monmouth County Cooperative Purchasing		
Vendor	Contact Number	Amount
Allied Diesel	F-4-2023	\$30,500.00
At Northern New Jersey LLC	F-38-2024	\$30,000.00
C & M Auto Parts	F-16-2024	\$40,000.00
Freehold Dodge	F-18-2024	\$40,000.00
Jesco	F-8-2023	\$3,500.00

Romeo Enterprises	F-11-2025	\$5,000.00
Service Tire Truck Center	F-15-2025	\$30,000.00
Van Winkle Auto Supply	F-16-2024	\$10,000.00
Varga Transmissions	F-5-2022	\$10,000.00

Somerset County Co-Op		
Vendor	Contract Number	Amount
A & K Equipment	CC-0043-24	\$7,000.00
Able Ford of NJ	CC-0012-24	\$15,000.00
Air Brake & Equipment	CC-0129-23	\$5,000.00
Campbell Freightliner	CC-0129-23	\$20,000.00
Central Jersey Equipment	CC-0100-24	\$5,000.00
Chemung Supply	CC-0043-24	\$10,000.00
Creston Hydraulics	CC-0043-24	\$5,000.00
Custom Bandag	CC-0016-23	\$50,000.00
D&B Auto	CC-0113-24	\$90,000.00
Freehold Ford	CC-0012-24	\$20,000.00
Gabrielli Kenworth / Peterbilt	CC-0129-23	\$20,000.00
Genuine Parts	CC-0113-24	\$10,000.00
The Hose Shop, Inc.	CC-0129-23	\$10,000.00
Hoover Truck & Bus Center	CC-0131-22	\$10,000.00
Hudson County Motors	CC-0129-23	\$15,000.00
Parts Authority	CC-0113-24	\$30,000.00
Petrochoice, LLC	CC-0047-23	\$20,000.00
Sanitation Equipment Corp.	CC-0129-23	\$15,000.00
Storr Tractor Co.	CC-0091-22	\$20,000.00
Trius	CC-0043-24	\$15,000.00

State Contract		
Vendor	Contract Number	Amount
A & K Equipment	88273	\$12,000.00
Air Brake & Equipment	89279	\$5,000.00
Aurora Environmental	42274	\$20,000.00
B. J. and M. Auto	89295	\$3,500.00
Brown Hunterdon Mack	20-FLEET-01202	\$10,000.00
Chemung Supply	88262	\$15,000.00
Creston Hydraulics	88272	\$15,000.00
Custom Bandag Inc.	25-FLEET-82627	\$65,000.00
David Weber Oil	20-FLEET-01343	\$30,000.00
Eastern Warehouse Distributors Inc.	86011	\$10,000.00

Elite Emergency Lights	17-FLEET-00739	\$7,500.00
Fastenal	19-FLEET-00565	\$8,000.00
Freehold Ford	19-FLEET-00918	\$30,000.00
Gabrielli Kenworth	24-FLEET-56827	\$10,000.00
HA DeHart	40816	\$10,000.00
Lawson Products	85850	\$5,000.00
Linde Gas & Equipment	24-COMG-86430	\$3,000.00
Midland Radiator Service	89282	\$3,500.00
Norcia	85864	\$5,000.00
Norman's Auto Services	21-GNSV1-01498	\$6,000.00
Parts Authority	20-FLEET-00984	\$15,000.00
Perth Amboy Springs	89276	\$15,000.00
R & H Spring	89291	\$5,000.00
Romeo Enterprises	20 – FLEET – 01345	\$5,000.00
Route 1 Dodge	40802	\$25,000.00
Sanitation Truck Repair Inc.	89290	\$10,000.00
Sea Coast Chevrolet	40799	\$5,000.00
Trius, Inc.	85856	\$40,000.00
Varga Transmission Center	40828	\$10,000.00
W.E. Timmerman	85857	\$15,000.00

; 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, subject to available budget appropriations, funds 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 aforementioned vendors pursuant to the bid obtained by the ESCNJ Cooperative Purchasing Program, for a total amount not to exceed \$289,500.00.

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 Monmouth County Cooperative Purchasing Program, for a total amount not to exceed \$199,000.00.

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 Somerset County Cooperative Purchasing Program, for a total amount not to exceed \$392,000.00.

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 vendors and under the State Contracts identified above in an amount not to exceed \$418,500.00.

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 #2025-059

RESOLUTION AUTHORIZING AWARD OF STATE OF NEW JERSEY,
CONTRACTS TO VARIOUS VENDORS FOR THE PURCHASE OF BUILDING AND
MAINTENANCE SUPPLIES FOR THE TOWNSHIP OF MARLBORO

WHEREAS, in order to maintain and operate Township facilities, the Department of Public Works utilizes a wide variety of supplies available under State Contracts generally classified as "BUILDING AND MAINTENANCE SUPPLIES"; 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, the Department of Public Works has advised that State Contract pricing is available from the vendors listed below for the required BUILDING AND MAINTENANCE SUPPLIES; and

WHEREAS, the Department of Public Works has estimated the amounts required through the end of 2025 to maintain and operate Township facilities, and at this time has recommended the contract

awards be awarded as follows:

State Contract		
Vendor	Contract Number	Amount
W. W. Grainger	25-FLEET-96861	\$ 65,000.00
Home Depot	18-FLEET-00234	\$ 65,000.00
Lowe's	23-FLEET-22885	\$ 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 the building and maintenance supplies under State Contracts in order to maintain and operate the Township facilities; and

WHEREAS, funds, subject to available budget appropriations and 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 BUILDING AND MAINTENANCE SUPPLIES as recommended by the Department of Public Works.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase BUILDING AND MAINTENANCE SUPPLIES from the vendors and under the State Contracts identified above in an amount not to exceed \$135,000.00 for the year 2025.

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 #2025-060

AUTHORIZING THE REJECTION OF BIDS AND ONE MONTH EXTENSION OF CONTRACT FOR THE SUPPLY OF WATER DISTRIBUTION PRODUCTS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS WATER UTILITY DIVISION

WHEREAS, the Township of Marlboro as part of its annual capital program authorizes certain water utility system improvements; and

WHEREAS, as part of its 2024 capital program (500-12) authorized various parts and supplies for normal operations and repairs of the

water utility system; and

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for THE SUPPLY OF WATER DISTRIBUTION PRODUCTS, and on January 8, 2025 received one (1) bid, as follows:

Ferguson Waterworks
190 Oberlin Ave
Lakewood, NJ 08701

Total of All Items \$156,946,961.60

; and

WHEREAS, in a memo dated January 17, 2025, the Purchasing Agent has recommended the Township reject the proposal received from the sole respondent, Ferguson Waterworks whose address is 507 Oak Glen Road, Howell, New Jersey 07731 on the basis of it exceeding the Township's appropriations for the goods; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2(b) the contracting unit may reject all bids received if the lowest bid substantially exceeds the contract unit's appropriations for the goods; and

WHEREAS, in order to ensure that the Water Utility Division is able to obtain parts and supplies while a new bid process is conducted, the Department has confirmed in correspondence dated January 15, 2025 that Ferguson Waterworks, the incumbent contractor, whose address is 507 Oak Glen Road, Howell, New Jersey 07731, will continue to provide the SUPPLY OF WATER DISTRIBUTION PRODUCTS at the prices awarded under Bid 2022-01 for an additional one month period, expiring on March 31, 2025 in the amount not to exceed \$10,000.00; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the bids for the SUPPLY OF WATER DISTRIBUTION PRODUCTS for the Township of Marlboro are hereby rejected pursuant to N.J.S.A. 40A:11-13.2(a).

BE IT FURTHER RESOLVED, that the Township Council hereby confirms a one month extension of the contract with Ferguson Waterworks whose address is 507 Oak Glen Road, Howell, New Jersey 07731 for the SUPPLY OF WATER DISTRIBUTION PRODUCTS under the contract pricing of Bid 2022-01 expiring on March 31, 2025 in an amount not to exceed \$10,000.00.

BE IT FURTHER RESOLVED, funds have been certified by the Chief

Financial Officer in the amount of \$10,000.00 in the Water Capital Account #06-215-24-09I-500297.

BE IT FURTHER RESOLVED, that the Purchasing Agent is hereby authorized to rebid the contract for the SUPPLY OF WATER DISTRIBUTION PRODUCTS.

BE IT FURTHER RESOLVED, that the Business Administrator is hereby authorized and directed to return the bid bond(s) or other security(ies) to the appropriate bidder(s).

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

- a. Ferguson Waterworks
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2025-061

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE TOWNSHIP OF
MARLBORO AND THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR
THE DESIGN AND CONSTRUCTION OF THE UNION HILL ROAD BRIDGE OVER
STATE HIGHWAY ROUTE 9

WHEREAS, the New Jersey Department of Transportation has proposed improvements to the Union Hill Road bridge over Route 9 (the "Project") at no cost to the Township of Marlboro; and

WHEREAS, the Project may require the construction of new, and/or the protection, relocation, and/or adjustment of facilities of the existing water distribution system which is owned and operated by the Marlboro Township Water Utility Division; and

WHEREAS, the Marlboro Township Water Utility Division is not obligated by State law or the Agreement to relocate its own facilities at its own expense for this type of Project; and

WHEREAS, the Township of Marlboro is supportive of investments in the miles of State and County roadways which exist in the Township in order to improve public safety and the quality of life for residents.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, that the Township Council of the Township of Marlboro authorizes an agreement between the Township of Marlboro and the New Jersey Department of Transportation, subject to the approval of the Township Attorney for the design and construction of the Union Hill Road bridge over Route 9.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro, that the Township Administrator is hereby authorized to sign the Project Agreement on behalf of the Township of Marlboro and that his signature constitutes acceptance of the terms and conditions of the Project Agreement and approves the execution of the Project Agreement.

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

- a. Township Administrator
- b. Township Engineer
- c. Township Director of Public Works
- d. Township Attorney

RESOLUTION #2025-062

AUTHORIZING APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FISCAL YEAR 2025 LOCAL FREIGHT IMPACT FUND

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Marlboro formally approves the grant application for the Local Freight Impact Fund which provides aid to counties and municipalities for transportation projects that address impacts of freight travel in local communities and on local transportation infrastructure.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as LFIF-2025-Marlboro Township-00059 to the New Jersey Department of Transportation on behalf of the Township of Marlboro.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Marlboro and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

RESOLUTION #2025-063

A RESOLUTION AUTHORIZING MODIFICATION #2 TO THE AGREEMENT BETWEEN THE TOWNSHIP OF MARLBORO AND GREENMAN-PEDERSEN, INC. FOR ENGINEERING DESIGN SERVICES IN CONNECTION WITH THE NEW JERSEY TRANSPORTATION ALTERNATIVES PROGRAM (NJTAP) FISCAL YEAR 2018 GRANT FOR THE ROUTE 79 SIDEWALK EXTENSION PROJECT

WHEREAS, the Township was awarded a Fiscal Year 2018 Federal Highway Aid grant of \$875,000.00 for the Route 79 Sidewalk Extension Project through the New Jersey Transportation Alternatives Program (NJTAP) ("Project" P-15-00075); and

WHEREAS, the Township was awarded design assistance funding of \$492,910.05, and entered into an agreement, with GREENMAN-PEDERSEN, INC. (GPI), a vendor pre-qualified and approved for use by the State of New Jersey for the required engineering services in support of the Project; and

WHEREAS, due to the need for additional subsurface exploration in connection with the Project's stormwater management solution, GPI requested a modification to its agreement dated March 12, 2024 in the amount of \$54,737.00; and

WHEREAS, in a letter dated May 1, 2024, the State of New Jersey indicated that additional funding for the full amount of modification #1 requested by GPI was approved and added to the design assistance allocation to the Township, totaling \$547,647.05; and

WHEREAS, due to the need for test pits to locate the transite water main within the area that stormwater and foundation soil borings (the existing pipe is non-metallic and thus cannot be readily located without physically exposing the pipe), GPI has requested a modification to its agreement dated November 14, 2024 in the amount of \$38,910.49; and

WHEREAS, in a letter dated January 13, 2024, the State of New Jersey indicated that additional funding for the full amount of modification #2 requested by GPI has been approved and added to the design assistance allocation to the Township, totaling \$586,557.54; and

WHEREAS, the Township of Marlboro and GPI have previously entered into a Professional Services Contract, awarded pursuant to a solicitation of competitive proposals conducted by the State of New Jersey Department of Transportation (NJDOT) in accordance with "the Brooks Act" (40 U.S.C. Chapter 11), and NJDOT's subsequent establishment of a pool of pre-qualified vendors to be utilized by qualifying grant recipients (Resolution #2020-319); and

WHEREAS, the solicitation process conducted by the NJDOT in accordance with the Brooks Act satisfies the requirements of the New Jersey Local Public Contracts Law pertaining to the award of professional services, and constitutes a "Fair and Open" process in accordance with NJSA 19:44A-20.5; and

WHEREAS, the value of the Professional Services Contract will exceed \$17,500.00 in the aggregate; 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; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose from Capital Account # 04-215-19-11A-060288; and

WHEREAS, the Township Council has deemed it necessary and in the best interest of the Township of Marlboro to approve MODIFICATION #2 to the agreement with GPI to provide the required additional Professional Services for the Project in accordance with its Proposal dated November 14, 2024; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that MODIFICATION #2 to the Professional Services Contract between the Township of Marlboro and GREENMAN-PEDERSEN, INC., with offices located at 54 Shrewsbury Avenue, Suite A, Red Bank, New Jersey 07701, in an amount not to exceed \$38,910.49 for such Professional Services, as further described and set forth in GPI's MODIFICATION #2 Proposal dated November 14, 2024, be and is hereby authorized; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, in a form legally acceptable to the Township Attorney, the amendment to the Professional Services Contract described herein; and

BE IT FURTHER RESOLVED, that this amendment to the Professional Services Contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i) and shall provide for additional compensation in an amount not to exceed \$38,910.49 for such Professional Services for the Project as described in the Proposal; and

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; and

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. GREENMAN-PEDERSEN, INC.
- b. New Jersey Department of Transportation (c/o J. Seaman)

- c. Township Business Administrator
- d. Township Director of Community Development
- e. Township Public Works Director
- f. Township Engineer
- g. Township Chief Financial Officer

RESOLUTION #2025-064

EMERGENCY TEMPORARY APPROPRIATION PRIOR TO
ADOPTION OF THE BUDGET

WHEREAS, N.J.S.A. 40A:4-20 provides authorization for an emergency temporary appropriation for the period between the beginning of the current fiscal year and before the adoption of the 2025 municipal budget; and

WHEREAS, the total emergency temporary resolutions adopted in the year CY 2025 pursuant to the provisions of N.J.C.A. 40A 4-20 (Chapter 96, P.L.1951 as amended) including this resolution total: \$27,761,705.55 for the municipal budget, \$7,974,381.57 for the operations of the water utility, and \$1,363,225.45 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 2025 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.

RESOLUTION #2025-065

RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER'S
AGREEMENT BY AND BETWEEN ORCHARD PARKWAY, LLC AND THE TOWNSHIP
OF MARLBORO FOR THE PROPOSED CONSTRUCTION OF THREE SINGLE-
FAMILY LOTS AT THE CORNER OF ROUTE 79 AND ORCHARD PARKWAY

WHEREAS, Orchard Parkway, LLC (the "Developer") is the owner and developer of property at the corner of State Highway Route 79 and Orchard Parkway, identified on the Official Tax Map of the Township of Marlboro (the "Township") as Block 115, Lots 25 and 26 (the "Property"); and

WHEREAS, the Planning Board of the Township of Marlboro (the "Board") granted the Developer preliminary and final major subdivision approval with ancillary variance relief on December 20, 2023, which was memorialized by the Board on February 7, 2024 by Resolution No. PB 1250-23, to consolidate the existing Lots 25 and 26, which together have an area of 3.84 acres, and subdivide same into three new lots for residential development (the "Project"); and

WHEREAS, the approved plans call for certain improvements, and the Developer has agreed to construct these improvements as shown on the approved plans and records as set forth before the Board, all of which were made part of the Developer's Agreement attached hereto as Attachment A; and

WHEREAS, the Township Attorney has reviewed the Developer's Agreement, and after analysis and review, the Township has determined it is in the Township's best interest to enter into a Developer's Agreement in a form substantially similar to the agreement attached hereto as Attachment A, subject to the approval of the Township Attorney; and

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

1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.
2. The Mayor and Municipal Clerk be and are hereby authorized to execute a Developer's Agreement with Orchard Parkway, LLC in a form substantially similar to the form attached hereto as Attachment A, subject to the approval of the Township Attorney, for the purpose of memorializing the obligations and commitments of Orchard Parkway, LLC concerning the development of the property currently designated as Block 115, Lots 25 and 26 into three (3) lots for residential development.
3. This Resolution shall take effect immediately.

SO RESOLVED, as aforesaid.

RESOLUTION #2025-066

AUTHORIZING THE TOWNSHIP OF MARLBORO TO ACCEPT A SUBGRANT AWARD
OF THE FEDERAL FISCAL YEAR 2024 OF EMERGENCY MANAGEMENT
PERFORMANCE GRANT AND EMERGENCY MANAGEMENT AGENCY
ASSISTANCE (OEM)

WHEREAS, the Township of Marlboro Office of Emergency Management has been awarded State Homeland Security Grant Program Sub-grant AFN

#97.042, Subgrant Award #FY24-EMPG-EMAA-1330 from the New Jersey Department of Law and Public Safety, Office of the Attorney General. The subgrant, consisting of a \$10,000.00 Federal Award is for the purpose of enhancing the Township's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the Township of Marlboro will use these funds to enhance our Emergency Management Program and that the funds will be used for Emergency Management purposes; and

WHEREAS, the award period is from July 1, 2024 to June 30, 2025; and

WHEREAS, the subgrant award incorporates all conditions and representations contained or made in application and notice of award; and

WHEREAS, the Township of Marlboro Office Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Subgrant Award that has been required by the said New Jersey State Office of Emergency Management.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the Township is hereby authorized to:

1. Accept the award of the FFY24 Emergency Management Performance Grant Program (EMPG), Emergency Management Agency Assistance Subgrant (EMAA) in the amount of up to \$10,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management.
2. That the Chief Financial Officer and Director of Emergency Management are authorized to sign the appropriate subgrant award documents.
3. That copies of this resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management, the City Business Administrator, the Chief Financial Officer and the County Division of Emergency Management and Office of Treasury.

RESOLUTION #2025-067

RESOLUTION AUTHORIZING ACCEPTANCE OF DONATION FOR THE
MARLBORO TOWNSHIP POLICE DEPARTMENT

WHEREAS, the Policeman's Benevolent Association, Local 196, whose address is P.O. Box 278, Morganville, New Jersey 07751 has donated a fifty-five inch Vizio flat screen television, model number V4K55C-0801 at an estimated value of \$400.00; and

WHEREAS, the Fraternal Order of Police, Lodge 15, whose address is P.O. Box 111, Wickatunk, New Jersey 07765 has donated a fifty-five inch Vizio flat screen television, model number V4K55C-0801 at an estimated value of \$400.00; and

WHEREAS, the televisions will be used by the Police Department to monitor local and national news and to display various programs within the department; and

WHEREAS, there have 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 donation as described above is hereby accepted.

BE IT FURTHER RESOLVED, that the Mayor and Council express thanks and appreciation to the Policeman's Benevolent Association, Local 196 and the Fraternal Order of Police, Lodge 15 for their generous donations in support of public safety within the Township of Marlboro.

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
- d. Insurance

RESOLUTION #2025-068

A RESOLUTION AUTHORIZING THE EXTENSION OF A SINGLE SITE LICENSE AGREEMENT BETWEEN THE TOWNSHIP OF MARLBORO AND DIAMOND TOWERS II LLC TO OPERATE A WIRELESS COMMUNICATION FACILITY AND ANTENNA FOR THE MARLBORO TOWNSHIP DEPARTMENT OF PUBLIC SAFETY

WHEREAS, the Township of Marlboro ("Township") entered into a Single Site License Agreement with Diamond Towers II LLC ("Diamond Towers") in order to install, operate and maintain a wireless communications facility and antenna ("Communications Facility") located at Wilson Avenue, Matawan, New Jersey (the "Premises") for use by the Marlboro Township Department of Public Safety in order to preserve the health, safety and welfare of the citizens of the

Township of Marlboro, Monmouth County, New Jersey; and

WHEREAS, on April 16, 2015 (Ordinance #2015-5) the Township Council of the Township of Marlboro authorized the extension of the Single Site License Agreement with Diamond Towers; and

WHEREAS, on March 2, 2017 (Resolution #2017-110) the Township Council of the Township of Marlboro authorized another the extension of the Single Site License Agreement with Diamond Towers; and

WHEREAS, on May 2, 2019 (Resolution #2019-165) the Township Council of the Township of Marlboro authorized another extension of the Single Site License Agreement with Diamond Towers; and

WHEREAS, on February 18, 2021 (Resolution #2021-106) the Township Council of the Township of Marlboro authorized another extension of the Single Site License Agreement with Diamond Towers; and

WHEREAS, on March 10, 2022 (Resolution #2022-086) the Township Council of the Township of Marlboro authorized another extension of the Single Site License Agreement with Diamond Towers; and

WHEREAS, on December 15, 2022 (Resolution #2022-294) the Township Council of the Township of Marlboro authorized another extension of the Single Site License Agreement with Diamond Towers; and

WHEREAS, on December 21, 2023 (Resolution #2023-296) the Township Council of the Township of Marlboro authorized another extension of the Single Site License Agreement with Diamond Towers; and

WHEREAS, the Township Department of Public Safety wishes to extend the Single Site License Agreement with Diamond Towers for an additional one (1) year renewal term for compensation in the amount of five thousand nine hundred ninety-four dollars and twenty-three cents (\$5,994.23); and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be renewed with Diamond Towers for a period of one year through December 31, 2025.

BE IT FURTHER RESOLVED, that the contract with Diamond Towers is hereby renewed in accordance with the Ordinance, this resolution, and in a form to be approved by the Township Attorney.

BE IT FURTHER RESOLVED, that funds for this agreement will be certified by the Chief Financial in Current Account #01-201-25-212-

216212 in an amount not to exceed \$5,994.23 at the time of 2025 budget adoption.

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

- a. Diamond Towers II LLC
- b. Township Business Administrator
- c. Chief of Police
- d. Chief Financial Officer

RESOLUTION #2025-069

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT FOR THE PROVISION OF EVENT EQUIPMENT RENTALS FOR THE TOWNSHIP OF MARLBORO

WHEREAS, on March 21, 2024 (Resolution #2024-108) the Township Council of the Township of Marlboro awarded a contract to Party Perfect Rentals, LLC Inc. FOR THE PROVISION OF EVENT EQUIPMENT RENTALS FOR THE TOWNSHIP OF MARLBORO (Bid #2024-07); and

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

WHEREAS, in a memo dated December 16, 2024, the Director of Recreation has recommended that the Township approve the first one (1) year extension of the contract terminating on March 31, 2025; 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 the contract with Party Perfect Rentals, LLC whose address is 312 Squankum Yellowbrook Road, Farmingdale, NJ 07727 for the PROVISION OF EVENT EQUIPMENT RENTALS, be extended for an additional one (1) year period expiring on March 31, 2026 in an amount not to exceed \$96,986.50.

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

BE IT FURTHER RESOLVED, that funds for the remaining portion of the contract, subject to available budget appropriations, will be certified at the time of order.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution

shall be provided to each of the following:

- a. Party Perfect Rentals, LLC
- b. Township Business Administrator
- c. Chief Financial Officer
- d. Director of Recreation

RESOLUTION #2025-070

AUTHORIZING RENEWAL OF A SHARED SERVICES AGREEMENT WITH THE
MARLBORO TOWNSHIP BOARD OF EDUCATION FOR BUS TRANSPORTATION
SERVICES FOR THE SUMMER CAMP, MARLBORO ALLIANCE AND YOUTH
ACADEMY PROGRAMS

WHEREAS, on February 15, 2024 (Resolution #2024-073), the Township authorized a Shared Services Agreement with the Marlboro Township Board of Education (the "Board") for bus transportation services for the Summer Camp, Marlboro Alliance and Youth Police Academy programs; and

WHEREAS, the Township and the Board desire to renew the Shared Services Agreement to provide Transportation Services for Summer Camp programs for the period commencing on or about June 30, 2025 and terminating on or about August 8, 2025; and

WHEREAS, the Township and the Board desire to renew the Shared Services Agreement to provide Transportation Services for Youth Police Academy programs for the period commencing on July 28, 2025 and terminating on or about August 8, 2025; and

WHEREAS, the Township and the Board desire to renew the Shared Services Agreement to provide Transportation Services for Marlboro Alliance programs for the period commencing on January 1, 2025 and terminating on December 31, 2025; and

WHEREAS, pursuant to N.J.S.A. 18A:39-22, the Board is authorized to permit the use of school buses it owns or leases for the purpose of transporting children and adults participating in a recreation or other program operated by the municipality in which the Board's School District is located; and

WHEREAS, the costs of the Transportation Services for Summer Camp shall be paid by the Township to the Board as follows:

Transportation to and from trip destinations as determined by the Township Recreation Department, \$375.00 per day, per bus plus the cost of tolls and parking fees for an amount not to exceed \$76,125.00.

WHEREAS, the costs of the Transportation Services for the Marlboro Alliance programs shall be paid by the Township to the Board as follows:

Transportation to and from trip destinations as determined by the

Township Recreation Department, \$115.00 per trip, for an amount not to exceed \$1,380.00.

WHEREAS, the costs of the Transportation Services for the Youth Police Academy programs shall be paid by the Township to the Board for an amount not to exceed \$1,190.00; 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 transportation services contemplated herein; and

WHEREAS, the Shared Services Agreement for the Transportation Services is on file in the Municipal Clerk's office in accordance with the provisions of N.J.S.A. 40A:65-5(b); and

WHEREAS, funds in the amount of \$76,125.00 for the transportation services will be certified by the Chief Financial Officer from the Recreation and Swim Utility Account 09-201-55-400-288480 upon the adoption of the 2025 budget; and

WHEREAS, funds in the amount of \$1,380.00 for the transportation services will be certified by the Chief Financial Officer from the Current Account 01-201-27-134-288286 upon the adoption of the 2025 budget; and

WHEREAS, funds in the amount of \$1,190.00 for the transportation services will be certified by the Chief Financial Officer from the Current Account 01-201-25-106-288619 upon the adoption of the 2025 budget; and

WHEREAS, the Mayor and Marlboro Township Council desire to renew the Shared Services Agreement with the Board pursuant to the above-described terms and conditions for a total contract amount not to exceed \$78,695.00.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey, that the Mayor and Municipal Clerk are hereby authorized and directed to execute and witness, respectively, the Shared Services Agreement in a form substantially similar as that attached hereto for the provision of transportation services for the Marlboro Township Summer

Camp Program, Alliance and the Township Youth Police Academy program for the term and conditions described hereinabove.

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 Municipal Clerk's Office.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to:

- a. Marlboro Township Board of Education
- b. Business Administrator
- c. Director of Recreation
- d. Chief of Police
- e. Chief Financial Officer

RESOLUTION #2025-071

A RESOLUTION AUTHORIZING ACCEPTANCE
OF DONATIONS FROM LOCAL BUSINESSES
FOR THE MARLBORO TOWNSHIP HOLIDAY LIGHTING

WHEREAS, various donations of foods and beverages were made to the Marlboro Township Holiday Lighting community event, from the following local businesses:

Wegmans
Whole Foods
The Food Emporium
Chartwells
Shoprite

; and

WHEREAS, there have 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 on the attached memo 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.

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

RESOLUTION #2025-072

AUTHORIZING THE REJECTION OF BIDS AND ONE MONTH EXTENSION OF CONTRACT FOR THE PROVISION OF COACH BUS TRANSPORTATION SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF RECREATION

WHEREAS, the Township of Marlboro accepted bids for the PROVISION OF COACH BUS TRANSPORTATION SERVICES (Bid 2024-27) and on January 8, 2025 received three (3) bids as follows:

	Suburban Transit Lines 750 Somerset Street New Brunswick, NJ	Villani Bus Co. 811 E. Linden Ave Linden, NJ	A Yankee Line Inc. 370 W. First St. Boston MA
Total of Senior Program Coach Bus Trips listed above	\$38,135.00	\$54,400.00	N/A
CANCELLATION FEE PER BUS (percentage)	25%	100%	N/A
Additional Charge for Handicap Bus	\$0.00	\$0.00	N/A
Total of Travel Camp Coach Bus Trips listed above	\$58,670.00	\$92,350.00	N/A
CANCELLATION FEE PER BUS (percentage) - < 24 hr notice	25%	100%	N/A
CANCELLATION FEE PER BUS (percentage) - < 5 hr notice	40%	100%	N/A

; and

WHEREAS, the submission from A Yankee Line Inc., whose address is 370 West First Street, Boston, Massachusetts 02127, failed to include a proposal form, rendering their proposal incomplete and unresponsive; and

WHEREAS, the submission from Suburban Transit Lines, whose address is 750 Somerset Street, New Brunswick, New Jersey 08901, failed to include a fully executed bid bond; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23.2(a), the failure to include the mandatory bid bond, shall render the bid unresponsive and cannot be cured by the governing body; and

WHEREAS, in a memo dated January 15, 2025, the Purchasing Agent has recommended that the Township reject the sole responsive proposal from Villani Bus Co., whose address is 811 East Linden Avenue, Linden, New Jersey 07036, due to the submission exceeding the Township

appropriations for the services; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2(b) the contracting unit may reject all bids received if the lowest bid substantially exceeds the contract unit's appropriations for the goods or services; and

WHEREAS, to ensure that the Department of Recreation is able to obtain services uninterrupted until a new bid can be issued, the Purchasing Agent has confirmed in correspondence dated January 14, 2025 that Suburban Transit Lines, the incumbent contractor, whose address is 750 Somerset Street, New Brunswick, New Jersey 08901, will continue to provide the COACH BUS TRANSPORTATION SERVICES at the prices awarded under Bid 2022-02 for an additional one month period, expiring on March 31, 2025 in the amount not to exceed \$6,000.00; and

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

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the bids for the PROVISION OF COACH BUS TRANSPORTATION SERVICES for the Township of Marlboro are hereby rejected pursuant to N.J.S.A. 40A:11-13.2(a).

BE IT FURTHER RESOLVED, that the Township Council hereby confirms a one month extension of the contract with Suburban Transit Lines, whose address is 750 Somerset Street, New Brunswick, New Jersey 08901 for the provision of COACH BUS TRANSPORTATION SERVICES under the contract pricing of Bid 2022-02 expiring on March 31, 2025 in an amount not to exceed \$6,000.00.

BE IT FURTHER RESOLVED, funds have been certified by the Chief Financial Officer in the amount of \$6,000.00 in the Recreation Operating Account #01-201-28-145-288471.

BE IT FURTHER RESOLVED, that the Purchasing Agent is hereby authorized to rebid the contract for the PROVISION OF COACH BUS TRANSPORTATION SERVICES.

BE IT FURTHER RESOLVED, that the Business Administrator is hereby authorized and directed to return the bid bond(s) or other security(ies) to the appropriate bidder(s).

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

- a. Suburban Transit Lines
- b. Township Business Administrator

- c. Chief Financial Officer
- d. Director of Recreation

RESOLUTION #2025-073

TAX LIEN REDEMPTIONS

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$43,306.41 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 \$43,306.41 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>
23-00050	415/29	Pro Cap 8 FBO Firsttrust Bank PO Box 774 Fort Washington, PA 19034	\$ 20,969.82
23-00049	415/28	Beril, LLC 502 Antebellum Ln Mount Pleasant, SC 29464	\$ 16,896.40
24-00018	415/29	Pro Cap 8 FBO Firsttrust Bank PO Box 774 Fort Washington, PA 19034	\$ 1,783.69
24-00009	176/7/C0931	Pro Cap 8 FBO Firsttrust Bank PO Box 774 Fort Washington, PA 19034	\$ 1,535.30
24-00022	197/16	Pro Cap 8 FBO Firsttrust Bank PO Box 774 Fort Washington, PA 19034	\$ 2,121.20

RESOLUTION #2025-074

REFUND OF TAX OVERPAYMENTS

WHEREAS, the attached list in the amount of \$5,144.96 known as Schedule "A", is comprised of amounts representing overpayments for 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

BLOCK/LOT	PROPERTY INFORMATION	AMOUNT
272/8	1 Wylie Terrace	\$ 1,423.98
384/28	15 Coventry Terrace	\$ 948.48
392/8	17 Eagle Road	\$ 1,435.70
415/22.3301	3301 Expedition St	\$ 1,336.80
		\$ 5,144.96

At 7:28 p.m., Councilman Qazi moved that the meeting enter into executive session for a discussion of Attorney Client Privilege for affordable housing obligations and collective negotiations. This was seconded by Councilman Scalea and the resolution passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2025-075

CLOSED EXECUTIVE SESSION

WHEREAS, it is determined by the governing body of the Township of Marlboro that it is necessary on the 23rd day of January, 2025 to enter into a closed executive session for the purpose of discussing items that are particularly exempt from the Open Public Meetings Act, affordable housing obligations and contract negotiations (CWA Local 1075 Supervisory/Professional Unit and Public Works Supervisors Association).

BE IT FURTHER RESOLVED, that the governing body shall adjourn to a closed executive session for the purpose of discussing the said aforementioned item and that such closed executive session should take approximately 15 minutes. Those items discussed in executive session shall remain confidential until such a time as

confidentiality is no longer required. Action may be taken following the executive session.

At 7:49 p.m., Councilman Scalea offered a motion to return to regular business, which was seconded by Councilwoman Viridi and passed on a unanimous voice vote.

The following Resolution #2025-076 (Adopting the Township of Marlboro's Present And Prospective Need for the Fourth Round of Affordable Housing Obligations as Required under the New Jersey Fair Housing Act as Amended By P.L. 2024, C.2) was introduced by reference, offered by Councilman Scalea, seconded by Councilwoman Viridi and passed on a roll call vote of 5-0 in favor.

RESOLUTION #2025-076

RESOLUTION OF THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH,
ADOPTING ITS PRESENT NEED AND PROSPECTIVE NEED FOR THE FOURTH ROUND
OF AFFORDABLE HOUSING OBLIGATIONS AS REQUIRED UNDER THE NEW JERSEY
FAIR HOUSING ACT AS AMENDED BY P.L. 2024, C.2

WHEREAS, on March 20, 2024, Governor Murphy signed into law Bill A4/S50, codified as P.L. 2024, c.2 (the "Amended FHA"), which amends the New Jersey Fair Housing Act, P.L. 1985, c.222 (N.J.S.A. 52:27D-301, et seq.) and other related housing laws; and

WHEREAS, pursuant to the Amended FHA, municipalities are required to determine the Present Need obligation (Rehabilitation) and Prospective Need obligation (New Construction) of their fair share of the regional need for affordable housing ("Fair Share Obligation") during the 10-year period beginning on July 1, 2025 (the "Fourth Round"); and

WHEREAS, pursuant to the Amended FHA, should a municipality determine its Fair Share Obligation by January 31, 2025, the municipality's determination shall be established by default and shall bear a presumption of validity beginning on March 1, 2025, unless challenged by an interested party on or before February 28, 2025; and

WHEREAS, pursuant to the Amended FHA, any challenge to a municipality's determination must be initiated through the Affordable Housing Alternative Dispute Resolution Program (the "Program"), explain with particularity how the municipality's calculation fails to comply with N.J.S.A. 52:27D-304.2 and 52:27D-304.3, and include the challenger's own calculation of the fair share obligations in compliance with said sections; and

WHEREAS, on October 18, 2024, the New Jersey Department of Community Affairs (the "DCA") published a report with an estimate of the fair share affordable housing obligations of all municipalities, which, pursuant to the Amended FHA, may be taken into consideration by a municipality but shall not be binding on a municipality when calculating a municipality's respective Fair Share Obligation; and

WHEREAS, the DCA determined that the Township of Marlboro's (the "Township") present need to be 5 units and prospective need 579 units based in substantial part upon erroneous assumptions about vacant properties or otherwise developable properties within the Township; and

WHEREAS, more than 93% of the area deemed to be vacant in the analysis by the DCA was in fact not vacant or otherwise developable as affordable housing; and

WHEREAS, the Township of Marlboro, with the assistance of its professionals, has calculated its Fair Share Obligation for the Fourth Round based upon the methodology set forth in the Amended FHA, which included consideration of the DCA's calculations and analysis; and

WHEREAS, the Township Council of the Township of Marlboro (the "Township Council") has reviewed the findings of the Township's professionals, which are described in the attached Exhibit A, and adopts a Fair Share Obligation for the Fourth Round consisting of a Present Need obligation of 5 units and a Prospective Need obligation of 279 units; and

WHEREAS, in accordance with N.J.S.A. 52:27D-311(m) of the Amended FHA, the Township reserves its right to take a vacant land adjustment, which may result in a reduction to the new construction portion of its Fair Share Obligation; and

WHEREAS, the Township reserves its right to revise its Fair Share Obligation in the event that a decision of a court of competent jurisdiction, or an action by the New Jersey Legislature, would result in a lower calculation of an obligation for the Township; and

WHEREAS, the Amended FHA requires municipalities to satisfy various administrative and procedural requirements in connection with the adoption of a municipality's Fair Share Obligation, including but not limited to the publication of this Resolution to the Township's publicly accessible Internet website and the filing of an action with the Program through the Judiciary's electronic filing systems, within forty-eight (48) hours of the adoption of this Resolution; and

WHEREAS, the Township Council directs the Municipal Clerk to satisfy all required notice and publications requirements, and authorizes the Township and its professionals to take all actions required to file the necessary action with the Program.

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

4. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.
5. The Township of Marlboro's Fair Share Obligation for the Fourth Round of affordable housing obligations consists of a Present Need obligation of 5 units and a Prospective Need obligation of 279 units.
6. The Township reserves its right to take a vacant land adjustment, which may result in a reduction to the new construction portion of its Fair Share Obligation.
7. The Township reserves its right to revise its Fair Share Obligation in the event that a decision of a court of competent jurisdiction, or an action by the New Jersey Legislature, would result in a lower calculation of an obligation for the Township.
8. The Municipal Clerk be and is hereby directed to forward a copy of this Resolution to the Department of Community Affairs and to publish a copy to the Township's publicly accessible Internet website within forty-eight (48) hours of the adoption of this Resolution.
9. The Township be and is hereby directed to file an action with the Affordable Housing Alternative Dispute Resolution Program regarding this Resolution in compliance with the Amended FHA, and the Mayor and Municipal Clerk are authorized to execute any and all documents required for said purpose.
10. This Resolution shall take effect immediately.

SO RESOLVED, as aforesaid.

The following Resolution #2025-077 (Authorizing a Memorandum of Agreement Between the Township of Marlboro and CWA Local 1075 (Supervisory/Professional Unit)) was introduced by reference, offered by Councilman Scalea, seconded by Councilwoman Viridi and passed on a roll call vote of 5-0 in favor.

RESOLUTION #2025-077

A RESOLUTION AUTHORIZING A MEMORANDUM OF AGREEMENT
BETWEEN THE TOWNSHIP OF MARLBORO AND CWA LOCAL 1075
(WHITE COLLAR SUPERVISORY/PROFESSIONAL UNIT)

WHEREAS, the Township and CWA Local 1075 WHITE COLLAR SUPERVISORY/PROFESSIONAL UNIT ("CWA") are parties to a collective bargaining agreement that expired on December 31, 2023; and

WHEREAS, the Township and CWA engaged in negotiations for a successor collective bargaining agreement to cover employees in the CWA; and

WHEREAS, the terms of the settlement are set forth in a Memorandum of Agreement ("MOA"), attached hereto and made a part hereof; and

WHEREAS, such MOA will be incorporated in the successor collective bargaining agreement to the previous collective bargaining agreement that expired on December 31, 2023, for an extended term of January 1, 2024 through December 31, 2026.

NOW, THEREFORE, BE IT RESOLVED, by Township Council of the Township of Marlboro that it hereby approves the terms and conditions contained in the Memorandum of Agreement between the Township of Marlboro and CWA, attached hereto and made a part hereof and that such Memorandum shall be deemed the successor collective bargaining agreement to the collective bargaining agreement that expired on December 31, 2023.

BE IT FURTHER RESOLVED, the Township Council of the Township of Marlboro that it hereby approves and ratifies the execution of the attached Memorandum of Agreement.

BE IT FURTHER RESOLVED, that the Township Council of the Township of Marlboro authorizes the execution of any documents necessary to implement the successor collective bargaining agreement.

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

- a. CWA LOCAL 1075 (WHITE COLLAR SUPERVISORY/PROFESSIONAL UNIT)
- b. Business Administrator
- c. Chief Financial Officer

The following Resolution #2025-078 (Authorizing a Memorandum of Agreement Between the Township of Marlboro and Public Works Supervisors Association) was introduced by reference, offered by

Councilman Scalea, seconded by Councilwoman Viridi and passed on a roll call vote of 5-0 in favor.

RESOLUTION #2025-078

A RESOLUTION AUTHORIZING A MEMORANDUM OF AGREEMENT
BETWEEN THE TOWNSHIP OF MARLBORO AND THE MARLBORO PUBLIC WORKS
SUPERVISORS' ASSOCIATION

WHEREAS, the Township and MARLBORO PUBLIC WORKS SUPERVISORS' ASSOCIATION ("Association") are parties to a collective bargaining agreement that expired on December 31, 2024; and

WHEREAS, the Township and Association engaged in negotiations for a successor collective bargaining agreement to cover employees in the ASSOCIATION; and

WHEREAS, the terms of the settlement are set forth in a Memorandum of Agreement ("MOA"), attached hereto and made a part hereof; and

WHEREAS, such MOA will be incorporated in the successor collective bargaining agreement to the previous collective bargaining agreement that expired on December 31, 2024, for an extended term of January 1, 2025 through December 31, 2027.

NOW, THEREFORE, BE IT RESOLVED, by Township Council of the Township of Marlboro that it hereby approves the terms and conditions contained in the Memorandum of Agreement between the Township of Marlboro and ASSOCIATION, attached hereto and made a part hereof and that such Memorandum shall be deemed the successor collective bargaining agreement to the collective bargaining agreement that expired on December 31, 2024.

BE IT FURTHER RESOLVED, the Township Council of the Township of Marlboro that it hereby approves and ratifies the execution of the attached Memorandum of Agreement.

BE IT FURTHER RESOLVED, that the Township Council of the Township of Marlboro authorizes the execution of any documents necessary to implement the successor collective bargaining agreement.

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

- a. MARLBORO PUBLIC WORKS SUPERVISORS' ASSOCIATION
- b. Business Administrator
- c. Chief Financial Officer

At 7:52 p.m., Council Vice President Qazi moved that the meeting be adjourned. This was seconded by Councilman Scalea, and as there was no objection. The municipal clerk was asked to cast one ballot.

MINUTES APPROVED: FEBRUARY 20, 2025

OFFERED BY: DINUZZO

AYES: 5

SECONDED BY: VIRDI

NAYS: 0

SUSAN A. BRANAGAN,
MUNICIPAL CLERK
022025

MICHAEL J. MILMAN,
COUNCIL PRESIDENT