

**TOWNSHIP OF MONTGOMERY  
TOWNSHIP COMMITTEE**

**REGULAR MEETING MINUTES  
THURSDAY, JULY 20, 2023**

The Regular Meeting of the Township Committee of the Township of Montgomery was called to order by Mayor Keenan at 7:00 p.m.

**ROLL CALL:** The following were present: Mayor, Devra Keenan; Deputy Mayor, Neena Singh; Committee Member, Vince Barragan; Committee Member, Dennis Ahn

**ABSENT:** Committee Member, Patricia Taylor Todd

Also present were Township Administrator, Lori Savron; Township Attorney, Wendy Rubinstein Quiroga; Township Clerk, Lisa Fania

**MEETING NOTICE:** Mayor Keenan noted that adequate notice of the meeting was provided to the official newspapers of the Township, posted on the municipal bulletin board and filed with the Township Clerk as required by law on January 5, 2023.

**SALUTE TO THE FLAG:** Mayor Keenan led the Pledge of Allegiance.

**PUBLIC COMMENT**

The following members of the public spoke during public comment:

Dr. A. Vanbeveran, a resident of Route 518, inquired as to the status of his request presented at the June 15 meeting regarding review of zoning ordinances with respect to windmills.

During Public Comment, Mayor Keenan, advised that review of the ordinances is underway with the Planning Department and acknowledged that some sections are out dated.

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**ORDINANCES – FIRST READING/INTRODUCTION**

Mayor Keenan read by title Ordinance #23-1703.

**AMENDING ORDINANCE #23-1702 ESTABLISHING A COMPREHENSIVE SALARY AND  
WAGE PLAN FOR THE TOWNSHIP OF MONTGOMERY, SOMERSET COUNTY AGENT**

Mayor Keenan asked for a motion to introduce Ordinance #23-1703 on first consideration.

Motion by Deputy Mayor Singh; seconded by Barragan

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

Second reading and public hearing date August 3, 2023.

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**ORDINANCES – PUBLIC HEARING/FINAL ADOPTION**

There are no ordinances for final adoption.

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**CONSENT AGENDA**

**Resolutions #23-7-194 through #23-7-196.** Read by title.

Mayor Keenan asked for a motion to adopt Resolutions #23-7-194 through #23-7-196.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-194****Refund Overpaid 2022 and 2023 Taxes**

**BE IT RESOLVED** that a refund in the amount of \$7,940.00 be given to Core Logic Refunds Department, P.O. Box 9202, Coppell, TX 75019 for the overpayment of 2022 and 2023 taxes on Block 37002, Lot 4.35.

<b>QUARTER</b>	<b>OVERPAYMENT AMOUNT</b>
2022/3 <sup>rd</sup>	\$2,600.80
2022/4 <sup>th</sup>	\$2,669.60
2023/1 <sup>st</sup>	\$2,669.60

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**RESOLUTION #23-7-195****Refund Overpaid 2022 Taxes**

**BE IT RESOLVED** that a refund in the amount of \$6,493.04 be given to Core Logic, Attn: Recovery Department, P.O. Box 9205, Coppell, TX 75019 for the overpayment of 2022 taxes on Block 7013, Lot 22.02.

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**RESOLUTION #23-7-196****Pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) – Opioids Settlement Grant**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County or Municipality when such item shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for an equal amount.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Montgomery, County of Somerset, New Jersey hereby requests the director of the Division of Local Government Services to approve the insertion of items of revenue in the budget of the year 2023, in the amounts listed below, which item is now available as a revenue:

Opioids Settlement Grant	\$5,525.54
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**BE IT FURTHER RESOLVED** that a like sum, be, and the same, hereby is appropriated under the above appropriation titles.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer shall file an electronic Special Item of Revenue Resolution submittal form to the Division of Local Government Services.

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Resolution #23-7-197 Read by title.

At this time, Mayor Keenan opened public comment regarding the proposed resolution.

The following members of the public spoke:

**Bill Forbes**, a resident of Griggstown Road, inquired about the status of proposed cell towers on various properties throughout the Township including but not limited to the Staats and Johnson farms.

Administrator Savron addressed B. Forbes' inquiry advising that the application for a proposed tower near River Road has been approved but the Township is working out details with the State Historic Preservation office due to the proximity of the property within a landmarks district; that the application for the Johnson Farm is on hold; and that construction of the cell tower located adjacent to the High School is underway. Administrator Savron further explained that antennae will be removed from the Belle Mead and Rocky Hill water towers and that the proposed cell tower at the municipal complex will help with the lost coverage from these facilities.

Mayor Keenan asked for a motion to adopt Resolution #23-7-197.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-197**

**AUTHORIZING LEASE OF PUBLIC PROPERTY BY SUBMISSION OF SEALED BIDS FOR  
WIRELESS TELECOMMUNICATIONS FACILITY**

**WHEREAS**, pursuant to the provisions of the Local Lands and Buildings Law (N.J.S.A. 40A:12-14) ("LLBL") a municipal corporation may lease to any private person real property owned by said municipal corporation which is not needed for a public use; and

**WHEREAS**, the LLBL requires that a lease by a municipal corporation to a private person, except for a lease to a private person for a public purpose, be made to the highest bidder by open public bidding at auction or by submission of sealed bids; and

**WHEREAS**, the Township of Montgomery ("Township") currently leases a 45-acre parcel of property identified on the Township Tax Map as Block 20001, Lot 10.05 (the "Property") pursuant to a Lease Purchase Agreement with the Somerset County Improvement Authority; and

**WHEREAS**, the Lease Purchase Agreement allows the Township to rent or lease the Property; and

**WHEREAS**, there are substantial gaps in wireless communications service and emergency services communications coverage in Skillman; and

**WHEREAS**, there is a need to provide for wireless communications service and emergency services communications coverage in Skillman; and

**WHEREAS**, the Township has determined to lease an approximately 3,000 square foot area of Block 20001, Lot 10.05, north of Orchard Road and west of Community Drive (the "Premises"), which Premises is not needed for public use and which is suitable for the construction of a wireless communications tower which will address the need for wireless communications service and emergency services communications coverage in Skillman.

**WHEREAS**, the improvements and the related support facilities shall be constructed at the sole cost and expense of the successful bidder and the Township shall have the right to locate its antennas to said tower once constructed.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Montgomery, County of Somerset, State of New Jersey as follows:

1. Pursuant to N.J.S.A. 40A:12-14, the Township, through its Administrator or designee, is hereby authorized and directed to solicit sealed bids for the lease of the approximately 3,000 square foot area of Block 20001, Lot 10.05, north of Orchard Road and west of Community Drive (the "Premises") for purposes of designing, constructing and operating a wireless communications tower and ancillary support equipment, structures and foundations on the Premises; at such time and place as deemed appropriate and necessary to effectuate the terms hereof.
2. The Administrator and Township Clerk shall cause said bidding to be advertised in accordance with the requirements of N.J.S.A. 40A:12-14(a) by causing the advertisement to be published in a newspaper circulating in the Township by two insertions at least once a week during two consecutive weeks, the last publication to be not earlier than seven (7) days prior to the date of the bid opening. Said advertisement shall specify that the minimum rental bid shall be \$60,000 and that the Township reserves the right to reject all bids where the highest bid is not accepted.

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Resolution #23-7-198. Read by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-198.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-198****AUTHORIZING AN AUCTION OF USED TOWNSHIP VEHICLES AND EQUIPMENT**

**WHEREAS**, the Township of Montgomery has determined that certain personal property as described herein, is no longer needed for public purposes; and

**WHEREAS**, N.J.S.A. 40A:11-36 requires that such personal property be sold at public auction to the highest bidder; and

**WHEREAS**, by Resolution #23-6-166 adopted June 15, 2023, the Township Committee authorized an auction of used Township vehicles that included one 2017 Ford Explorer Police Interceptor SUV (VIN #1FM5K8AR5HGC78077) and one 2018 Ford Explorer Police Interceptor SUV (VIN #1FM5K8AR6JGB93576); and;

**WHEREAS**, said auction did not commence within ten days of Township Committee approval; and

**WHEREAS**, one 1999 INTHR 4700 Hook Lift w/Sander (VIN #1HTSCAAR5XH686747) and one 2009 Ford Escape 4x2 (VIN #1FMCU03719KB08571) have been added to the list of items.

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

1. The below listed schedule of Township property is declared surplus and no longer needed for public purposes.
2. The Purchasing Agent is hereby authorized and directed to advertise public sale of said personal property to be sold on GovDeals.com, a State of New Jersey authorized web-based auction. Said sale shall commence **within thirty (30 days)** of approval by the Township Committee.
3. The Township reserves the right to reject any and all bids if it determines such rejection to be in the public interest.
4. Said sale shall be in the manner of a public auction and in accordance with the procedure to be announced.

**VEHICLES AND EQUIPMENT**

2017 Ford Explorer Police Interceptor SUV	1FM5K8AR5HGC78077
2018 Ford Explorer Police Interceptor SUV	1FM5K8AR6JGB93576
1999 INTHR 4700 Hook Lift w/Sander	1HTSCAAR5XH686747
2009 Ford Escape 4x2	1FMCU03719KB08571

Resolution #23-7-199. Read by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-199.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-199****AUTHORIZING THE EXTENSION OF A CONTRACT FOR CHEMICALS  
FOR WASTEWATER TREATMENT**

**WHEREAS**, Resolution #22-7-166 adopted July 7, 2022 awarded contracts for chemicals for wastewater treatment for twelve (12) months with the option for two (2) one-year extensions to Coyne Chemical Company, Inc.; Evoqua Water Technologies; Miracle Chemical Company; PVS Minibulk, Inc.; and Univar Solutions; and

**WHEREAS**, N.J.S.A. 40A:11-15 provides that the contract shall be awarded by resolution of the governing body upon a finding by the governing body that the services are being performed in an efficient manner; no such contract shall be extended so that it runs for more than a total of five consecutive years; any price change included as part of the extension shall be based upon the price of the original contract as cumulatively adjusted pursuant to any previous adjustment or extension and shall not exceed the change in the index rate for the twelve (12) consecutive months preceding the most quarterly calculation available at the time the contract is renewed; and the terms and conditions of the contract remain substantially the same; and

**WHEREAS**, the contract will not exceed the following amounts for the extended year effective July 1, 2023 through June 30, 2024:

Coyne Chemical Company, Inc., 3015 State Road, Croydon, PA, 19021 in the amount of \$331,600.00 for CES PACL 2000 and PACL 2040; and the amount of \$1,257.75 for Hydrated Lime;

PVS Minibulk, Inc., 10900 Harper Avenue, Detroit, MI, 48213 in the amount of \$138,250.00 for Sodium Hydroxide;

Univar Solutions, 200 Dean Slavers Place, Morrisville, PA 19067-3614 in the amount of \$70,000; for Custom Blended Alkali; and

**WHEREAS**, there is a ten percent increase in the cost for Hydrated Lime and no increase in costs for CES PACL 2000 and PACL 2040; Sodium Hydroxide; and Custom Blended Alkali; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in account numbers: 07-201-55-542-232; 07-201-55-543-232; 07-201-55-546-232; 07-201-55-547-232; and

**WHEREAS**, Evoqua Water Technologies and Miracle Chemical Company are not seeking a contract extension.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Montgomery, County of Somerset, New Jersey hereby approves a one-year extension of a contract award to Coyne Chemical Company, Inc.; PVS Minibulk, Inc., and Univar Solutions for chemicals for wastewater treatment effective July 1, 2023 to June 30, 2024 pursuant to the amounts stated above.

**BE IT FURTHER RESOLVED** that terms and conditions of the contract remain in force.

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Resolution #23-7-200. Read by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-200.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-200**

**AUTHORIZING AWARD OF CONTRACT TO FOLEY, INC. FOR GENERATOR  
MAINTENANCE AND EMERGENCY REPAIR SERVICES THROUGH THE MORRIS  
COUNTY COOPERATIVE FOR THE MONTGOMERY TOWNSHIP SEWER AUTHORITY**

**WHEREAS**, exemptions from competitive bidding are allowed for items/services purchased through a New Jersey State CO-OP per N.J.S.A. 40A:11-11; and

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes two or more contracting units to enter into a cooperative pricing agreement for the purchase of work, materials and supplies; and

**WHEREAS**, the Township of Montgomery is in need of generator maintenance and emergency repair services for pump stations within the Sewer Authority; and

**WHEREAS**, the Township of Montgomery has determined the following cooperative pricing system identifier ESCNJ #65MCESCCPS – Generator Maintenance and Equipment has provided the Township with the most competitive pricing; and

**WHEREAS**, the Chief Financial Officer has certified that there are sufficient funds available for this purchase in account numbers 07-201-55-543-293; 07-201-55-543-292A; 07-201-55-543-292B; 07-201-55-546-293; 07-201-55-546-292A; 07-201-55-546-292B; 07-201-55-547-293; 07-201-55-547-292A; 07-201-55-547-292B; 07-201-55-547-292C; 07-201-55-542-293; 07-201-55-542-292A; 07-201-55-542-292B; 07-201-55-542-292C; 07-201-55-542-292D.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that generator maintenance and emergency repair services, at an amount not to exceed \$50,000, shall be authorized through ESCNJ #65MCESCCPS to:

Foley, Inc.  
855 Centennial Avenue  
Piscataway, NJ 08854

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Resolution #23-7-201. Read by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-201.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-201****AUTHORIZING AWARD OF CONTRACT TO FOLEY, INC. FOR GENERATOR MAINTENANCE AND EMERGENCY REPAIR SERVICES THROUGH THE MORRIS COUNTY COOPERATIVE FOR THE DEPARTMENT OF PUBLIC WORKS AND OTTO KAUFMAN COMMUNITY CENTER**

**WHEREAS**, exemptions from competitive bidding are allowed for items/services purchased through a New Jersey State CO-OP per N.J.S.A. 40A:11-11; and

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes two or more contracting units to enter into a cooperative pricing agreement for the purchase of work, materials and supplies; and

**WHEREAS**, the Township of Montgomery is in need of generator maintenance and emergency repair services for the Department of Public Works and the Otto Kaufman Community Center; and

**WHEREAS**, the Township of Montgomery has determined the following cooperative pricing system identifier ESCNJ #65MCESCCPS – Generator Maintenance and Equipment has provided the Township with the most competitive pricing; and

**WHEREAS**, the Chief Financial Officer has certified that there are sufficient funds available for this purchase in account number 01-201-26-310-200.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that generator maintenance and emergency repair services, at an amount not to exceed \$5,000, shall be authorized through ESCNJ #65MCESCCPS to:

Foley, Inc.  
855 Centennial Avenue  
Piscataway, NJ 08854

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Resolution #23-7-202. Read by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-202.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** Todd

**RESOLUTION #23-7-202****AUTHORIZING THE DONATION OF ONE LICENSE PLATE READER NO LONGER NEEDED FOR PUBLIC USE TO THE SOMERSET COUNTY SHERIFF'S OFFICE**

**WHEREAS**, Montgomery Township's Police Department is in possession of one ELSAG MPH 900 Automated License Plate Reader no longer needed for public use; and



**WHEREAS**, the Somerset County Sheriff's Office has expressed interest in the license plate reader; and

**WHEREAS**, the Montgomery Township Police Department recommends the donation of the license plate reader.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Montgomery, County of Somerset, New Jersey hereby authorizes the donation of one ELSAG MPH 900 Automated License Plate Reader to the Somerset County Sheriff's Office.

**BE IT FURTHER RESOLVED** that the Administrator and Clerk are authorized and directed to execute any documents in order to convey the aforementioned license plate reader to the Somerset County Sheriff's Office.

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Resolution #23-7-203. Read by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-203.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-203**

**AUTHORIZING GUARANTEE EXTENSIONS FOR THE  
COMPLETION OF IMPROVEMENTS - VARIOUS PROJECTS**

**WHEREAS**, the period for the completion of improvements on the following projects have recently expired or will expire soon. The developers for the projects below are working on completing the guaranteed improvements or are working on punch lists.

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

<u>Development</u>		<u>New Completion Date</u>
2 High Ridge Road (Block 31001, Lot 31)	TCO Guarantee	3/08/2024
Princeton Airport Hangar #4, Phase 1	Performance Guarantee	8/04/2024
Village Walk at Montgomery, Montgomery Shopping Center Pump Station Upgrade	Performance Guarantee	8/06/2024
Village Walk at Montgomery, Phase 1A	Performance Guarantee	8/06/2024
Village Walk at Montgomery, Phase 1A	Safety & Stabilization Guarantee	8/06/2024
Montgomery Crossing, Phase 2	Landscaping Buffer Guarantee	8/26/2024

Montgomery Crossing, Phase 2	Performance Guarantee	8/31/2024
Staats Farm Road Development	Performance Guarantee	9/14/2024

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Resolution #23-7-204. Ready by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-204.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-204**

**ENDORSEMENT OF NJDEP TREATMENT WORKS APPROVAL (TWA)  
APPLICATION – BPS DEVELOPMENT COMPANY, LLC (BLOCK 28003, LOT 211)**

**BE IT RESOLVED** by the Montgomery Township Committee that Lori Savron, Township Administrator, is hereby authorized to execute a Treatment Works Approval (TWA) application to the New Jersey Department of Environmental Protection related to the BPS Development Company, LLC proposed project on Block 28003, Lot 211, subject to review and approval by the Township Engineer and Township Attorney as to form and content.

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Resolution #23-7-205. Read by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-205.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-205**

**AUTHORIZING RELEASE OF MAINTENANCE GUARANTEE #39672927 FOR TAPESTRY AT  
MONTGOMERY, PHASE 1B-1 WITHOUT FORCE MAIN AND PUMP STATION**

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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that Maintenance Guarantee #39672927 in the amount of \$141,668.97 and posted inspection escrow fees be released to Tapestry at Montgomery.

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Resolution #23-7-206. Read by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-206.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-206**

**AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE ORIGINATING FROM PERFORMANCE GUARANTEE FOR JP MORGAN CHASE BANK, BLOCK 35005, LOTS 6 AND 7**

**WHEREAS**, Mark Herrmann, Township Engineer, has recommended that the Township Committee consider the release of the posted cash Maintenance Guarantee. The project was inspected for maintenance guarantee release and all punch list work has been completed by JP Morgan Chase Bank. No apparent deficiencies were found during inspections conducted by the Engineering Department.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that cash Maintenance Guarantee posted in the amount \$862.50 and posted inspection escrow fees be released to JP Morgan Chase Bank.

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Resolution #23-7-207. Read by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-207.

Motion by Deputy Mayor Singh, seconded by Barragan.

**ROLL CALL**

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

**RESOLUTION #23-7-207**

**AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEE ORIGINATING FROM SAFETY AND STABILIZATION GUARANTEE FOR JP MORGAN CHASE BANK, BLOCK 35005 LOTS 6 AND 7**

**WHEREAS**, the above referenced project was inspected for maintenance guarantee release and all punch list work was completed by the developer, JP Morgan Chase Bank. No apparent deficiencies were found during inspections conducted by the Engineering Department; and

**WHEREAS**, Mark Herrmann, Township Engineer, has recommended that the Township Committee consider the release of the posted Safety & Stabilization Maintenance Guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that the cash safety and stabilization maintenance guarantee posted in the amount of \$6,421.50 plus any accrued interest and inspection escrow fees be released to JP Morgan Chase Bank.

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## APPROVAL OF MINUTES

Deputy Mayor Singh moved to approve the Regular and Executive Session Meeting Minutes of June 15, 2023, seconded by Barragan and carried unanimously.

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Resolution #23-7-208. Read by title.

Mayor Keenan asked for a motion to adopt Resolution #23-7-208.

Motion by Deputy Mayor Singh, seconded by Barragan.

### ROLL CALL

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan

**NOES:** None

**ABSTAIN:** None

**ABSENT:** Todd

## RESOLUTION #23-7-208

### PAYMENT OF BILLS

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

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

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

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

There was no correspondence.

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## NEW BUSINESS

**Rescheduling of the November 2, 2023 Township Committee to Thursday, November 9 meeting due to "Early Voting"** – Municipal Clerk, Lisa Fania, explained that the November 2, 2023 Township Committee meeting will be rescheduled for Thursday, November 9, 2023 due to Early Voting for the General Election. L. Fania explained that Council Chambers and Conference Room #117 will be unavailable from October 25 to November 8. L. Fania also advised that the November 16, 2023 Township Committee meeting will also be cancelled.

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## TOWNSHIP COMMITTEE REPORTS

Committee Member Ahn announced that the Shade Tree Committee will meet August 2, 2023 and discussion will focus on the 2024 tree planting plan and budget.

On behalf of the Economic Development Commission (EDC), Committee Member Ahn reported that Restaurant Week will be postponed from September 2023 to April 2024; and that the EDC is working with the Police Department to hold a seminar for local Asian-American business owners regarding the rising number of home burglaries amongst this resident group.

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There was no report from Committee Member Barragan.

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Deputy Mayor Singh reported that the Recreation Committee did not meet and announced the next meeting date, October 10.

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Mayor Keenan reported on a meeting of the Planning Board advising of a request for a traffic light at Monfort Drive; request for sound barriers; and questions regarding Township passages where easements are greater than fifty feet. Mayor Keenan continued that the application for Harlingen Associates has been continued to July 24 and that memorializing resolutions were adopted for the following applications: BPS Development and RPM Development.

Mayor Keenan reported on a meeting of the Board of Health advising of a report presented on septic systems pre-1990; on an EMS presentation that included statistics on the annual rate of increase for service; membership; and an explanation of mutual aid service. Mayor Keenan further advised that EMS is in need of replacement of two ambulances that will likely be part of capital funding in the future. Mayor Keenan continued that a brief discussion was held regarding people that use EMS frequently and how the Health Department could possibly assist with needed social services. Mayor Keenan reported that discussion also included explanation of grants and the salary ordinance.

Mayor Keenan reported that a new employee has joined the Health Department focusing on social support resources including behavioral health, emergency support and youth support services and commented on the proposed means for community outreach.

During Mayor Keenan's report, Deputy Mayor Singh expressed concerns regarding the oversight and remediation of failing septic systems. Attorney Rubinstein Quiroga recommended review of the current ordinance and to carry discussion to a future meeting. Mayor Keenan further advised that residents should contact the local board of health for any smells concerning septic systems.

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## ADMINISTRATOR'S REPORT

Administrator Savron reported that the Tax office is still awaiting the tax rate information from the County and expects to mail tax bills in early August with a due date of early September. Administrator Savron also reported that the Orchard Road project is nearing completion next week including final repaving and crosswalk striping at Autumn Lane and that the last phase of the project, consisting of pedestrian improvements to connect Route 206 and Orchard Road at the intersection, will be done by NJDOT early next year. Administrator Savron continued that the water line installation at Otto Kaufman Community Center is underway with completion expected within the next two weeks. Administrator Savron provided a brief explanation of the Nixle Alert System and encouraged residents to register via the Township website. Deputy Mayor Singh advised that she received positive feedback from residents about Nixle alerts provided by the Police Department during the recent storm.

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## FUTURE AGENDA ITEMS

August 3:

- Ordinance #23-1703 - Amending the Salary Wage for Non-Union Employees – Public Hearing/Final Adoption

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Resolution #23-7-193. Read in full.

Mayor Keenan asked for a motion to adopt Resolution #23-7-193.

Motion by Deputy Mayor Singh, seconded by Barragan.

### ROLL CALL

**AYES:** Ahn, Barragan, Deputy Mayor Singh, Mayor Keenan  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** Todd

## RESOLUTION #23-7-193

### EXECUTIVE SESSION

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

1. The Township Committee will now convene in a closed session that will be limited only to consideration of items with respect to which the public may be excluded pursuant to Section 7B of the Open Public Meetings Act.
2. The general nature of the subjects to be discussed in this session are as follows:
  - Attorney-Client Privilege      Municipal property
  - Personnel:                      Non-union employees
3. It is unknown precisely when the matter discussed in this session will be disclosed to the public. Acquisition of property and settlement of litigation shall only be approved by the Township Committee in a public session.

4. The Township Committee will return to Regular Session and may take further action.
  5. This Resolution shall take effect immediately.
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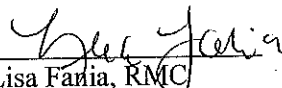
#### **RETURN TO REGULAR SESSION**

The Township Committee reconvened the regular session at 8:48 p.m. on motion by Deputy Mayor Singh, seconded by Barragan and carried unanimously.

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#### **ADJOURNMENT**

The Township Committee adjourned at 8:48 p.m. on motion by Deputy Mayor Singh, seconded by Barragan and carried unanimously.

  
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Lisa Faria, RMC  
Township Clerk

Date Approved: 8/17/23