

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
July 7, 2022
7:00 p.m.

1. Montgomery Township Committee met at 7:00 p.m. on the above date. Those present were:

TOWNSHIP COMMITTEE: Present - Mayor Keenan, Deputy Mayor Bell, Committeemembers Schuldiner & Singh
Absent - Committeeperson Barragan

ADMINISTRATOR - Lori Savron

ASSISTANT ADMINISTRATOR/CFO - Michael Pitts

TOWNSHIP ATTORNEY - Wendy Rubinstein-Quiroga

TOWNSHIP CLERK - Donna Kukla

2. Mayor Keenan stated the following: "Under the provisions of the Open Public Meetings Act, notice of the time and place of this meeting has been posted and sent to the officially designated newspapers."

3. Mayor Keenan led the salute to the flag.

4. **HEALTH DEPARTMENT PRESENTATION**

Health Officer Devangi Patel gave a presentation highlighting the departments' mission statement, goals, responsibilities, duties, tasks, services, grants and funding. Topics discussed:

- National accreditation received Spring 2020
- Administrative and Environmental Health inquiries such as public health nuisances, retail food inspections, septic management program, outdoor supervision/inspection of Youth Camps are to code
- Outreach and education, with promotion of activities with Municipal Alliance, Youth Services, Chronic Disease Coalition, mental health, healthy eating, and individualized clinical services for those with limited or no access to healthcare, obtaining access via Federally qualified health centers, and Well Baby Clinics
- Well Baby Clinics are contracted with the Hillsborough Health Department Community VNA, a Zoo Falls Health Center
- Communicable Disease Control such as COVID and Flu
- School Immunization Record Audits, ensuring children are up to date with vaccinations to ensure community health and safety
- Animal Care and Management such as the licensing and inspection of kennels, rabies vaccination clinics, investigation of bites and possible exposure to rabies
- Rabies Vaccination Clinics, complaint investigation, follow-up after exposure, and education
- Dead deer removal
- Environmental stewardship of on-site wastewater disposal.
- Tracking of Childhood Lead Poisoning
- Sustain critical revenue streams such as grants, shared services, and coalitions to support health services
- Organizational Chart, and explanation of the Board of Health's role with regard the Health Department
- Marriage Licenses and maintenance of Vital Statistics
- 2021 Statistics; 3,478 reportable COVID-19 disease investigations, 159 non COVID-19 reportable diseases such as Lyme or food related illness, 77 homebound vaccinations, 7000 COVID-19 vaccinations, 300 Influenza vaccinations, 173 retail food establishment inspections, licensing of 921 dogs, 97 cats, and over 1000 public nuisance investigations
- Revenue and grants

4-1. Mayor Keenan asked Ms. Patel to give an example of a public health nuisance call, and if cats are also required to be licensed. Ms. Patel stated that nuisances would be high grass, noise, foul odors, maintenance of property such as improper disposal of refuse, and pest complaints that impact the health and safety of the public. Yes, cats are required to be licensed.

4-2. Committeeperson Singh asked how to ensure the proper licensing of cats and dogs, and what the penalties for non-compliance. Ms. Patel replied that the Health Department issues summonses and penalties for non-compliance, although most non-compliance is discovered after a complaint or incident is filed.

4-3. Committeeperson Schuldiner asked if pets are required to be tagged to identify there owner in case of loss. Ms. Patel answered that pets should be tagged for their safety and proper return but it is not required.

5. **COVID-19 REPORT**

Health Officer Devangi Patel reported vaccinations for children under 5 years of age has been approved. An updated list of providers and sites offering clinics can be found on the Township's website.

The largest provider in the area is Princeton Nassau Pediatrics offering the Pfizer vaccine, and will be offering Moderna sometime next week. Montgomery's PV Clinic will be held July 15.

6. **PUBLIC COMMENT**

6-1. Somerset County Library Administrator Brian O'Shea, 125 Jerome Avenue, South Bound Brook, thanked the Committee for partnering with them to bring residents an outstanding community resource.

7. **CONSENT AGENDA** - All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any Township Committeeperson may request that an item be removed for separate consideration.

A. **RESOLUTION #22-7-163 - REFUND OVERPAID 2021 TAXES**

BE IT RESOLVED that a refund in the amount of \$5,081.13 be given to Sreevidya Kalidindi & Naga Tirumalaraju for the overpayment of 2021 taxes on Block 21001 Lot 1.05.

B. **RESOLUTION #22-7-164 - TEMPORARY ROAD CLOSING - Block Party - Knickerbocker Drive**

BE IT RESOLVED By the Montgomery Township Committee that authorization is hereby given for the temporary closing of a portion of Knickerbocker Drive (between Whispering Lane and the intersection of Willow Run Road) to accommodate a neighborhood block party scheduled for September 10, 2022 from approximately 4:00 p.m. - 9:00 p.m. (rain date - Saturday, September 17, 2022). The Montgomery Township Police have no objection to the road closing provided that:

- The roadway must be made accessible to emergency vehicles.
- The roadway must be made accessible to traffic originating and terminating on the closed section.
- Block party organizers should provide advance courtesy notification to those residents that will be affected by the closure.

C. **RESOLUTION #22-7-165 - AUTHORIZING THE CHIEF FINANCE OFFICER (CFO) OF MONTGOMERY TOWNSHIP, SOMERSET COUNTY NEW JERSEY TO INVEST FUNDS IN THE NEW JERSEY ASSET & REBATE MANAGEMENT PROGRAM**

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

1. The Township Committee hereby finds and determines that (a) the CFO has received and reviewed (i) the Information Statement dated as of January 3, 2005 describing the New Jersey Asset & Rebate Management Program ("NJ/ARM") and(ii) the Amended and Restated Interlocal Services Investment Agreement governing the NJ/ARM Program ("Program Agreement") and (b) the CFO has been afforded the opportunity to discuss NJ/ARM with the Investment Administrator and Special Counsel to NJ/ARM and the Township Committee has determined that it is in the best interests of Montgomery Township to authorize the CFO to participate in NJ/ARM.
2. The Program Agreement is hereby approved and the CFO is authorized to execute the Program Agreement on behalf of Montgomery Township.
3. Wells Fargo Bank, N.A is hereby approved to act as a depository of Public Funds for the Montgomery Township.
4. The Township Committee acknowledges that its decision to authorize the participation in NJ/ARM is based solely on the information set forth in the Information Statement and in the Program Agreement.

This resolution shall take effect immediately upon its adoption.

7-1. Deputy Mayor Bell moved to adopt CONSENT AGENDA. The motion was seconded by Committeeperson Schuldiner and carried on the following:

ROLL CALL - Ayes - Singh, Schuldiner, Bell, Keenan
Absent - Barragan
Nays - None

8. **MAYORAL APPOINTMENT - Landmarks Commission**

BE IT RESOLVED that Dawn Hammell is appointed as Class C Member, replacing Olivia Crisp, 4-year unexpired term expiring December 31, 2022.

9. **RESOLUTION #22-7-166 - AWARD OF BID - Chemicals for Wastewater Treatment**

WHEREAS, the following bids for Chemicals for Wastewater Treatment were received and publicly opened on July 7, 2022:

BIDDERS

Coyne Chemical Co., Inc.
Evoqua Water Technologies
Miracle Chemical Company
PVS Minibulk, Inc.
Univar Solutions

Item #9 cont.

WHEREAS, it is the recommendation of the Purchasing Agent and the Chief Sewer Plant Operator that Coyne Chemical Co., Inc., Evoqua Water Technologies, Miracle Chemical Company, PVS Minibulk, Inc. and Univar Solutions be awarded the bid; they being the lowest responsible bidders on the following various line item chemicals:

- Coyne Chemical Co., Inc. - CES PACL 2000 & PACL 2040 and Hydrated Lime,
- Evoqua Water Technologies - Bioxide AQ
- Miracle Chemical Company - Sodium Bisulfite and Sodium Hypochlorite(Bulk)
- PVS Minibulk, Inc. - Sodium Hydroxide
- Univar Solutions - Custom Blended Alkali

WHEREAS, there exists the following accounts 07-201-55-542-232, 07-201-55-543-232, 07-201-55-546-232, 07-201-55-547-232 which will fund these goods; and

WHEREAS, a certificate as to the availability of funds has been signed by the Chief Financial Officer and is on file in the office of the Township Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery Township Committee that the contract for the Chemicals for Wastewater Treatment for 12 months from date of award with the option to extend for an additional two (2) years is hereby awarded to:

Coyne Chemical Co., Inc., 3015 State Road, Croydon, PA 19021 in the amount of \$331,600.00 for CES PACL 2000 & PACL 2040 and \$1,135.75 for Hydrated Lime.

Evoqua Water Technologies, 2650 Tallevast Road, Sarasota, FL 34243 in the amount of \$85,250.00 for Bioxide AQ.

Miracle Chemical Company, 1151-B Highway 33, Farmingdale, NJ 07727 in the amount of \$24,875.00 for Sodium Bisulfite and \$37,190.00 for Sodium Hypochlorite(Bulk).

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 \$68,750.00 for Custom Blended Alkali.

BE IT FURTHER RESOLVED that the Township Administrator and Purchasing Agent are authorized to sign said contracts.

BE IT FURTHER RESOLVED that the Township Committee rejects the bids for Citric Acid, as there were no bids submitted and authorizes the Purchasing Agent and Township Administrator to seek quotes for the purchase of Citric Acid under the bid threshold.

- 9-1. Deputy Mayor Bell moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Singh and carried on the following:

ROLL CALL - Ayes - Singh, Schuldiner, Bell, Keenan
Absent - Barragan
Nays - None

10. **ORDINANCE #22-1684 - BOND** - Amending Bond Ordinance 21-1661 - Stage II Wastewater Treatment Plant Flood Protection Project - Public Hearing

- A. Title: BOND ORDINANCE AMENDING IN ITS ENTIRETY BOND ORDINANCE #21-1661 FINALLY ADOPTED JUNE 17, 2021 OF THE TOWNSHIP OF MONTGOMERY, IN THE COUNTY OF SOMERSET, NEW JERSEY
- B. Mayor Keenan opened the hearing to the public. There being no comment, Deputy Mayor Bell moved that the public hearing be closed. The motion was seconded by Committeeperson Singh and carried unanimously.
- C. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 7th day of July, 2022 and that the ordinance summary and proper 20-day statement be published in an official newspaper as required by law.

- 10-1. Deputy Mayor Bell moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Schuldiner and carried on the following:

ROLL CALL - Ayes - Singh, Schuldiner, Bell, Keenan
Absent - Barragan
Nays - None

11. **ORDINANCE #22-1686 - BOND** - \$2,263,000-\$2,149,850 Multipurpose Ordinance - Public Hearing

- A. Title: BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONTGOMERY, IN THE COUNTY OF SOMERSET, NEW JERSEY, APPROPRIATING \$2,261,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,149,850 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF

Item #11 cont.

- B. Mayor Keenan opened the hearing to the public. There being no comment, Deputy Mayor Bell moved that the public hearing be closed. The motion was seconded by Committeeperson Singh and carried unanimously.
- C. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 7th day of July, 2022 and that the ordinance summary and proper 20-day statement be published in an official newspaper as required by law.

11-1. Deputy Mayor Bell moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Schuldiner and carried on the following:

ROLL CALL - Ayes - Singh, Schuldiner, Bell, Keenan
Absent - Barragan
Nays - None

12. **ORDINANCE #22-1687 - Grant of Easement to Delaware and Raritan Canal Commission - Public Hearing**

- A. Title: AN ORDINANCE AUTHORIZING THE GRANTING OF CONSERVATION EASEMENTS TO THE DELAWARE AND RARITAN CANAL COMMISSION OF THE STATE OF NEW JERSEY OVER PORTIONS OF LOT 1 AND LOT 3.01, IN BLOCK 38001, BY THE TOWNSHIP OF MONTGOMERY IN SOMERSET COUNTY; STAGE II WASTE WATER TREATMENT PLANT.
- B. Mayor Keenan opened the hearing to the public. There being no comment, Deputy Mayor Bell moved that the public hearing be closed. The motion was seconded by Committeeperson Schuldiner and carried unanimously.
- C. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 7th day of July, 2022 and that the ordinance summary and proper 20-day statement be published in an official newspaper as required by law.

12-1. Deputy Mayor Bell moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Singh and carried on the following:

ROLL CALL - Ayes - Singh, Schuldiner, Bell, Keenan
Absent - Barragan
Nays - None

13. **APPROVAL OF MINUTES**

As there were no corrections, the Regular Session minutes for June 9 and June 23, 2022 stand approved.

14. **PAYMENT OF BILLS - Posted**

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

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

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

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

14-1. Deputy Mayor Bell moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Schuldiner and carried on the following:

ROLL CALL - Ayes - Singh, Schuldiner, Bell, Keenan
Absent - Barragan
Nays - None

15. **ADMINISTRATOR'S REPORT**

15.1 Retirements

Administrator Lori Savron thanked outgoing Administrator Donato Nieman, and Recreation Director Karen Zimmerman for their years of service to the Township, and wished them well in retirement.

15.2 Fireworks Display - June 30

The event came together in partnership with local businesses and contributions by residence, and was a success.

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15.3 Regional Stormwater Presentation

A presentation by Policy Director Mike Pisaro of the Watershed Institute and Landmarks Commission Chairperson Rikki Maasaad will be held in the Montgomery Township Chambers on July 14 at 6:30 p.m.

15.4 Somerset Patriots

The Somerset Patriots have asked Montgomery to host "Montgomery Night". The event is offered to municipalities for its residents. There is no cost to utilize a portal for residents to purchase tickets. The billboard at the ballpark will welcome Montgomery residents during the event.

15.5 New Municipal Complex/Library

All departments excluding the Police Department are moved in, and are up and running. Ms. Savron said utilization of the building is under a temporary Certificate of Occupancy. Punch list items continue to be worked on, and she asked for everyone's patience as progress continues. A cleaning service has been hired, and a porter will be available to service the Library and municipal spaces during the business day.

15.6 Municipal Complex Signage

Ms. Savron discussed recommendations regarding New Jersey Department of Transportation, and FHA guidelines on electronic displays, discussions on content policy, and supply chain issues.

16. **RESOLUTION TO CLOSE MEETING TO THE PUBLIC**

BE IT RESOLVED by the Township Committee of the Township of Montgomery in Somerset County, 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 subject to be discussed in this session is as follows:
 - Guidance from Counsel to the Appropriate Authority;
 - Attorney/Client privilege regarding PBA litigation;
 - Attorney/Client privilege regarding Statutory Interpretation.
3. It is unknown precisely when the matters discussed in this session will be disclosed to the public.

16-1. Deputy Mayor Bell moved to close the meeting to the public. The motion was seconded by Committeeperson Schuldiner and carried unanimously.

16-2. Deputy Mayor Bell moved to reopen the meeting to the public. The motion was seconded by Committeeperson Schuldiner and carried unanimously.

ADJOURNMENT was at 8:58 p.m. on a motion by Deputy Mayor Bell. The motion was seconded by Committeeperson Schuldiner and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk