

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
June 16, 2016

1. Montgomery Township Committee met at the Municipal Building, 2261 Van Horne Road, Belle Mead, NJ at 7:00 p.m. on the above date. Those present were:

TOWNSHIP COMMITTEE: Mayor Graham (after Item #32), Deputy Mayor Trzaska, Committeemembers Smith and Madrid
Committeeman Conforti was absent

Also present were:

TOWNSHIP ATTORNEY - Kristina P. Hadinger, Esq.

TOWNSHIP ADMINISTRATOR - Donato Nieman

CHIEF FINANCIAL OFFICER - Walter Sheppard

TOWNSHIP CLERK - Donna Kukla

2. Deputy Mayor Trzaska 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. Deputy Mayor Trzaska led the Salute to the Flag.

4. **POLICE REPORT**

Police Lieutenant Gill reported on the following activities of the Police Department for the month of May, 2016:

- 42 motor vehicle accidents;
- 5` arrests;
- 8 thefts;
- 1 motor vehicle thefts;
- 1 burglary;
- 2 criminal mischief;
- 3 domestic violence.

5. **RESOLUTION HONORING CLAUDE LEWIS**

WHEREAS, Montgomery Township has lost a great citizen, active volunteer and first responder in Claude F. Lewis, who was born January 19, 1925, and passed away on April 3, 2016; and

WHEREAS, Claude Lewis was a fire commissioner on the Montgomery Township, District 2, Board of Fire Commissioners for 26 years, 1989-2015, and faithfully served the citizens of Montgomery Township for almost 70 years before retiring from active service as Fire Police Captain in 2015; and

WHEREAS, Claude was instrumental in the growth and development of District 2 from a small one room station in Blawenburg to the fire department that is now stationed in its current facility; and

WHEREAS, Claude was the last living charter member of Fire Company 46 (founded in 1946) and was a life member of the fire department, serving as Chief, as well as President and later Trustee of the Fire Company; and

WHEREAS, Claude's peers awarded him the Enos Parsell Award three times, in 1992, 1999 and 2009. This honor is given to a fire company member who exemplifies outstanding service and commitment; and

WHEREAS, Claude contributed to Montgomery Township by serving as a special police officer, 1955-1969, as a volunteer dog canvasser, 1964-68, and as a member of the Montgomery Township Veterans Memorial Committee, 2001-2016; and

WHEREAS, Claude was a hard-working volunteer for many other worthy causes, and a civic-minded individual who contributed greatly over many years to the Montgomery community at large; examples being his membership in the Princeton Elks Lodge, the Lions Club, VFW Post 8371 and American Legion Post 280.

NOW, THEREFORE, BE IT RESOLVED That the members of the Montgomery Township Committee wish to honor Claude's memory and express to his family and friends their sincere appreciation for his dedicated and tireless service to the fire department, our community, and the residents of Montgomery Township.

- 5-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried unanimously.
- 5-2. Justin Kabis, Chief of Fire Company #2, thanked the Governing Body for recognizing Claude Lewis and his contributions to the Township and the Fire Company.

6. **EAGLE SCOUT PROCLAMATION - Michael Moubarak and Jonathan Garaffa**

WHEREAS, The prestigious rank of Eagle Scout with the Boy Scouts of America has been earned by Michael Moubarak and Jonathan Garaffa; and

WHEREAS, The standards established for this honor are high and very difficult to achieve; and

WHEREAS, Those who have worked diligently to achieve this rank have exhibited excellence in leadership and a deep commitment to their community.

(Item 6 Cont.)

NOW, THEREFORE, BE IT RESOLVED That, with great pride, the Montgomery Township Committee congratulates Michael Moubarak and Jonathan Garaffa on this remarkable achievement and extends its sincere wishes for continued success.

- 6-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried unanimously.
- 6-2. Michael Moubarak stated that his Eagle Scout project involved installing a 110 foot boardwalk at the Blawenburg Village School. It took approximately 2 years to complete at a cost of about \$2,000.00.
- 6-3. Jonathan Garaffa stated that his Eagle Scout project involved building wooden food donation bins for the Somerset County "Buy One, Bring One" program. He thanked his family, the Boy Scout Troop and the Troop Leaders for their contribution towards this project.

7. **RESOLUTION HONORING WALTER SHEPPARD**

WHEREAS, Civic dedication is a measure by which achievement is attained and thereafter a strength for every community; and

WHEREAS, After almost 9 years of dedicated service to the Township of Montgomery, Walter Sheppard will be retiring on June 30, 2016; and

WHEREAS, During his tenure Walter has brought the utmost professionalism to his positions as Township Chief Financial Officer and Tax Collector while he made the business of the Township operate as efficiently as possible; and

WHEREAS, During his years of faithful service the Township has benefitted from his financial expertise as a representative to the Joint Insurance Fund, the Budget and Finance Committee, and the Shared Municipal Court Subcommittee.

NOW, THEREFORE, BE IT RESOLVED That the Township Committee of the Township of Montgomery recognizes the contribution made by this most valued employee and bestows its heartfelt appreciation and gratitude to Walter Sheppard for his years of untiring service and extends its sincere wishes for a healthful, happy, well-deserved retirement on this 16th day of June, 2016.

- 7-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried unanimously.
- 7-2. Administrator Nieman stated that he would miss Mr. Sheppard's advice, professionalism and his friendship.
- 7-3. The Governing Body congratulated Mr. Sheppard on his well-deserved retirement.
- 7-4. Mr. Sheppard stated that he appreciated the sentiment from all. He stated that Montgomery Township is very lucky to have the quality of leadership they have in their elected officials and their senior professional people.

8. **APPOINTMENT OF TEMPORARY CHIEF FINANCIAL OFFICER**

BE IT RESOLVED That the Montgomery Township Committee hereby appoints Michael Pitts as Temporary Chief Financial Officer effective July 1, 2016, term expiring July 1, 2017, pursuant to N.J.S.A. 40A:9-140.13.

- 8-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

9. **APPOINTMENT OF TAX COLLECTOR**

BE IT RESOLVED That the Montgomery Township Committee hereby appoints Michael Pitts as Tax Collector effective July 1, 2016, term expiring December 31, 2016, pursuant to N.J.S.A. 40A:9-142.

- 9-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

10. **PUBLIC COMMENT**

- 10-1. Frank Drift, Sunset Road, spoke about the Rodeo and how he was required to have up to four (4) Police Officers. He stated that he had received no notice. He talked about the program for Special Needs Children that was part of the Rodeo for the past two years. He stated that he was extremely upset that this happened without him having any knowledge.

Administrator Nieman explained the reason behind the necessity of having up to four Police Officers on duty at the Rodeo. Lieutenant Gill further explained the situation.

Committeeman Smith stated he felt that there was a real breakdown of communication in this situation and he wants to make sure it does not happen again in the future.

11. **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. **TOWNSHIP COMMITTEE APPOINTMENTS**

BE IT RESOLVED That Michael Pitts is hereby appointed Joint Insurance Fund Commissioner effective July 1, 2016, 1 year appointment expiring December 31, 2016.

BE IT FURTHER RESOLVED That Michael Pitts is hereby appointed to the Shared Municipal Court Subcommittee, and Budget and Finance Committee.

B. **RESOLUTION #16-6-135 - REFUND OVERPAID 2016 SEWER CHARGES**

BE IT RESOLVED That a refund in the amount of \$55.49 be given to Missel, Debra, 847 Ensign Drive, Forked River, NJ 08731 for the overpayment of 2016 sewer charges on Block 5004, Lot 34.

C. **RESOLUTION #16-6-136 - REFUND OVERPAID 2016 TAXES**

BE IT RESOLVED That refunds be given to the following for the overpayment of 2016 taxes:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Amount</u>
1001	35.03QFARM	Zheng Cheng	\$ 78.33
15013	27.01	Sunset Creations, Inc.	\$ 212.50
30002	35	Round Point Mortgage Servicing Corp.	\$3,328.61
31001	2.11QFARM	John & Marcia Shackelford	\$ 14.53

D. **RESOLUTION #16-6-137 - REFUND UNUSED PORTION OF SPECIAL DUTY MONIES**

BE IT RESOLVED That a refund be given to the following business/company for monies owed by the Township of Montgomery for Private Duty Services;

Melick-Tully & Associates, P.C.
117 Canal Road
South Bound Brook, NJ 08880
\$255.00

E. **RESOLUTION #16-6-138 - PURSUANT TO N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) - Clean Communities Program**

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 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 2016, in the amounts listed below, which items is now available as a revenue from the State of New Jersey;

Clean Communities Program \$67,862.36

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.

F. **RESOLUTION #16-6-139 - PURSUANT TO N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) - DOT Princeton Avenue Overlay**

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 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 2016, in the amounts listed below, which items is now available as a revenue from the State of New Jersey Department of Transportation;

DOT Princeton Avenue Overlay \$200,000.00

(CONSENT AGENDA Item F Cont.)

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.

G. RESOLUTION #16-6-140 - APPROVAL OF OUTDOOR ASSEMBLY - Carrier Clinic

BE IT RESOLVED By the Montgomery Township Committee as follows:

1. Carrier Clinic has requested approval of the Township Committee to conduct an Outdoor Assembly for the Carrier Clinic Walk of Hope at 252 Route 601, Belle Mead, NJ 08502 on September 17, 2016.
2. The Township Committee has considered the application and hereby grants the same subject to the following conditions:
 - (a) This approval is for the period specified and is not to be considered approval to conduct similar events without Committee approval.
 - (b) This event shall be held subject to the provisions of the Montgomery Township Code, Outdoor Assembly, Chapter 4-2.1.
3. The Montgomery Township Police Department has reviewed and approved the application.
4. The organizers will obtain the required health certificates from the Township Health Department, if applicable.
5. The organizers will obtain the required construction permits and Fire Prevention inspections from the Township Code/Construction and Fire Prevention Departments, if applicable.

H. RESOLUTION #16-6-141 - APPROVAL OF OUTDOOR ASSEMBLY - Johnson & Johnson Company Picnic

BE IT RESOLVED By the Montgomery Township Committee as follows:

1. Johnson & Johnson has requested approval of the Township Committee to conduct a company picnic on June 22, 2016. The event will take place at Johnson & Johnson at 199 Grandview Road, Skillman.
2. The Township Committee has considered the application and hereby grants the same subject to the following conditions:
 - (a) This approval is for the period specified and is not to be considered approval to conduct similar events without Township Committee approval.
 - (b) This event shall be held subject to the provisions of the Montgomery Township Code, Outdoor Assembly, Chapter 4-2.1.
3. The organizers have obtained the required approval from the Police Department regarding parking facilities, traffic plan and safety considerations.
4. The organizers will obtain the required tent and open flame permits from Township Fire Marshall, Roy Mondì.
5. The organizers will obtain the required health certificates from the Township Health Officer, Stephanie Carey.

I. RESOLUTION #16-6-142 - AWARD OF BID - Woods Edge Park Playground Equipment Installation Little Tykes Max Play

WHEREAS, The following bids for the Woods Edge Park Playground Equipment Installation were received and publicly opened on June 8, 2016:

<u>BIDDERS</u>	<u>AMOUNT</u>
Anthony Barbato, Louis Barbato Landscaping	\$18,348.00
Sunset Creations	\$28,000.00
Masters Construction	\$18,210.00

WHEREAS, It is the recommendation of the Purchasing Agent and the Recreation Director that Masters Construction be awarded the bid; they being the lowest responsible bidder; 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; and

WHEREAS, There exists an account number 04-215-55-901-1494I which will fund this project.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the contract for the Woods Edge Park Playground Equipment Installation to Masters Construction in the amount of \$18,210.00; and

BE IT FURTHER RESOLVED That the Mayor and Clerk are hereby authorized to sign said contracts.

(CONSENT AGENDA Cont.)

J. **RESOLUTION #16-6-143 - AUTHORIZING FIREWORKS PERMIT**

BE IT RESOLVED That authorization is granted for the Recreation Department to conduct a fireworks display on June 30, 2016 (raindate - July 7, 2016) at Montgomery High School. Approvals of the Police Department and Fire Protection Inspector Roy Mondt have been received.

K. **RESOLUTION #16-6-144 - WAIVER FROM FIRE INSPECTION FEES - Fireworks Display**

BE IT RESOLVED That fire inspection fees, totaling \$100.00 in connection with the fireworks display to be conducted June 30, 2016 (raindate - July 7, 2016) are hereby waived.

L. **RESOLUTION #16-6-145 - AUTHORIZING CLOSING OF SKILLMAN ROAD - Fireworks**

BE IT RESOLVED That Skillman Road between County Route 601 and Hollow Road, be closed to all vehicle traffic between the hours of 6:00 p.m. and 10:00 p.m. on June 30, 2016 (raindate - July 7, 2016) for the fireworks event.

M. **RESOLUTION #16-6-146 - RELEASE OF PERFORMANCE GUARANTEE - Westwinds Farms, Phase 1**

WHEREAS, Gail Smith, Township Engineer, has certified on June 10, 2016 that all public improvements in a project known as Westwinds Farms, Phase 1 have been completed in accordance with the approved plans and the Code of the Township of Montgomery and therefore recommends that the performance guarantee be released.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a performance guarantee in the amount of \$1,948,738.42 (Bond #FP0019169 in the amount of \$1,753,864.58 and \$194,873.84 cash) be released to East Country Development Associates and a maintenance guarantee be posted as follows:

Original Construction Cost Estimate	\$1,948,738.42
15% Maintenance Guarantee	\$ 292,310.76

BE IT FURTHER RESOLVED That the effective date of acceptance of the improvements shall be the date the Township Attorney confirms in writing that the maintenance guarantee is in the proper amount and acceptable legal format.

BE IT FURTHER RESOLVED That the release of the Performance Guarantee shall also be conditioned upon the posting of adequate escrow funds.

In addition, at this time, the Township should accept the following roads:

1. Part of Dublin Road from Sunset Road to the Transcontinental Gas Pipeline Crossing and at the East lot line of Block 16007, Lot 15;
2. Part of Galway Road from Dublin Road to the beginning of Phase 5 at station 6+70.61;
3. Sortor Road from Burnt Hill Road to Galway Road;
4. Burnt Hill Road Pedestrian Crossing and Flashing Beacon;
5. All the new sidewalk that was constructed with this phase along Burnt Hill Road from the Lower Middle School driveway, including the short section south of the driveway, to the Upper Middle School driveway.

There are no detention basins to be accepted by the Township. The three basins are in the open space lots; Block 16003 Lot 9; Block 16002 Lot 9.01; and Block 16007, Lot 19; including all the pedestrian pathways in the open space lots are to be dedicated to the East Country Homeowners Association and will be owned and maintained by the homeowners association.

N. **RESOLUTION #16-6-147 - RELEASE OF PERFORMANCE GUARANTEE - Westwinds Farms, Phase 2**

WHEREAS, Gail Smith, Township Engineer, has certified on June 10, 2016 that all public improvements in a project known as Westwinds Farms, Phase 2 have been completed in accordance with the approved plans and the Code of the Township of Montgomery and therefore recommends that the performance guarantee be released.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a performance guarantee in the amount of \$400,955.40 (Bond #FP0019253 in the amount of \$360,859.86 and \$40,095.54 cash) be released to East Country Development Associates and a maintenance guarantee be posted as follows:

Original Construction Cost Estimate	\$400,955.40
15% Maintenance Guarantee	\$ 60,143.31

BE IT FURTHER RESOLVED That the effective date of acceptance of the improvements shall be the date the Township Attorney confirms in writing that the maintenance guarantee is in the proper amount and acceptable legal format.

BE IT FURTHER RESOLVED That the release of the Performance Guarantee shall also be conditioned upon the posting of adequate escrow funds.

In addition, at this time, the Township should accept the following road:

1. Part of Dublin Road from the Transcontinental Gas Pipeline Crossing and at the East lot line of Block 16007, Lot 15 to the Cul-de-Sac.

There are no detention basins associated with this phase and therefore no detention basins to be accepted.

(CONSENT AGENDA Cont.)

O. **RESOLUTION #16-6-148 - RELEASE OF PERFORMANCE GUARANTEE - Westwinds Farms, Phase 3**

WHEREAS, Gail Smith, Township Engineer, has certified on June 10, 2016 that all public improvements in a project known as Westwinds Farms, Phase 3 have been completed in accordance with the approved plans and the Code of the Township of Montgomery and therefore recommends that the performance guarantee be released.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a performance guarantee in the amount of \$196,205.40 (Bond #FP0019261 in the amount of \$176,584.86 and \$19,620.54 cash) be released to East Country Development Associates and a maintenance guarantee be posted as follows:

Original Construction Cost Estimate	\$196,205.40
15% Maintenance Guarantee	\$ 29,430.81

BE IT FURTHER RESOLVED That the effective date of acceptance of the improvements shall be the date the Township Attorney confirms in writing that the maintenance guarantee is in the proper amount and acceptable legal format.

BE IT FURTHER RESOLVED That the release of the Performance Guarantee shall also be conditioned upon the posting of adequate escrow funds.

In addition, at this time, the Township should accept the following roads:

1. Riley Court from Sortor Road to the cul-de-sac.

There are no detention basins associated with this phase and therefore no detention basins to be accepted.

P. **RESOLUTION #16-6-149 - RELEASE OF PERFORMANCE GUARANTEE - Westwinds Farms, Phase 4**

WHEREAS, Gail Smith, Township Engineer, has certified on June 10, 2016 that all public improvements in a project known as Westwinds Farms, Phase 4 have been completed in accordance with the approved plans and the Code of the Township of Montgomery and therefore recommends that the performance guarantee be released.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a performance guarantee in the amount of \$382,956.00 (Bond #FP0020958 in the amount of \$344,660.40 and \$38,295.60 cash) be released to East Country Development Associates and a maintenance guarantee be posted as follows:

Original Construction Cost Estimate	\$382,956.00
15% Maintenance Guarantee	\$ 57,443.40

BE IT FURTHER RESOLVED That the effective date of acceptance of the improvements shall be the date the Township Attorney confirms in writing that the maintenance guarantee is in the proper amount and acceptable legal format.

BE IT FURTHER RESOLVED That the release of the Performance Guarantee shall also be conditioned upon the posting of adequate escrow funds.

In addition, at this time, the Township should accept the following road:

1. Liam Place from Sortor Road to the Cul-de-Sac.

There are no detention basins associated with this phase and therefore no detention basins to be accepted.

Q. **RESOLUTION #16-6-150 - RELEASE OF PERFORMANCE GUARANTEE - Westwinds Farms, Phase 5**

WHEREAS, Gail Smith, Township Engineer, has certified on June 8, 2016 that all public improvements in a project known as Westwinds Farms, Phase 5 have been completed in accordance with the approved plans and the Code of the Township of Montgomery and therefore recommends that the performance guarantee be released.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a performance guarantee in the amount of \$286,780.20 (Bond #FP0019262 in the amount of \$258,102.18 and \$28,678.02 cash) be released to East Country Development Associates and a maintenance guarantee be posted as follows:

Original Construction Cost Estimate	\$286,780.20
15% Maintenance Guarantee	\$ 43,017.03

BE IT FURTHER RESOLVED That the effective date of acceptance of the improvements shall be the date the Township Attorney confirms in writing that the maintenance guarantee is in the proper amount and acceptable legal format.

BE IT FURTHER RESOLVED That the release of the Performance Guarantee shall also be conditioned upon the posting of adequate escrow funds.

In addition, at this time, the Township should accept the following road:

1. Galway Road from the end of Phase 1 at station 6+70.61 to the Cul-de-Sac.

There are no detention basins associated with this phase and therefore no detention basins to be accepted.

(CONSENT AGENDA Cont.)

R. **RESOLUTION #16-6-152 - APPROVAL OF CONSTRUCTION SEQUENCE AGREEMENT FOR PLANNED UNIT DEVELOPMENT - SUB-AREA 1 - Country Club Meadows**

BE IT RESOLVED That the Mayor and Clerk are hereby authorized to execute a construction sequence agreement with Country Club Meadows, LLC, with respect to Block 4001, Lots 33 & 33.01; Block 5023, Lots 2 & 3; Block 6001, Lot 1, subject to review and approval by the Township Attorney as to form and content.

S. **RESOLUTION #16-6-153 - AUTHORIZING CROSS EASEMENT - Block 16007, Lot 15 East Country Development, LLC**

BE IT RESOLVED That the Mayor and Clerk are hereby authorized to execute a Cross Easement agreement with East Country Development, LLC for a lawn inlet in the drainage easement on Lot 15, Block 16007 subject to the Township Attorney's approval of the Cross Easement agreement.

11-1. Committeeman Smith moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

12. **RESOLUTION #16-6-154 - IN SUPPORT OF THE ADOPTION OF S2254/A3821 TO CLARIFY MUNICIPAL AFFORDABLE HOUSING OBLIGATIONS**

WHEREAS, Pursuant to the March 2015 New Jersey Supreme Court order which transferred oversight of the Fair Housing Act (FHA) to the courts, many municipalities filed declaratory judgment actions to voluntarily comply with their present and prospective affordable housing requirements as established in the FHA; and

WHEREAS, The FHA and existing case law are clear that "present and prospective fair share of the housing need in a given region shall be computed for a 10-year period." (See N.J.S.A. 52:27D-307(c)); and

WHEREAS, In October 2015, the Middlesex County Superior Court issued a decision that included a distinct "gap period" obligation, retroactively imposing an additional municipal obligation over an additional 16 year period, separate and apart from the normal 10 year present and prospective need set forth in the FHA. Recently the Ocean County Superior Court did the same. The Ocean County decision is currently on appeal; and

WHEREAS, This "gap period" issue arises out of COAH's inability to promulgate third round regulations from 1999 to the present or make any final determination as to state and regional housing need. Despite this, the courts are not holding COAH accountable but rather are imposing additional obligations on municipalities. These retroactive obligations will have a significant and unfunded impact on municipalities, straining their already overburdened resources; and

WHEREAS, Aside from other inequities and issues imposed by a so-called "gap" obligation, the households counted in the "gap period" may well be double counted when the present need is calculated. The prospect of double counting compounds this dilemma and will likely result in forcing municipalities and their property taxpayers to subsidize development or subject them to court orders allowing enormous numbers of new housing units as a result of "builder's remedy" lawsuits. Such a result will radically and irrevocably transform the character and quality of life for all New Jersey residents; and

WHEREAS, Hundreds of New Jersey's municipalities have expended significant financial and other administrative resources in their attempts to voluntarily comply with their constitutional obligation for affordable housing as established by the Supreme Court and the FHA. As a direct result of the State's failure to advance viable regulations or enact overdue legislative reform, this will only continue to spiral out of control; and

WHEREAS, Senate Bill S2254 and Assembly Bill A3821 are important legislative remedies designed to clarify existing law and preclude these significant, unfair impacts. Swift and decisive adoption of both is a critical step toward a more rational statewide housing policy, including reasonable and achievable obligations for municipalities;

NOW THEREFORE BE IT RESOLVED On this 16th day of June, 2016, by the Township Committee of the Township of Montgomery, County of Somerset, State of New Jersey, that:

1. The Township Committee hereby supports the adoption of Senate Bill S2254 and Assembly Bill A3821 to clarify that a municipality's present and prospective fair share of the housing need in a given region shall be computed for a 10-year period, and shall not include a retrospective obligation arising from any so called "gap period."
2. The Township Committee urges the members of the New Jersey Senate, General Assembly and the Governor to swift and decisively adopt both as a critical step toward a more rational statewide housing policy, including reasonable and achievable obligations for municipalities.

(Item #12 Cont.)

3. A certified copy of this resolution will be sent to Hon. Chris Christie, Governor; Hon. Steve Sweeney, President, NJ Senate; Hon. Vincent Prieto, Speaker, NJ General Assembly; Senate and General Assembly representatives and the New Jersey State League of Municipalities.

12-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

13. **RESOLUTION #16-6-155 - ABC LICENSE #1813-31-004-001 - Bedens Brook Country Club**

WHEREAS, Based on the following information regarding the renewal of ABC License #1813-31-004-001 for Bedens Brook Country Club:

- a. The submitted application form is complete in all respects, including the submission of the club member list.
- b. The applicant is qualified to be licensed according to all standards established by the New Jersey Alcoholic Beverage Control Act, the regulations promulgated thereunder, as well as any pertinent local ordinances or division-approved conditions.
- c. The club maintains all records required by N.J.A.C. 13:2-8.8 (special events open to non-club members) and N.J.A.C. 13:2-8.12 (true books of account for receipts and disbursement).
- d. No reports of violations have been filed by the Health Officer, Police Department and Fire Prevention Official.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that a renewal of Alcoholic Beverage Control License #1813-31-004-001 is hereby granted for the year 2016-2017.

13-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

14. **RESOLUTION #16-6-156 - ABC LICENSE #1813-31-005-001 - Princeton BPO Elks #2129**

WHEREAS, Based on the following information regarding the renewal of ABC License #1813-31-005-001 for Princeton BPO Elks #2129:

- a. The submitted application form is complete in all respects, including the submission of the club member list.
- b. The applicant is qualified to be licensed according to all standards established by the New Jersey Alcoholic Beverage Control Act, the regulations promulgated thereunder, as well as any pertinent local ordinances or division-approved conditions.
- c. The club maintains all records required by N.J.A.C. 13:2-8.8 (special events open to non-club members) and N.J.A.C. 13:2-8.12 (true books of account for receipts and disbursement).
- d. No reports of violations have been filed by the Health Officer, Police Department and Fire Prevention Official.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that a renewal of Alcoholic Beverage Control License #1813-31-005-001 is hereby granted for the year 2016-2017.

14-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

15. **RESOLUTION #16-6-157 - ABC LICENSE #1813-31-006-001 - Montgomery Tennis Patrons Association (Nassau Racquet & Tennis Club)** _____

WHEREAS, Based on the following information regarding the renewal of ABC License #1813-31-006-001 for Nassau Racquet & Tennis Club:

- a. The submitted application form is complete in all respects, including the submission of the club member list.
- b. The applicant is qualified to be licensed according to all standards established by the New Jersey Alcoholic Beverage Control Act, the regulations promulgated thereunder, as well as any pertinent local ordinances or division-approved conditions.
- c. The club maintains all records required by N.J.A.C. 13:2-8.8 (special events open to non-club members) and N.J.A.C. 13:2-8.12 (true books of account for receipts and disbursement).
- d. No reports of violations have been filed by the Health Officer, Police Department and Fire Prevention Official.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that a renewal of Alcoholic Beverage Control License #1813-31-006-001 is hereby granted for the year 2016-2017.

- 15-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

16. **RESOLUTION #16-6-158 - ABC LICENSE #1813-33-003-004 - Princeton Innkeepers, Inc. (The Tiger's Tale)** _____

WHEREAS, Based on the following information regarding the renewal of ABC License #1813-33-003-004 for The Tiger's Tale:

- a. The submitted application form is complete in all aspects.
- b. The applicant is qualified to be licensed according to all standards established by the New Jersey Alcoholic Beverage Control Act, the regulations promulgated thereunder, as well as any pertinent local ordinances or division-approved conditions.
- c. The applicant previously disclosed and the Township Committee from the authority previously reviewed the source of funds used in connection with the initial purchase of the license and licensed business and additional financing obtained in connection with the licensed business.
- d. No reports of violations have been filed by the Health Officer, Police Department and Fire Prevention Official.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that a renewal of Alcoholic Beverage Control License #1813-33-003-004 is hereby granted for the year 2016-2017.

- 16-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

17. **RESOLUTION #16-6-159 - ABC LICENSE #1813-33-013-001 - ClubCorp NVI, LLC (Cherry Valley Country Club)** _____

WHEREAS, Based on the following information regarding the renewal of ABC License #1813-33-013-001 for Cherry Valley Country Club:

- a. The submitted application form is complete in all aspects.
- b. The applicant is qualified to be licensed according to all standards established by the New Jersey Alcoholic Beverage Control Act, the regulations promulgated thereunder, as well as any pertinent local ordinances or division-approved conditions.
- c. The applicant previously disclosed and the Township Committee from the authority previously reviewed the source of funds used in connection with the initial purchase of the license and licensed business and additional financing obtained in connection with the licensed business.
- d. No reports of violations have been filed by the Health Officer, Police Department and Fire Prevention Official.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that a renewal of Alcoholic Beverage Control License #1813-33-013-001 is hereby granted for the year 2016-2017.

- 17-1. Attorney Hadinger explained that both Committeemembers Smith and Madrid are members of the Cherry Valley Country Club, as is Committeeman Conforti who is absent. By operation of the Rule of Necessity, the vote needs to go forward and they are not disqualified because of that.

- 17-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

18. **RESOLUTION #16-6-160 - ABC LICENSE #1813-44-001-009 - Steele Built LLC**
(Steele's Wine Cellar)

WHEREAS, Based on the following information regarding the renewal of ABC License #1813-44-001-009 for Steele's Wine Cellar:

- a. The submitted application form is complete in all aspects;
- b. The applicant is qualified to be licensed according to all standards established by the New Jersey Alcoholic Beverage Control Act, the regulations promulgated thereunder, as well as any pertinent local ordinances or division-approved conditions; and
- c. The applicant previously disclosed and the Township Committee from the authority previously reviewed the source of funds used in connection with the initial purchase of the license and licensed business and additional financing obtained in connection with the licensed business;
- d. No reports of violations have been filed by the Health Officer, Police Department and Fire Prevention Official.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that a renewal of Alcoholic Beverage Control License #1813-44-001-009 is hereby granted for the year 2016-2017.

18-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

19. **RESOLUTION #16-6-161 - ABC LICENSE #1813-44-010-002 - North East Wine, Inc.**
(Montgomery Discount Wine Market)

WHEREAS, Based on the following information regarding the renewal of ABC License #1813-44-010-002 for Montgomery Wine Market:

- a. The submitted application form is complete in all aspects.
- d. The applicant is qualified to be licensed according to all standards established by the New Jersey Alcoholic Beverage Control Act, the regulations promulgated thereunder, as well as any pertinent local ordinances or division-approved conditions.
- e. The applicant previously disclosed and the Township Committee from the authority previously reviewed the source of funds used in connection with the initial purchase of the license and licensed business and additional financing obtained in connection with the licensed business.
- e. No reports of violations have been filed by the Health Officer, Police Department and Fire Prevention Official.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that a renewal of Alcoholic Beverage Control License #1813-44-010-002 is hereby granted for the year 2016-2017.

19-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

20. **ORDINANCE #16-1518 - Deer Hunting - Public Hearing**

A. Deputy Mayor Trzaska read the title of the ordinance as follows:

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY IN SOMERSET COUNTY, NEW JERSEY CONCERNING ELIGIBILITY FOR DEER HUNTING PERMITS AMENDING SUBSECTIONS 9-9c.2 - 9-9h OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984).

- B. Deputy Mayor Trzaska opened the hearing to the public. There being no comment, Committeewoman Madrid moved that the public hearing be closed. The motion was seconded by Committeeman Smith and carried unanimously.
- C. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 16th day of June, 2016 and that notice thereof be published in an official newspaper as required by law.

20-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

21. **RESOLUTION #16-6-162 - RESOLUTION DESIGNATING SPECIFIC TRACTS OF MUNICIPALLY-OWNED PARKS AND OPEN SPACES TO BE INCLUDED IN MONTGOMERY TOWNSHIP'S DEER MANAGEMENT PROGRAM PURSUANT TO CHAPTER IX, SECTION 9-9 OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) FOR THE HUNTING SEASON BEGINNING ON SEPTEMBER 10, 2016 AND ENDING ON FEBRUARY 18, 2017**

WHEREAS, As part of a comprehensive deer management plan and for the purpose of reducing the Township's white-tailed deer population, the Township Committee of the Township of Montgomery amended Chapter IX, "Parks and Recreation" of the Code of the Township of Montgomery (1984) ("Code") to allow limited hunting on the Township's parks and open spaces for the purpose of culling white-tailed deer; and

WHEREAS, Section 9-9 of the Code authorizes the Township Committee to designate annually by resolution which parks and open spaces will be made available for hunting through the Township's municipal deer management program and during which dates;

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MONTGOMERY as follows:

1. Pursuant to Section 9-9 of the Code of the Township of Montgomery (1984), the hunting of white-tailed deer will be allowed from September 10, 2016 to February 18, 2017 on the properties listed below and subject to the restrictions and conditions set forth herein:

A. Folusiak

Designation: Block 11001, Lot 56

Location: 63± acres located on Hollow Road

Seasons/dates: This property shall be open to bow and firearm hunters during all regular deer hunting seasons established by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016 December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017
<u>Permit shotgun:</u>	November 30 - December 2, 2016 December 5 - December 10, 2016 December 14 - December 16, 2016 January 7 - February 11, 2017
<u>Permit muzzle-loader:</u>	November 28 - December 2, 2016 December 5 - December 10, 2016 December 12 - December 13, 2016 December 17 - December 24, 2016 December 26 - December 31, 2016 January 2 - February 11, 2017
<u>Six-day firearm:</u>	December 5 - December 10, 2016

Permits: No more than six (6) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

Other restrictions: This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Properly licensed persons hunting deer during the six-day firearm, muzzleloader rifle permit or shotgun permit deer seasons may kill coyote if the coyote is encountered before said person has taken the season bag limit of deer. However, after the person has taken a daily bag limit of deer he or she must cease hunting immediately.

Hunting on Sundays shall be strictly prohibited.

B. Opatut and Adjacent Land

Designation: Block 34001, Lots 35, 35.01, 35.06, 38.02, 43.02, 43.03, and an 18± - acre portion of Block 34023, Lot 72

Location: 165± acres located off of County Route 518 and Pine Brae Drive

(Item #21 Cont.)

Seasons: This property shall be open to bow and firearm hunters during all regular deer hunting seasons established by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016 December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017
<u>Permit shotgun:</u>	November 30 - December 2, 2016 December 5 - December 10, 2016 December 14 - December 16, 2016 January 7 - February 11, 2017
<u>Permit muzzle-loader:</u>	November 28 - December 2, 2016 December 5 - December 10, 2016 December 12 - December 13, 2016 December 17 - December 24, 2016 December 26 - December 31, 2016 January 2 - February 11, 2017
<u>Six-day firearm:</u>	December 5 - December 10, 2016

Permits: No more than eighteen (18) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

Other restrictions: Anyone with a permit for this property may also hunt on Lot 72, provided that said hunting on Lot 72 shall take place only from three (3) designated tree stand locations, and only bow hunting shall be permitted from said stands. The location of these designated tree stands shall be established by the Montgomery Township Police Department according to all applicable safety setbacks and requirements.

There shall be a "no firearm hunting" zone located on the easterly side of the northern portion of Lot 35 near the solar panel array located on the adjacent lot (Lot 38.03) as shown on the Deer Management Program Map. The boundaries of said "no firearm hunting" zone shall be clearly marked on the property. Only bow hunting shall be permitted in said zone and no loaded firearms shall be carried therein.

A portion of this property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Properly licensed persons hunting deer during the six-day firearm, muzzleloader rifle permit or shotgun permit deer seasons may kill coyote if the coyote is encountered before said person has taken the season bag limit of deer. However, after the person has taken a daily bag limit of deer he or she must cease hunting immediately.

Hunting on Sundays shall be strictly prohibited.

C. Dead Tree Run

Designation: Block 18026, Lot 27

Location: 69± acres located on Dead Tree Run Road

Seasons: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016 December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017

Permits: No more than six (6) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

Other Restrictions: This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

(Item #21. Cont.)

D. Ingersoll-Rand

Designation: Block 23001, Lot 13

Location: 151± acres located on Montgomery Road

Seasons: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016
	December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017

Permits: No more than twelve (12) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

Other Restrictions: This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

E. Runyon Farm-Fox Brook-Tomenchok

Designation: Block 15001, Lots 31, 29, and 34

Location: 141± acres located on State Highway Route 206 and Sunset Road

Seasons: This property shall be open to bow and firearm hunters during all regular deer hunting seasons established by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016
	December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017
<u>Permit shotgun:</u>	November 30 - December 2, 2016
	December 5 - December 10, 2016
	December 14 - December 16, 2016
	January 7 - February 11, 2017
<u>Permit muzzle-loader:</u>	November 28 - December 2, 2016
	December 5 - December 10, 2016
	December 12 - December 13, 2016
	December 17 - December 24, 2016
	December 26 - December 31, 2016
	January 2 - February 11, 2017
<u>Six-day firearm:</u>	December 5 - December 10, 2016

Permits: No more than fourteen (14) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

Other restrictions: This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Properly licensed persons hunting deer during the six-day firearm, muzzleloader rifle permit or shotgun permit deer seasons may kill coyote if the coyote is encountered before said person has taken the season bag limit of deer. However, after the person has taken a daily bag limit of deer he or she must cease hunting immediately.

Hunting on Sundays shall be strictly prohibited.

(Item #21 Cont.)

F. Dale/Washington Well

Designation: Block 27001, Lot 6

Location: 63± acres located between County Route 518 and Burnt Hill Road

Seasons: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016
	December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017

Permits: No more than seven (7) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

Other restrictions: There shall be a 15±-acre "no hunting" zone erected around the sledding area located in the northern portion of the property. The boundaries of said "no hunting" zone shall be clearly marked and shall further be delineated with snow fencing. No hunting whatsoever shall take place in said zone after the first snowfall or November 15, 2016, whichever is earlier.

A portion of this property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

G. Broadway Area

Designation: Block 4007, Lot 12, Block 4008, Lot 13, Block 4009, Lot 14, Block 4010, Lots 1, 2 and 3, and Block 4011, Lot 1.

Location: 50± acres located on County Route 601 and Broadway Road

Seasons: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016
	December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017

Permits: No more than six (6) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

Other restrictions: Hunting on Sundays shall be strictly prohibited.

H. Somerset Holdings/Bridgepoint Road Tract

Designation: Block 22001, Lots 10, 11, 12.02, 12.03, and a portion of Lot 5 excluding the northeastern portion between Mill Pond Road to the north and the southern lot line of Block 22024, Lot 5, as shown on the map on file in the office of the Township Clerk

Location: 35± acres located on Bridgepoint Road

Seasons: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

(Item #21 Cont.)

Fall bow: September 10 - October 28, 2016
Permit bow: October 29 - December 24, 2016
December 26 - December 31, 2016
Winter bow: January 1 - February 18, 2017

Permits: No more than four (4) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

Other restrictions: This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

I. Bennett Tract

Designation: Block 31010, Northern Portion of Lot 9.03

Location: 31± acres located on Provinceline Road

Seasons: This property shall be open to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017 including fall bow, permit bow and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

Fall bow: September 10 - October 28, 2016
Permit bow: October 29 - December 24, 2016
December 26 - December 31, 2016
Winter bow: January 1 - February 18, 2017

Permits: No more than two (2) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property. Permit eligibility for this property is restricted to 2015-2016 permittees who (i) harvested at least two (2) deer during the 2015-2016 season in accordance with the terms of their permit and (ii) pay the full permit price for this property to be their primary hunting assignment (i.e., \$100.00).

Other Restrictions: Bow hunting on this property shall only take place from designated tree stand locations. Absolutely no ground hunting or stalking shall be permitted, and all hunting must be from elevated tree stands. The location of these designated tree stands shall be established by the Montgomery Township Police Department according to all applicable safety setbacks and requirements. No hunting shall take place when there is snow on the property. No hunting whatsoever is permitted in the southern portion of Lot 9.03. (Consult the Deer Management Program Map for this property.)

This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

J. Platz Tract

Designation: Block 15001, Lot 26 & Block 15004, Lot 9

Location: 39± acres located on Dutchtown-Harlingen Road

Seasons: This property shall be open to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2015-2016 including fall bow, permit bow and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

Fall bow: September 10 - October 28, 2016
Permit bow: October 29 - December 24, 2016
December 26 - December 31, 2016
Winter bow: January 1 - February 18, 2017

(Item #21 Cont.)

Permits: No more than two (2) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property. Permit eligibility for this property is restricted to 2015-2016 permittees who (i) harvested at least two (2) deer during the 2015-2016 season in accordance with the terms of their permit and (ii) pay the full permit price for this property to be their primary hunting assignment (i.e., \$100.00).

Other Restrictions: Bow hunting on this property shall only take place from designated tree stand locations. Absolutely no ground hunting or stalking shall be permitted, and all hunting must be from elevated tree stands. The location of these designated tree stands shall be established by the Montgomery Township Police Department according to all applicable safety setbacks and requirements.

This property is subject to a farming lease agreement between the Township and a private farmer. Hunters shall not disrupt the farmer's operations, or damage, destroy or harm the farmer's crops, livestock or farming equipment.

Hunting on Sundays shall be strictly prohibited.

K. Montgomery Meadows

Designation: Block 15001, Lot 43

Location: 16.4 acres located on Brandywine Road

Seasons: This property shall be open to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017 including fall bow, permit bow and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016 December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017

Permits: No more than two (2) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property. Permit eligibility for this property is restricted to 2015-2016 permittees who (i) harvested at least two (2) deer during the 2015-2016 season in accordance with the terms of their permit and (ii) pay the full permit price for this property to be their primary hunting assignment (i.e., \$100.00).

Other Restrictions: Bow hunting on this property shall only take place from designated tree stand locations. Absolutely no ground hunting or stalking shall be permitted, and all hunting must be from elevated tree stands. The location of these designated tree stands shall be established by the Montgomery Township Police Department according to all applicable safety setbacks and requirements.

Hunting on Sundays shall be strictly prohibited.

L. Saxon Ridge

Designation: Block 16012, Lots 1.02 and 1.03

Location: 17.4± acres located at the corner of Route 601 and Sunset Road, and on Saxon Way

Seasons: This property shall be open to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017 including fall bow, permit bow and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016 December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017

(Item #21 Cont.)

Permits: No more than four (4) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property; however, only two (2) permits may be in use at the same time. Permit eligibility for this property is restricted to 2015-2016 permittees who have (i) harvested at least two (2) deer during the 2015-2016 season in accordance with the terms of their permit and (ii) pay the full permit price for this property to be their primary hunting assignment (i.e., \$100.00).

Other Restrictions: Bow hunting on this property shall only take place from designated tree stand locations. Absolutely no ground hunting or stalking shall be permitted, and all hunting must be from elevated tree stands. The location of these designated tree stands shall be established by the Montgomery Township Police Department according to all applicable safety setbacks and requirements. No hunting shall take place when there is snow on the property. There shall be no hunting in areas south of the brook that traverses the property. Permittees shall be restricted to use of tree stands furnished by the Township.

Hunting on Sundays shall be strictly prohibited.

M. Nicolaysen and Opatut Landlocked

Designation: Block 34001, Lots 36 and 37.02

Location: 111± acres located on Cherry Valley Road

Seasons/dates: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016 December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017

Permits: No more than seven (7) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

Other restrictions: Hunting on Sundays shall be strictly prohibited.

N. Zeloof

Designation: Block 15001, Lot 1

Location: 29.73± acres located on Belle Mead Blawenburg Road

Seasons/dates: This property shall be open to bow and firearm hunters during all regular deer hunting seasons established by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016 December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017
<u>Permit shotgun:</u>	November 30 - December 2, 2016 December 5 - December 10, 2016 December 14 - December 16, 2016 January 7 - February 11, 2017
<u>Permit muzzle-loader:</u>	November 28 - December 2, 2016 December 5 - December 10, 2016 December 12 - December 13, 2016 December 17 - December 24, 2016 December 26 - December 31, 2016 January 2 - February 11, 2017
<u>Six-day firearm:</u>	December 5 - December 10, 2016

Permits: No more than five (5) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

(Item #21 Cont.)

Other restrictions: Properly licensed persons hunting deer during the six-day firearm, muzzleloader rifle permit or shotgun permit deer seasons may kill coyote if the coyote is encountered before said person has taken the season bag limit of deer. However, after the person has taken a daily bag limit of deer he or she must cease hunting immediately.

Hunting on Sundays shall be strictly prohibited.

O. Montgomery Woods

Designation: Block 37002, Lot 2.01

Location: 6.064± acres located on River Road

Seasons/dates: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016 December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017

Permits: No more than two (2) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property. Permit eligibility for this property is restricted to 2015-2016 permittees who (i) harvested at least two (2) deer during the 2015-2016 season in accordance with the terms of their permit and (ii) pay the full permit price for this property to be their primary hunting assignment (i.e., \$100.00).

Other restrictions: Hunting on Sundays shall be strictly prohibited.

P. Potter Tract/Rock Mill Park

Designation: Block 10001, Lot 20

Location: 10± acres located on Grandview Road

Seasons/dates: This property shall be open only to bow hunters during the dates established for bow hunting by the State of New Jersey for deer management zones 12 and 14 for 2016-2017, including fall bow, permit bow, and winter bow. The specific dates on which hunting will be permitted are as follows, except that in the event any of the dates set forth below are inconsistent with any dates established by the State for the appropriate season, the State's dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution:

<u>Fall bow:</u>	September 10 - October 28, 2016
<u>Permit bow:</u>	October 29 - December 24, 2016 December 26 - December 31, 2016
<u>Winter bow:</u>	January 1 - February 18, 2017

Permits: No more than two (2) municipal deer management permits, and no more than two (2) Youth Hunting permits, shall be issued for this property.

Other restrictions: Hunting on Sundays shall be strictly prohibited.

2. Except as otherwise set forth, hunting shall be allowed only during the dates designated by the State of New Jersey Department of Environmental Protection, Division of Fish and Wildlife for the applicable seasons listed above. The specific dates shall be set forth on each permit. Any dates set forth on the permits notwithstanding, the Township may make it a condition of any permit that hunting not take place on certain days as may be necessary to protect the health and safety of the public.
3. The taking of a coyote while engaging in deer hunting on Township property is permissible, provided that hunters abide by all State regulations on coyote hunting. Coyote hunting on Township property shall be incidental to, and not separate from, deer hunting and shall conclude on the last day of the deer hunting season. The hunting of coyote at night is strictly prohibited. *The hunting, shooting or killing any other game is strictly prohibited.*

(Item #21 Cont.)

4. Hunting may take place only pursuant to the requirements set forth in Section 9-9 of the Code of the Township of Montgomery (1984) ("Code"). *Except for the provisions set forth hereinabove prohibiting hunting on Sundays*, all applicable State and local regulations shall remain in effect and nothing herein shall be construed to abrogate same.
5. Pursuant to Section 9-9 of the Code, every permittee shall be required to participate in a hunter orientation and safety course to be conducted by an agent of the New Jersey Division of Fish and Wildlife, as well as in a property-specific hunter orientation and safety course to be conducted by a member of the Montgomery Township Wildlife Committee.
6. Warning signs shall be posted at the entrances to the properties designated above and in the vicinity of tree stands; in addition, the properties shall be posted in accordance with any specific terms and conditions of the individual permits.
7. All permittees shall be required to check in with the Police Dispatcher prior to hunting any property. This procedure shall be required each time the permittee intends to hunt.
8. A press release and a legal notice in a form approved by the Township Attorney notifying the public of the above designated dates and locations shall be published on the Township's website and in the Township's newsletter and shall be submitted to the Township's officially-designated newspapers as well as such others newspaper or newspapers as may be deemed advisable to publicize the above-referenced dates and locations as widely as possible. In addition, individual notices shall be sent to all property owners situated within two hundred feet of the properties set forth above.
9. The Township reserves the right to modify the conditions and restrictions set forth above *at any time, including after issuance of 2016-2017 permits*, in the interests of the public health, safety and welfare of Township residents.
10. Permittees are limited to use of one portable tree stand per permittee, except on properties where the tree stand has been furnished by the Township in which instance(s), the permittee shall be required to use the stand furnished by the Township.

21-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

22. **ORDINANCE #16-1519 - Acquisition of Equipment-Sewer Capital 2016 - Public Hearing**

A. Deputy Mayor Trzaska read the title of the ordinance as follows:

AN ORDINANCE AUTHORIZING AS A GENERAL IMPROVEMENT
THE ACQUISITION OF CERTAIN EQUIPMENT BY THE
TOWNSHIP OF MONTGOMERY SEWER UTILITY AND
APPROPRIATING \$3,600.00 THEREFOR FROM THE "SEWER
CAPITAL IMPROVEMENT FUND" OF SAID TOWNSHIP.

B. Deputy Mayor Trzaska opened the hearing to the public. There being no comment, Committeewoman Madrid moved that the public hearing be closed. The motion was seconded by Committeeman Smith and carried unanimously.

C. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 16th day of June, 2016 and that notice thereof be published in an official newspaper as required by law.

22-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

23. **ORDINANCE #16-1520 - Acquisition of Equipment-Capital Improvement Fund 2016 - Public Hearing**

A. Deputy Mayor Trzaska read the title of the ordinance as follows:

AN ORDINANCE AUTHORIZING AS A GENERAL IMPROVEMENT THE ACQUISITION OF CERTAIN EQUIPMENT BY THE TOWNSHIP OF MONTGOMERY AND APPROPRIATING \$49,100.00 THEREFOR FROM THE "CAPITAL IMPROVEMENT FUND" OF SAID TOWNSHIP.

B. Deputy Mayor Trzaska opened the hearing to the public. There being no comment, Committeeman Smith moved that the public hearing be closed. The motion was seconded by Committeewoman Madrid and carried unanimously.

C. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 16th day of June, 2016 and that notice thereof be published in an official newspaper as required by law.

23-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

24. **ORDINANCE #16-1521 - BOND - Providing for Various Capital Improvements - Public Hearing**

A. Deputy Mayor Trzaska read the title of the ordinance as follows:

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY, IN THE COUNTY OF SOMERSET, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES IN AND FOR THE TOWNSHIP OF MONTGOMERY AND APPROPRIATING \$4,404,750 THEREFOR AND PROVIDING FOR THE ISSUANCE OF \$4,184,513 IN BONDS OR NOTES OF THE TOWNSHIP OF MONTGOMERY TO FINANCE THE SAME.

24-1. Committeewoman Madrid moved to adjourn the consideration of the Ordinance until July 7, 2016. The motion was seconded by Committeeman Smith and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

25. **ORDINANCE #16-1522 - BOND - Providing for Various Sewer Utility Improvements - Public Hearing**

A. Deputy Mayor Trzaska read the title of the ordinance as follows:

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY, IN THE COUNTY OF SOMERSET, NEW JERSEY, PROVIDING FOR VARIOUS SEWER UTILITY IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE TOWNSHIP OF MONTGOMERY AND APPROPRIATING \$2,273,500 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$2,273,500 IN BONDS OR NOTES OF THE TOWNSHIP OF MONTGOMERY TO FINANCE THE SAME.

24-1. Committeewoman Madrid moved to adjourn the consideration of the Ordinance until July 7, 2016. The motion was seconded by Committeeman Smith and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

26. **ORDINANCE #16-1523 - Acquisition of Interests in Five Properties on Montgomery Road for Sidewalk Improvements - Introduction**

A. Deputy Mayor Trzaska read the title of the ordinance as follows:

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY IN SOMERSET COUNTY, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF INTERESTS IN FIVE PROPERTIES ON MONTGOMERY ROAD IN THE TOWNSHIP OF MONTGOMERY FOR SIDEWALK IMPROVEMENTS.

B. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby passed on first reading and that the same be published in an official newspaper as required by law together with a Notice of Pending Ordinance fixing July 7, 2016 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

26-1. Committeeman Smith moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Madrid and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

27. APPROVAL OF MINUTES

The Regular Session minutes of June 2, 2016 were approved as printed.

28. 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.

28-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska
Nays - None
Absent - Conforti, Graham

29. MARY JACOBS LIBRARY AGREEMENT WITH SOMERSET COUNTY

Deputy Mayor Trzaska explained that for the past couple of years Somerset County has been working on an arrangement dealing with the Mary Jacobs Library's financial issues and shortfall. After talking with Somerset County, the idea is to have the Township and the County cover maintenance and utility costs and the Foundation cover the Capital costs. The rough increase in the Township's contribution would be an extra \$50,000.00 per year for four years. This money would not go directly to Mary Jacobs Library, it would be a check sent to Somerset County. Somerset County would manage the funds, and let the Township know if that whole amount was needed each year. It was the general consensus to agree with the agreement.

30. AMBULANCE NUISANCE ORDINANCE

Attorney Hadinger explained that she distributed a memo and rough draft of the ambulance nuisance ordinance. If the Governing Body agreed, she and others would like to go forward with talking with EMS and refining the ordinance. The next step, before introduction of the ordinance, would be reaching out to the two main facilities that are causing the issue and alert them to the likely introduction of the ordinance.

31. OFFER OF DONATION OF PROPERTY

Attorney Hadinger spoke about the offer of donation of property located near the Broadway fields in Belle Mead Park.

32. SUMMER MEETING SCHEDULE

Administrator Nieman stated that the first meeting in July falls during the July 4th week and wanted to make sure that everyone will be available on July 7.

33. Mayor Graham arrived at the meeting.

34. Bond ordinances were revisited when Mayor Graham arrived.

35. ORDINANCE #16-1521 - BOND - Providing for Various Capital Improvements - Public Hearing

A. Deputy Mayor Trzaska read the title of the ordinance as follows:

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY, IN THE COUNTY OF SOMERSET, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES IN AND FOR THE TOWNSHIP OF MONTGOMERY AND APPROPRIATING \$4,404,750 THEREFOR AND PROVIDING FOR THE ISSUANCE OF \$4,184,513 IN BONDS OR NOTES OF THE TOWNSHIP OF MONTGOMERY TO FINANCE THE SAME.

B. Deputy Mayor Trzaska opened the hearing to the public. There being no comment, Mayor Graham moved that the public hearing be closed. The motion was seconded by Committeeman Smith and carried unanimously.

C. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 16th day of June, 2016 and that notice thereof be published in an official newspaper as required by law.

35-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska, Graham
Nays - None
Absent - Conforti

36. **ORDINANCE #16-1522 - BOND - Providing for Various Sewer Utility Improvements -
Public Hearing**

A. Deputy Mayor Trzaska read the title of the ordinance as follows:

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY, IN THE COUNTY OF SOMERSET, NEW JERSEY, PROVIDING FOR VARIOUS SEWER UTILITY IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE TOWNSHIP OF MONTGOMERY AND APPROPRIATING \$2,273,500 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$2,273,500 IN BONDS OR NOTES OF THE TOWNSHIP OF MONTGOMERY TO FINANCE THE SAME.

B. Deputy Mayor Trzaska opened the hearing to the public. There being no comment, Committeeman Smith moved that the public hearing be closed. The motion was seconded by Committeewoman Madrid and carried unanimously.

C. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 16th day of June, 2016 and that notice thereof be published in an official newspaper as required by law.

36-1. Committeewoman Madrid moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Smith and carried on the following:

ROLL CALL - Ayes - Madrid, Smith, Trzaska, Graham
Nays - None
Absent - Conforti

37. **COMMITTEE AND SUB-COMMITTEE REPORTS**

37-1. **ENVIRONMENTAL COMMISSION**

Administrator Nieman reported on the Environmental Commission meeting. They discussed revisions to the Earth Day event for 2017. They also talked about the River Friendly program, which allows for homeowners to properly landscape and irrigate their homes so as not to impact the environment, particularly the run off into the rivers.

ADJOURNMENT was at 8:06 p.m. on a motion by Mayor Graham. The motion was seconded by Committeewoman Madrid and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk