

MINUTES FOR  
MONTGOMERY TOWNSHIP COMMITTEE MEETING  
April 19, 2018

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 Conforti, Deputy Mayor Madrid, Committeemembers Trzaska, Graham and Jaffer

Also present were:

TOWNSHIP ATTORNEY - Kristina P. Hadinger, Esq.

TOWNSHIP ADMINISTRATOR - Donato Nieman

CHIEF FINANCIAL OFFICER - Michael Pitts

TOWNSHIP CLERK - Donna Kukla

2. Mayor Conforti 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 Conforti led the Salute to the Flag.
4. Mayor Conforti called for a moment of silence in memory of former Mayor Robert Kress who passed away recently.
5. **POLICE REPORT**

Police Captain Tom Wain reported on the following activities of the Police Department for the month of March, 2018:

- 56 motor vehicle accidents;
- 19 arrests;
- 2 thefts;
- 1 criminal mischief;
- 2 domestic violence.

Mayor Conforti asked Captain Wain for a follow up on a particularly unpleasant incident. Captain Wain explained that he was not able to go into a lot of detail because it is an ongoing investigation. He stated that there had been an incident on Saturday, April 14, that the Police Department is treating as a bias crime. Montgomery Township Police have contacted the Somerset County Prosecutor's office and the New Jersey State Police. They have conducted approximately 20 interviews at this point in the investigation.

6. **PUBLIC COMMENT**

- 6-1. Kamran Quraishi, Reid Avenue, thanked the Township Committee and the Police Department for their response to the above mentioned incident. He spoke of the quality of the Police Department and how they made him feel safe after what had happened. He stated that he appreciated the community response as well.
- 6-2. Michel Parise, Dutchtown-Zion Road, spoke about the three storms that occurred recently. When there are storms where trees and utility poles are knocked down and roads are closed, it takes days for the roads to re-open. She wondered what would happen if there was an emergency. She stated that she had to go off-road to get anywhere. She spoke about the trees along the roads that need to be cut down as they are dead and/or dying. There are broken limbs hanging on utility wires and if a gust of wind blows, they will probably fall causing damage to property and to vehicles. Mayor Conforti stated that the Township had complained to PSE&G about the trees and downed wires.
- 6-3. Mary Schoen, Dutchtown-Harlingen Road, stated that if real tree maintenance is done on a regular basis then there wouldn't be the problem with the trees coming down and taking down power lines. She suggested that the residents and Township not just call PSE&G, but call the departments who regulate them.
- 6-4. Brett Borowski, York Drive, spoke about how the community should do more about racism, cultural and religious intolerance. He indicated that the 2016 presidential campaign and its outcome have created fear and uncertainty in many communities. He stated that in February, 2017 a resident suggested that the Governing Body pass a resolution to say that Montgomery was a welcoming community. He expressed concern over a campaign mailer attacking a candidate for local office. He spoke of bias post made to the Montgomery Republican Facebook page after the election that was removed and that people think those comments are "ok." Deputy Mayor Madrid noted that post had nothing to do with Township Committee members. Mayor Conforti indicated no one thought the post was "ok."

He spoke of comments which were posted on the Facebook "Montgomery Community" page. Deputy Mayor Madrid remarked that Township Committee has no control over that Facebook page. Mayor Conforti agreed, and also indicated that though he doesn't like it, it's free speech. Mr. Borowski understood, but felt that the residents needed to do more as a community to be more positive and stop the negativity. He stated that he was not criticizing individual Township Committee members, but rather he was trying to make a case for thinking about how affirmative steps can be taken to promote diversity.

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- 6-5. Rabbi Susan Falk, Congregation Kehilat Shalom, stated that she understood why some hackles were up and she agreed with Mr. Borowski. She thinks that bias incidents are not isolated. She stated that she has been in the Township for 11 years as the Rabbi and she has heard quite a few things that have happened. She feels that children learn from the adults around them. She stated that she came to the meeting to be supportive.
- 6-6. Karen Dentler, Fawn Drive, stated that she was at the meeting to show support. She also spoke about the Facebook page and Committeewoman Jaffer having been called an outsider during the campaign. The Township Committee should speak out for people who can't speak in an official manner. She was also very upset about the campaign flyer and the language used in it against Committeewoman Jaffer.
- Committeewoman Graham explained that there is a Facebook Community Page in Montgomery and that the Township doesn't regulate that page. Ms. Dentler said that everyone has to do more to help people who are uncomfortable.
- 6-7. Mary Schoen, Dutchtown-Harlingen Road, suggested that the Township Committee should set an example and should not say nothing.
- 6-8. Committeewoman Jaffer remarked that she appreciated all the comments of support and she expressed her support to the Quraishi family and anyone else who was disturbed by this incident. She commented that she recently sat on a panel in Washington, DC regarding a documentary called the "The Muslim Next Door." The subject of the panel discussion was how hate crimes arise in response to political rhetoric more than anything else. She hoped that positive political rhetoric about inclusivity and diversity can have the opposite effect. She supported a proposed program that some residents want to start in Montgomery called "Not in Our Town." This is specifically aimed at anti-racism, anti-prejudice and inclusivity. She invited everyone present to join this effort.
- 6-10. Mayor Conforti spoke about incidents that happened to him when he was a youngster. He stated that America has changed since then. He explained that as long as the community has changed, people can change. While we can't change everyone's opinion, we can isolate these people for what they really are.

7. **PROCLAMATION - CHILD ABUSE PREVENTION MONTH - April, 2018**

WHEREAS, Children are vital to our state's future success, prosperity and quality of life as well as being our most vulnerable assets; and

WHEREAS, All children deserve to have the safe, stable, nurturing homes and communities they need to foster their health growth and development; and

WHEREAS, Child abuse and neglect is a community responsibility affecting both the current and future quality of life of a community; and

WHEREAS, Communities that provide parents with the social support, knowledge of parenting and child development and concrete resources they need to cope with stress and nurture their children to ensure all children grow to their full potential; and

WHEREAS, Effective child abuse prevention strategies succeed because of partnerships created among citizens, human service agencies, schools, faith communities, health care providers, civic organizations, law enforcement agencies, and the business community.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that April is hereby proclaimed as Child Abuse Prevention Month and we call upon all citizens, community agencies, faith groups, medical facilities, elected leaders and businesses to increase their participation in our efforts to support families, thereby preventing child abuse and strengthening the communities in which we live.

- 7-1. Committeeman Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Graham and carried unanimously.

8. **ANNUAL LOCAL HEALTH REPORT**

Township Health Officer Stephanie Carey gave a brief report on the Health Department and the key accomplishments of 2017:

- 2 ground-breaking evidence-based substance abuse prevention and mental health initiatives with over 400 attendees;
- Increase in Public Health Nursing to build Chronic Disease Self-Management and Diabetes Self-Management capacity, address wellness programs and conduct communicable disease investigation;
- Submitted 400+ documents for national Public Health Accreditation. Accreditation site visit is scheduled for July, 2018;
- Board of Health Performance Management and Quality Improvement team recognized at NACCHO;
- Advocacy and capacity building to meet tough new lead poisoning prevention standards;
- Partnered with Montgomery Board of Education, Municipal Alliance and Carrier Clinic to destigmatize mental health and substance abuse disorders;
- Engaged parents and community leaders on vaping and tobacco;
- Promoted community and employee wellness.

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She stated the Montgomery Township Department's strategic priorities:

- Healthy eating and active living by improving community health by advocating for sustainable, healthy lifestyle choices to help people maintain a healthy weight;
- Engage the community to prevent and reduce impact of infectious and chronic disease;
- Improve access to mental health and substance abuse prevention and treatment resources (including tobacco) while reducing stigma;
- Protect the health of people and the environment through regulatory enforcement;
- Build and maintain human capital and organizational structure;
- Develop sustainable revenue streams to support critical services;
- Demonstrate commitment to transparency, accountability and improved outcomes by achieving Public Health Accreditation by December 31, 2018.

9. **PROPERTY TAX EXEMPTION POLICY FOR 100% DISABLED VETERANS**

Administrator Nieman asked for support from the Governing Body for a policy the Township would like to implement. There are four (4) residents who qualify for this tax exemption. The new Tax Assessor noted that there was no established policy in the Township. It is his recommendation that the Township take the applications in the year that they are filed and retroactively apply the exemption to January 1 of the year in which the application is received.

The Committee were all in favor of this policy.

10. **APPLICATION OF GODDARD SCHOOL TO INSTALL UTILITIES UNDER THE PERMITTED DRIVEWAY**  
(Block 28006, Lot 67)

Sanjay Tuladhar, Goddard School representative, spoke about their application to the Planning Board to develop a school on the corner of Route 518 and Vreeland Drive. As there is a conservation restriction that specifically allows for the construction and maintenance of a driveway through the restricted area. The school has requested permission to install utilities underneath the permitted driveway.

Attorney Hadinger stated, in a memo to the Governing Body, that a very strict reading of the conservation restriction would suggest that this is not permitted; however, staff is comfortable recommending that the utilities be installed underneath the driveway as locating them elsewhere would create more disturbance.

- 10-1. **Motion #18-4-2** - Deputy Mayor Madrid moved to approve the application of Goddard School to install utilities under the permitted driveway; by driveway; it is meant pavement. The motion was seconded by Committeewoman Graham and carried on the following:

**ROLL CALL** - Ayes - Jaffer, Graham, Trzaska, Madrid, Conforti  
Nays - None

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. **RESOLUTION #18-4-88 - REFUND OVERPAID 2018 TAXES**

BE IT RESOLVED That refunds be given to the following for the overpayment of 2018 taxes:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Amount</u>
32001	3.03	Malcolm J. Zarnfaller c/o Kathryn Trenner, Esq.	\$2,561.64
34019	20	Trident Abstract Title Agency, LLC	\$ 500.00

B. **RESOLUTION #18-4-89 - REDEMPTION OF TAX SALE CERTIFICATE #2017-18**

BE IT RESOLVED That a refund in the amount of \$14,129.90 be given to Natu Patel, 505 Hoagland Court, Hillsborough, NJ 08844 for the redemption of Tax Sale Certificate #2017-18 on Block 30002, Lot 84.

C. **RESOLUTION #18-4-90 - RELEASE OF ESCROW FEE** - Mary Kathryn Herrington  
Street Opening Permit #17-R-25

WHEREAS, George Remboske, Assistant to the Township Engineer, has recommended the release of a cash escrow fee to Mary Kathryn Herrington because all work has been satisfactorily completed with respect to the following street opening permit at Block 31008, Lot 14 (33 Bethpage Drive).

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the cash escrow fee in the amount of \$324.00 be released to Mary Kathryn Herrington, 33 Bethpage Drive, Skillman, NJ 08558.

D. **RESOLUTION #18-4-91 - AUTHORIZATION TO SIGN AMENDMENT TO OPTION AGREEMENT FOR THE PURCHASE OF PROPERTY** (Block 11001, Lot 55)

BE IT RESOLVED, That a certain "Amendment to Option Agreement for the Purchase of Property Block 11001, Lot 55 in the Township of Montgomery" pertaining the Thompson/Solotorovksy property on Spring Hill Road, and clarifying the identities of all persons on the Seller's side who must join in the conveyancing documents to convey good and marketable title to the subject property to the Township is hereby approved, and the Mayor and Clerk are hereby authorized to sign the same.

(CONSENT AGENDA Cont.)

E. **RESOLUTION #18-4-92 - PURSUANT TO N.J.S.A. 40A:4-87** (Chapter 159, P.L. 1948) -  
Community Forestry Green Communities

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 2018, in the amounts listed below, which item is now available as a revenue from the State of New Jersey;

Community Forestry Green Communities Grant	\$3,000.00
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BE IT FURTHER RESOLVED That a like sum, be, and the same, hereby is appropriated under the above appropriation titles.

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

F. **RESOLUTION #18-4-93 - PURSUANT TO N.J.S.A. 40A:4-87** (Chapter 159, P.L. 1948) -  
NJDOT - Cherry Valley Road

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 2018, in the amounts listed below, which item is now available as a revenue from the State of New Jersey;

NJDOT - Cherry Valley Road	\$797,167.00
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BE IT FURTHER RESOLVED That a like sum, be, and the same, hereby is appropriated under the above appropriation titles.

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

G. **RESOLUTION #18-4-94 - AUTHORIZING MONTGOMERY TOWNSHIP TO CONDUCT ELECTRONIC  
TAX SALE**

WHEREAS, N.J.S.A.54:5-19.1 et seq. permits municipalities to conduct electronic tax sales pursuant to rules and regulations promulgated by the Director of the Division of Local Government Services; and

WHEREAS, The rule thus promulgated requires a municipality to authorize said electronic tax sale by resolution of the governing body; and

WHEREAS, An electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more effective tax sale process.

NOW, THEREFORE, BE IT RESOLVED, That the Montgomery Township Committee does hereby authorize and direct the Tax Collector to conduct an electronic tax sale.

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

**ROLL CALL** - Ayes - Jaffer, Graham, Trzaska, Madrid, Conforti  
Nays - None

12. **RESOLUTION #18-4-95 - AMENDING RESOLUTION #18-4-82 - AUTHORIZING PURCHASE OF JANITORIAL SERVICES THROUGH NEW JERSEY STATE CONTRACT #T-1480**

BE IT RESOLVED By the Montgomery Township Committee that Resolution #18-4-82, authorizing purchase of janitorial services through New Jersey State Contract #T-1480 (ACCSES-NJ) is hereby amended to include twice yearly floor care and carpet cleaning at a cost of \$15,546.00.

BE IT FURTHER RESOLVED That the Chief Financial Officer has certified that there are sufficient funds available for this purchase in Account #01-201-26-310-213.

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

**ROLL CALL** - Ayes - Jaffer, Graham, Trzaska, Madrid, Conforti  
Nays - None

13. **RESOLUTION #18-4-96 - RESOLUTION REJECTING PRICE PROPOSALS RECEIVED APRIL 19, 2018 FROM THIRD PARTY POWER SUPPLIERS IN CONNECTION WITH THE MCEA**

WHEREAS, The Government Energy Aggregation Act of 2003 (P.L. 2003, c.24; N.J.S.A. 48:3-93.1 et seq.) ("Act") and rules promulgated by the New Jersey Board of Public Utilities (N.J.A.C. 14:4-6.1 et seq.) ("Rules") govern the establishment and implementation of a government energy aggregation program, which is a government-operated purchasing cooperative through which multiple energy consumers join together for the purchase of electric utility services by a government aggregator; and

WHEREAS, By Ordinance No. 13-1434 adopted on April 4, 2013, the Township of Montgomery ("Township") created a Government Energy Aggregation Program in the Township of Montgomery, New Jersey, known as the Montgomery Community Energy Aggregation ("MCEA"); and

WHEREAS, The Township is the Lead Agency of the MCEA; and

WHEREAS, The residents of Montgomery Township are included in the MCEA on an "opt-out" basis, as set forth in the Rules; and

WHEREAS, On August 9, 2013 the Township publicly noticed and issued a Request for Proposals for electric generation service and government energy aggregation services under the MCEA, and on September 5, 2013 awarded a contract to a third-party supplier for a 24-month contract running from December 2013 to December 2015 which resulted in significant energy cost savings for Township residents participating in the MCEA; and

WHEREAS, By Ordinance No. 15-1500 adopted on December 3, 2015, the Township of Montgomery authorized the continuation of the MCEA; and

WHEREAS, On February 8, 2016 the Township publicly noticed and issued a Request for Proposals for electric generation service and government energy aggregation services under the MCEA, and on March 3, 2016 awarded a contract to a third-party supplier for a 18-month contract running from June 2016 to December 2017 which resulted in significant energy cost savings for Township residents participating in Round 2 of the MCEA; and

WHEREAS, By Ordinance No. 17-1547 adopted on June 1, 2017, the Township of Montgomery authorized the further renewal and continuation of the MCEA; and

WHEREAS, By virtue of Ordinance Nos. 13-1434, 15-1500 and 17-1547 and in accordance with the Act and Rules, the Township is authorized to award a contract or contracts for the Provision of Electric Generation Service and Government Energy Aggregation Services on behalf of participating residential customers; and

WHEREAS, On March 9, 2018, the Township, in its capacity as Lead Agency of the MCEA, publicly noticed and issued a Request for Proposals (RFP) for the Provision of Electric Generation Service and Government Energy Aggregation Services for Round 3 of the MCEA ("MCEA-Round 3") by New Jersey Board of Public Utilities (NJBPU)-licensed and qualified electric power suppliers in New Jersey; and

WHEREAS, The RFP provided for a two-stage process that included: Stage 1 for the submission of supplier questions and comments and the submission of qualification documents by interested, NJBPU-licensed electric power suppliers; and Stage 2 for the submission of price proposals; and

WHEREAS, The RFP provides for the submission of separate pricing for electric generation service for one pricing group, Participating Residential Accounts, for several potential contract durations (terms), and for two different contract language options: Option A) using the form of Master Performance Agreement attached to the RFP; and Option B) using the form of MPA attached to the RFP except that subsection 3.2 (a) (iii) (C) is removed, and a new subsection 2.1.5 as set forth in the RFP is added to the MPA; and the RFP provides for the award of a contract, including contract term and contract language option, at the discretion of the Township of Montgomery and in accordance with the evaluation criteria set forth in the RFP; and

WHEREAS, During Stage 1 non-binding Notices of Intent and other qualification documents were received from four (4) NJBPU-licensed electric power suppliers whose qualifications were evaluated and who were determined to be qualified to submit Stage 2 price proposals; and

(Item #13 Cont.)

WHEREAS, A number of supplier questions and comments were received and, as a result, on March 26, 2018 a document entitled "Responses to Supplier Questions and Addendum No.1," which supplemented and amended the RFP, was issued and distributed to all suppliers that had submitted a Notice of Intent to Propose and/or requested a copy of the RFP; and

WHEREAS, An Addendum No. 2 to the RFP was issued and distributed to all suppliers that had submitted a Notice of Intent to Propose and/or requested a copy of the RFP on April 3, 2018; and

WHEREAS, Stage 2 price proposals and accompanying Transmittal Letters were submitted by two (2) NJBPU-licensed electric power suppliers by the 2:00 p.m. April 19, 2018 deadline set forth in the RFP; and

WHEREAS, The Township, in consultation with its energy agent, has conducted an in-depth evaluation of qualifications and analysis of price proposals, in accordance with the evaluation criteria set forth in the RFP and Addendum Nos.1 and 2; and

WHEREAS, Pursuant to the RFP, the Township reserved the right to make an award to a supplier, or to make no award at all; and

WHEREAS, Pursuant to the Rules, the Township shall base its award of a contract to a NJBPU-licensed electric power supplier for the Provision of Electric Generation Service and Government Energy Aggregation Services for the MCEA upon the most advantageous proposal, price and other factors considered; and

WHEREAS, As a result of the evaluation of qualifications and proposals and analysis of price proposals submitted on April 19, 2018, the Montgomery Township Committee has determined that no contract award shall be made at this time.

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

1. The Montgomery Township Committee shall make no contract award as a result of the price proposals submitted on April 19, 2018; said price proposals are hereby rejected on the basis that the award of a contract based thereon is not in the Township's best interests.
2. The RFP shall be held open for a period of up to 120 days, and the Township may accept refreshed prices in accordance with the RFP, at any time during that 120-day period, consistent with applicable law.

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

**ROLL CALL** - Ayes - Jaffer, Graham, Trzaska, Madrid, Conforti  
Nays - None

14. **ORDINANCE #18-1573 - Code Enforcement Fee Updates - Public Hearing**

A. Mayor Conforti read the title of the ordinance as follows:

AN ORDINANCE REGARDING NEW JERSEY UNIFORM CONSTRUCTION  
CODE ACT FEES AND AMENDING CHAPTER VIII OF THE "CODE OF  
THE TOWNSHIP OF MONTGOMERY (1984)".

B. Mayor Conforti opened the hearing to the public. There being no comment, Committeeman Trzaska moved that the public hearing be closed. The motion was seconded by Deputy Mayor 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 19<sup>th</sup> day of April, 2018 and that notice thereof be published in an official newspaper as required by law.

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

**ROLL CALL** - Ayes - Jaffer, Graham, Trzaska, Madrid, Conforti  
Nays - None

15. ORDINANCE #18-1574 - 2018 Salary & Wage Amendment - Public Hearing

A. Mayor Conforti read the title of the ordinance as follows:

AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE NO. 18-1565 ENTITLED "AN ORDINANCE ESTABLISHING A COMPREHENSIVE SALARY AND WAGE PLAN FOR THE TOWNSHIP OF MONTGOMERY, SOMERSET COUNTY, AND TO PROVIDE FOR ITS ADMINISTRATION IN 2018" TO PROVIDE FOR THE POSITION OF BUILDING MAINTENANCE FOREMAN.

B. Mayor Conforti opened the hearing to the public. There being no comment, Committeeman Trzaska moved that the public hearing be closed. The motion was seconded by Deputy Mayor 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 19<sup>th</sup> day of April, 2018 and that notice thereof be published in an official newspaper as required by law.

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

ROLL CALL - Ayes - Jaffer, Graham, Trzaska, Madrid, Conforti  
Nays - None

16. ORDINANCE #18-1575 - BOND-Providing for Various Sewer Utility Improvements - Introduction

A. Mayor Conforti 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 \$642,500 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$642,500 IN BONDS OR NOTES OF THE TOWNSHIP OF MONTGOMERY TO FINANCE THE SAME.

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 May 3, 2018 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

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

ROLL CALL - Ayes - Jaffer, Graham, Trzaska, Madrid, Conforti  
Nays - None

17. ORDINANCE #18-1576 - BOND-Providing For Various Capital Improvements - Introduction

A. Mayor Conforti 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 \$2,947,989 THEREFOR AND PROVIDING FOR THE ISSUANCE OF \$2,800,590 IN BONDS OR NOTES OF THE TOWNSHIP OF MONTGOMERY TO FINANCE THE SAME.

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 May 3, 2018 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

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

ROLL CALL - Ayes - Jaffer, Graham, Trzaska, Madrid, Conforti  
Nays - None

18. APPROVAL OF MINUTES

The Regular Session minutes of April 5, 2018 were approved as printed.

19. **PAYMENT OF BILLS**

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

WHEREAS, The Chief Finance 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.

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

**ROLL CALL** - Ayes - Jaffer, Graham, Trzaska, Madrid, Conforti  
Nays - None

20. **PROPOSED TRANSCO COMPRESSOR STATION**

Attorney Hadinger reminded the Governing Body that there will be a meeting on the proposed Compressor Station on May 2, 2018. There will be representatives from the Township in attendance. She is working with the Township Engineer, Township Open Space Coordinator, and the Environmental Consultant on comments which are due no later than May 16.

Mayor Conforti stated that a letter written by the Mayor of Franklin Township was received requesting some of the Mayors in the area to send a letter to the Governor since the Federal Energy Commission has basically blessed this concept. He agreed to sign it and he went to the Franklin Township meeting to show support.

21. **TREES BETWEEN SIDEWALKS AND ROADS**

Administrator Nieman stated that he had received numerous emails from residents who did not want trees planted between the curb and sidewalk. He explained that the Shade Tree Committee is operating off a Master Plan that is approximately 30 years old. He is going to invite the Shade Tree Committee in to discuss their plan. The Shade Tree Committee has a grant to plant the trees and he is going to ask that the grant be amended. The Township also needs to do some cleaning up of language that is inconsistent in the Land Development Ordinance to direct that trees not be planted between the curb and the sidewalk.

Attorney Hadinger explained that some towns have tree planting easements and trees are placed behind the sidewalk. She stated that to do this, the ordinance must be amended and it would be for projects going forward.

22. **NATIONAL TRAILS DAY EVENT**

Committeeman Trzaska stated that there will be a National Trails Day event on June 2, 2018 at the Arboretum and Mill Pond Park.

23. **HOBLER PARK PLAYGROUND**

Committeeman Trzaska reported that the Hobler Park playground has been mostly completed. There is still a little bit of finishing work to be done.

24. **BEST PLACES TO LIVE IN NEW JERSEY**

Deputy Mayor Madrid stated that Montgomery rated A+ in the Best Places to Live in New Jersey. This is the second year in row for this rating.

25. **ARBOR DAY**

Deputy Mayor Madrid stated that she attended Arbor Day and she spoke to some third graders about the River Birch and other trees.

25. **LEADERSHIP FORUM AT YMCA IN PRINCETON**

Deputy Mayor Madrid reported that there was a leadership forum at the YMCA in Princeton. They are trying to gather together members of the community from Princeton and Montgomery to get ideas on diversity and how to address issues in the community.

26. **COMMITTEE AND SUB-COMMITTEE REPORTS**

26-1. **SHADE TREE COMMITTEE**

Committeewoman Jaffer reported on the Arbor Day event at the schools. There are new trees that will be going into the Arboretum.

26-2. **ENVIRONMENTAL COMMISSION**

Committeewoman Jaffer stated that the Earth Day Fair is Sunday, April 22 at Skillman Park. It will be held with the Run with Rotary event.

(Item #26 Cont.)

26-3. VETERANS MEMORIAL COMMISSION

Committeewoman Graham reported that the Veterans Memorial Committee is planning for their Memorial Day ceremony on May 28 at 9:00 a.m. They would like the Mayor to speak at this event.

26-4. SITE PLAN/SUBDIVISION COMMITTEE

Committeeman Trzaska reported on the Site Plan/Subdivision Committee meeting. They are starting to work on the PIRHL application and the whole redevelopment process.

26-5. PLANNING BOARD

Committeeman Trzaska stated that there was only one small application at the Planning Board meeting. That was the parking area at one of the commercial areas.

**ADJOURNMENT** was at 8:28 p.m. on a motion by Committeeman Trzaska. The motion was seconded by Deputy Mayor Madrid and carried unanimously.

Date of Approval:

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Donna Kukla, Township Clerk