

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
September 6, 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 Madrid, Committeemembers Trzaska and Jaffer
Deputy Mayor Graham and Committeeman Quraishi were absent

Also present were:

TOWNSHIP ATTORNEY - Kevin Van Hise, Esq.

CHIEF FINANCIAL OFFICER - Michael Pitts

TOWNSHIP CLERK - Donna Kukla

2. Mayor Madrid 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 Madrid led the Salute to the Flag.

4. Mayor Madrid expressed the Township Committee's condolences to the family and colleagues of Montgomery Township Police Officer Joseph Zizwarek who passed away recently. He had served the community for approximately 20 years and it is a huge loss.

5. **PUBLIC COMMENT**

- 5-1. Ken Knieser, Oak Ridge Drive, asked for clarification on the proposed library. Mayor Madrid and Committeeman Trzaska responded that the town provides the space for the library and the County builds it, staffs it and runs it.

- 5-2. Stephanie Andolino expressed her outrage over the Governor's decision to legalize marijuana in the State. She would like to see Montgomery Township join other communities in the State trying to adopt ordinances blocking marijuana factories and shops in their neighborhoods. Mayor Madrid stated that the Township Committee has been discussing this topic with legal counsel and researching ordinances that have been passed in other municipalities.

- 5-3. Sarah Roberts, Harlingen Road, stated that she was out of town for the presentation of the proposed new Municipal complex, but she was able to see the preliminary plans. She had a few comments of her own regarding the proposed new Municipal complex:

- The building should be built using LEED standards;
- She would like to see all of the roofs have solar panels on them;
- She suggested having solar panels above the parking lots;
- There should be a bigger, research library;
- The Municipal Building needs to be the sized appropriately for future use;
- She asked that the lettering on the façade be black or brushed steel instead of red.

Mayor Madrid explained that the building would be built using LEED standards.

- 5-4. Brett Borowski, York Drive, stated that it was his understanding that the County Library System was doing all of this at the Township's behest, in terms of construction and development. Mayor Madrid stated that the library will be a branch of the Somerset County Library System. Committeeman Trzaska explained that the Township would not be paying for the operation of the library and the staffing. Mayor Madrid stated that the building will be Montgomery's and the County will be running the library portion only. She said that the Governing Body asked the architect to make certain changes to the building design in response to some of the comments made by the public at the presentation at the last Township Committee meeting.

Mr. Borowski spoke about the two access roads and asked if one of them going to be for emergency vehicles or police traffic only. Lieutenant Rock stated that he didn't believe there was going to be a restriction on the traffic on these access roads.

Committeewoman Jaffer asked if there could be a town hall meeting on the proposed Municipal complex as a lot of people were unable to come to the first presentation. Committeeman Trzaska stated that he thought that when the revised plan comes back, there will be another opportunity for a presentation.

- 5-5. Barbara Preston, Montgomery News, offered her condolences on the death of Officer Joseph Zizwarek. She spoke about trying for a few months to get some kind of information flow out of the Police Department regarding the number of Police officers and female officers. Chief Financial Officer Pitts stated that when Ms. Preston sat with Administrator Nieman and himself, no questions were brought up about the number of officers and the number of female officers. The Governing Body suggested that any time there were questions by Ms. Preston she should contact Administrator Nieman or Chief Financial Officer Pitts.

Ms. Preston also stated her concern about issues regarding access to the Police blotter.

6. **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 #18-9-194 - 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>
4001	44.18	Milind V. & Maushumi Nerurkar	\$6,044.00
18007	8	Jinhai Wang & Hong Xu	\$3,905.18
30002	54	John H. Capel & Kristen M. Gencarelli	\$5,490.20
31001	145	BCB Community Bank	\$4,607.83
37002	1.057	Donald & Junko Johnston	\$2,072.89

B. **RESOLUTION #18-9-195 - TO CANCEL CHECKS FROM THE TOWNSHIP'S BANK OF AMERICA ENGINEERING ESCROW CHECKING ACCOUNT**

WHEREAS, There exists outstanding unpaid checks on the books for the Township's Bank of America Engineering Escrow Checking Account; and

WHEREAS, The checks are over ten-months-old and should be cancelled.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee and the Chief Financial Officer that the following checks be cancelled from the Bank of America Escrow Checking Account:

<u>CHECK #</u>	<u>AMOUNT</u>
1055	\$2,976.00
1056	\$7,260.00
1596	\$ 601.00
1647	\$4,255.79

C. **RESOLUTION #18-9-196 - TEMPORARY ROAD CLOSING - Block Party - Van Pelt Court**

BE IT RESOLVED By the Montgomery Township Committee that authorization is hereby given for the temporary closing of Van Pelt Court to accommodate a neighborhood block party scheduled for September 15, 2018 from approximately 12:00 noon - 3:00 p.m. (raindate - Sunday September 16, 2018). The Montgomery Township Police have no objection to the road closing provided that:

The roadway must be made accessible to emergency vehicles and to traffic originating and terminating on the closed section.

Block party organizers should provide advance courtesy notification to those residents that will be affected by the closure.

D. **RESOLUTION #18-9-197 - TEMPORARY ROAD CLOSING - Block Party - Bayberry Lane**

BE IT RESOLVED By the Montgomery Township Committee that authorization is hereby given for the temporary closing of Bayberry Lane to accommodate a neighborhood block party scheduled for September 15, 2018 from approximately 1:00 - 8:00 p.m. (raindate - Sunday September 16, 2018). The Montgomery Township Police have no objection to the road closing provided that:

The roadway must be made accessible to emergency vehicles and to traffic originating and terminating on the closed section.

Block party organizers should provide advance courtesy notification to those residents that will be affected by the closure.

E. **RESOLUTION #18-9-198 - APPROVAL OF OUTDOOR ASSEMBLY - Carrier Clinic - Walk of Hope**

BE IT RESOLVED By the Montgomery Township Committee as follows:

- 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 15, 2018.
- The Township Committee has considered the application and hereby grants the same subject to the following conditions:
 - This approval is for the period specified and is not to be considered approval to conduct similar events without Committee approval.
 - This event shall be held subject to the provisions of the Montgomery Township Code, Outdoor Assembly, Chapter 4-2.1.
- The Montgomery Township Police Department has reviewed and approved the application.
- The organizers will obtain the required health certificates from the Township Health Department, if applicable.
- The organizers will obtain the required construction permits and Fire Prevention inspections from the Township Code/Construction and Fire Prevention Departments, if applicable.

(CONSENT AGENDA Cont.)

F. **RESOLUTION #18-9-199 - RELEASE OF MAINTENANCE GUARANTEE - Mother of God Orthodox Church**

WHEREAS, Gail Smith, Township Engineer, has certified on August 17, 2018 that all public improvements in a project known as Mother of God Orthodox Church have been in satisfactory continuous use for a period greater than two years and therefore recommends the release of the posted maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that a cash Maintenance Bond in the amount of \$10,153.74 be released to Mother of God, Joy of All Who Sorrow Orthodox Church, 904 Cherry Hill Road, Princeton, NJ 08540 (mailing address: 168 Crusher Road, Hopewell, NJ 08525).

BE IT FURTHER RESOLVED That the release of the Maintenance Bond shall be conditioned upon the posting of adequate escrow funds.

G. **RESOLUTION #18-9-200 - RELEASE OF MAINTENANCE GUARANTEE - Tapestry at Montgomery, Force Main and Pump Station**

WHEREAS, Gail Smith, Township Engineer, has certified on August 27, 2018 that all public improvements in a project known as Tapestry at Montgomery, Force Main and Pump Station have been in satisfactory continuous use for a period greater than two years and therefore recommends the release of the posted maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that Maintenance Bond (LOC #39624396) in the amount of \$134,824.90 be released to Sharbell Building Company, LLC, 1 Washington Boulevard, Suite 9, Robbinsville, NJ 08691.

BE IT FURTHER RESOLVED That the release of the Maintenance Bond shall be conditioned upon the posting of adequate escrow funds.

H. **RESOLUTION #18-9-201 - RELEASE OF MAINTENANCE GUARANTEE - Westwinds, Phase 1**

WHEREAS, Gail Smith, Township Engineer, has certified on August 27, 2018 that all public improvements in a project known as Westwinds, Phase 1 have been in satisfactory continuous use for a period greater than two years and therefore recommends the release of the posted maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that Maintenance Bond #FP0022941 in the amount of \$292,310.76 be released to East Country Development Associates, 90 Woodbridge Center Drive, Suite 600, Woodbridge, NJ 07095.

BE IT FURTHER RESOLVED That the Planning Board has been notified that the inspection escrow funds may be released from Account PB-12-88 following billing of inspection time.

I. **RESOLUTION #18-9-202 - RELEASE OF MAINTENANCE GUARANTEE - Westwinds, Phase 2**

WHEREAS, Gail Smith, Township Engineer, has certified on August 27, 2018 that all public improvements in a project known as Westwinds, Phase 2 have been in satisfactory continuous use for a period greater than two years and therefore recommends the release of the posted maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that Maintenance Bond #FP0022942 in the amount of \$60,143.31 be released to East Country Development Associates, 90 Woodbridge Center Drive, Suite 600, Woodbridge, NJ 07095.

BE IT FURTHER RESOLVED That the Planning Board has been notified that the inspection escrow funds may be released from Account PB-12-88 following billing of inspection time.

J. **RESOLUTION #18-9-203 - RELEASE OF MAINTENANCE GUARANTEE - Westwinds, Phase 3**

WHEREAS, Gail Smith, Township Engineer, has certified on August 27, 2018 that all public improvements in a project known as Westwinds, Phase 3 have been in satisfactory continuous use for a period greater than two years and therefore recommends the release of the posted maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that Maintenance Bond #FP0022943 in the amount of \$29,430.81 be released to East Country Development Associates, 90 Woodbridge Center Drive, Suite 600, Woodbridge, NJ 07095.

BE IT FURTHER RESOLVED That the Planning Board has been notified that the inspection escrow funds may be released from Account PB-12-88 following billing of inspection time.

(CONSENT AGENDA Cont.)

K. **RESOLUTION #18-9-204 - RELEASE OF MAINTENANCE GUARANTEE - Westwinds, Phase 4**

WHEREAS, Gail Smith, Township Engineer, has certified on August 27, 2018 that all public improvements in a project known as Westwinds, Phase 4 have been in satisfactory continuous use for a period greater than two years and therefore recommends the release of the posted maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that Maintenance Bond #FP0022944 in the amount of \$57,443.40 be released to East Country Development Associates, 90 Woodbridge Center Drive, Suite 600, Woodbridge, NJ 07095.

BE IT FURTHER RESOLVED That the Planning Board has been notified that the inspection escrow funds may be released from Account PB-12-88 following billing of inspection time.

L. **RESOLUTION #18-9-205 - RELEASE OF MAINTENANCE GUARANTEE - Westwinds, Phase 5**

WHEREAS, Gail Smith, Township Engineer, has certified on August 27, 2018 that all public improvements in a project known as Westwinds, Phase 5 have been in satisfactory continuous use for a period greater than two years and therefore recommends the release of the posted maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that Maintenance Bond #FP0022945 in the amount of \$43,017.03 be released to East Country Development Associates, 90 Woodbridge Center Drive, Suite 600, Woodbridge, NJ 07095.

BE IT FURTHER RESOLVED That the Planning Board has been notified that the inspection escrow funds may be released from Account PB-12-88 following billing of inspection time.

M. **RESOLUTION #18-9-206 - EXTENSION OF TIME FOR THE COMPLETION OF THE PUBLIC IMPROVEMENTS - Various Projects**

WHEREAS, Gail Smith, Township Engineer, has certified on August 29, 2018 that adequate funds remain in the posted guarantees to cover the remaining public improvements in the following developments and therefore recommends time extensions to complete said improvements:

<u>Development</u>	<u>New Completion Date</u>
Country Classics at Foxbrook	October 1, 2019
Estates at Montgomery, Phase 1	November 19, 2019
Estates at Montgomery, Phase 2	October 20, 2019
Montgomery Promenade, Temporary Parking	November 14, 2019
Public Service Electric & Gas, Substation	September 4, 2019
Public Service Electric & Gas, Cherry Valley Road Connector	September 4, 2019
S.A.V.E., a Friend to Homeless Animals	November 14, 2019
Staats Farm Road Development	September 14, 2019
Hillside, Section 1	November 26, 2019
Stonebridge at Montgomery, Health Care and Club House Expansion	March 4, 2019
Tapestry at Montgomery, Temporary Trailer (Restoration Guarantee)	December 31, 2019

N. **RESOLUTION #18-9-207 - AUTHORIZING RENEWAL OF RIGHT-OF-ENTRY AGREEMENT - Country Club Meadows**

WHEREAS, A Right-of-Entry Agreement with Country Club Meadows expired on August 17, 2018 and needs to be renewed.

NOW, THEREFORE, BE IT RESOLVED That the Mayor and Clerk are hereby authorized to renew and execute a Right-of-Entry Agreement with Country Club Meadows, LLC to construct an extension to Covert Drive, sidewalk, play area, walking path, and a footbridge over Crusier Brook on the property pursuant to sections 7-b.iv, 7.b.v and 7.b.vi of the consent order and stipulation of settlement dated July 10, 2014 between Montgomery Township and Country Club Meadows, LLC concerning properties owned by the developer in the Belle Mead portion of Montgomery Township.

6-1. Committeeman Trzaska moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Committeewoman Jaffer and carried on the following:

ROLL CALL - Ayes - Jaffer, Trzaska, Madrid
Nays - None
Absent - Quraishi, Graham

7. **RESOLUTION #18-9-208 - RESOLUTION REJECTING BIDS FOR SNOW PLOWING SERVICES AND AUTHORIZING READVERTISING FOR SAME**

WHEREAS, Pursuant to a duly advertised Notice to Bidders, on August 30, 2018 the Township received two (2) bids for the provision of Snow Plowing Services to the Township for a three-year term; and

WHEREAS, Based on a review of the bids and the Township's Bid Package for Snow Plowing Services ("Bid Package"), it appears that the requirements set forth in the Bid Package may have led to confusion on the part of at least one of the bidders, as well as other prospective bidders, as to the documents mandatory for bidding and in particular, the need for a Consent of Surety to be submitted at the time of bidding; and

WHEREAS, Pursuant to the Local Public Contracts Law ("LPCL"), N.J.S.A. 40A:11-13.2, the Committee may reject all bids submitted for a project for certain enumerated reasons, including but not limited to when the Committee wants to substantially revise the specifications for the goods or services and/or the purposes of the LPCL would be violated; and

WHEREAS, The Township Attorney's Office, in consultation with the QPA, has opined that inconsistencies in the mandatory documents required for submission of a bid as set forth in the Bid Package may have led to confusion on the part of prospective/actual bidders, therefore placing bidders on unequal footing, which is inconsistent with the LPCL; and

WHEREAS, The QPA recommends the Committee reject the bids received on August 30, 2018 so the Township may correct the inconsistencies in the Bid Package and substantially revise same.

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

1. The Township Committee hereby rejects the two (2) bids received on August 30, 2018 for Snow Plowing Services for a term of three years, based on the reasons set forth in the "Whereas" clauses.
2. The Administrator, Clerk's Office and QPA are hereby authorized and directed to make appropriate revisions to the Bid Package for the Snow Plowing Services consistent with this Resolution and readvertise the acceptance of bids for same.

7-1. 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, Trzaska, Madrid
Nays - None
Absent - Quraishi, Graham

8. **RESOLUTION #18-9-209 - AWARD OF BID #B03-2018 - 2018 Road Improvements Project**

WHEREAS, The following bids for the 2018 Road Improvements project were received and publicly opened on Thursday, August 30, 2018 at 11:00 AM:

<u>Bidders</u>	<u>Bid Amount</u>
Stilo Excavation, Inc.	\$1,299,683.05
S. Brothers, Inc.	\$1,329,699.05
DeSantis Construction, Inc.	\$1,424,462.20
Top Line Construction Corp.	\$1,470,203.32
Black Rock Enterprises, LLC	\$1,512,742.00

WHEREAS, It is the recommendation of the Purchasing Agent and the Township Engineer that Stilo Excavation, Inc. 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 account numbers 04-215-55-901-1576B, 04-215-55-901-1542B, 04-280-56-264-010 and 22-288-56-000 which will fund this project.

NOW, THEREFORE, BE IT RESOLVED That the contract for the 2018 Road Improvement Project is awarded to Stilo Excavation, Inc., 2907 South Clinton Avenue, South Plainfield, NJ 07080 in the amount of \$1,299,683.05; and

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

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

ROLL CALL - Ayes - Jaffer, Trzaska, Madrid
Nays - None
Absent - Quraishi, Graham

9. ORDINANCE #18-1589 - 2018 Salary & Wage Amendment - Public Hearing

A. Mayor Madrid 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 ASSISTANT RECREATION DIRECTOR.

B. Mayor Madrid opened the hearing to the public. There being no comment, Committeeman Trzaska moved to close the hearing to the public. The motion was seconded by Committeewoman Jaffer and carried unanimously.

C. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 6th day of September, 2018 and that notice thereof be published in an official newspaper as required by law.

9-1. 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, Trzaska, Madrid
Nays - None
Absent - Quraishi, Graham

10. ORDINANCE #18-1590 - Cairns Place (Portions) Vacation - Introduction

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

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY IN SOMERSET COUNTY, NEW JERSEY, TO ABANDON, VACATE, RELEASE AND EXTINGUISH THE PUBLIC RIGHTS IN TWO PORTIONS OF CAIRNS PLACE.

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 September 20, 2018 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

10-1. Committeewoman Jaffer moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Trzaska and carried on the following:

ROLL CALL - Ayes - Jaffer, Trzaska, Madrid
Nays - None
Absent - Quraishi, Graham

11. ORDINANCE #18-1591 - Uniform Fire Code-Updates - Introduction

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

AN ORDINANCE OF THE TOWNSHIP OF MONTGOMERY IN SOMERSET COUNTY, NEW JERSEY, REGARDING FIRE PREVENTION AND THE UNIFORM FIRE CODE, AND AMENDING CHAPTERS XIII AND VIII OF THE "CODE OF THE TOWNSHIP OF MONTGOMERY (1984)."

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 September 20, 2018 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

11-1. 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, Trzaska, Madrid
Nays - None
Absent - Quraishi, Graham

12. APPROVAL OF MINUTES

The Regular Session minutes of August 16, 2018 were approved as printed.

13. **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.

13-1. 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, Trzaska, Madrid
Nays - None
Absent - Quraishi, Graham

14. **NEWSLETTER**

Committeewoman Jaffer asked about the use of the Township's Newsletter and how information is distributed. She was somewhat surprised that there was a Newsletter email regarding the September 6 Township Committee meeting and the swearing in. It stated that there was a statement made by Kamran Quraishi, which didn't happen, and then specifically mentioned a political party. She stated that there should be a process regarding how these newsletters are sent out, especially when it seems that they are specifically quoting people who are running for election. Ms. Jaffer stated that some information is politically driven and it should not be this way.

Mayor Madrid stated that this information comes from the Community Information Officer when she is given the information. While the quote may not have been at the meeting, she may have spoken to Mr. Quraishi after the meeting. Ms. Jaffer felt this wasn't informing the public properly, it's giving a certain narrative that is driven by one party that happens to be in control of the Township Committee. She proposed that there be a process where there is at least 24 hours for all Governing Body's approval before information is sent out in all of their names. She felt that these newsletter emails should not be driven by the Township Committee, but rather driven by what is necessary for the Township residents to know. Committeeman Trzaska stated that it has to be driven by the Township Committee because the Information Officer and the Administrator work for the Governing Body and report on what they are doing and what's going on in town. Committeewoman Jaffer requested that, in the future, there is no mention of political parties in newsletter emails.

15. **WORLD RECORD FOR PUSHUPS**

Mayor Madrid stated that she attended an event at the Johnson & Johnson facility where one of the employees broke the Guinness Book of World Record by doing 489 pushups in 10 minutes.

16. **CHARITABLE CONTRIBUTIONS**

Chief Financial Officer Pitts reported that the Internal Revenue Service has squashed the charitable trust that the State had tried to put through.

17. **COMMITTEE AND SUB-COMMITTEE REPORTS**

17-1. **NOT IN OUR TOWN**

Committeewoman Jaffer stated that the next Not In Our Town meeting would be on September 17, 2018 at the St. Charles Borromeo Parish from 7:00 p.m. to 9:00 p.m.

17-2. **RECREATION COMMITTEE**

Committeeman Trzaska stated that the Recreation Committee would be meeting on September 11, 2018, to discuss some budget items for 2019.

18. RESOLUTION TO CLOSE MEETING TO THE PUBLIC

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

1. The Township Committee will now convene in a closed session that will be limited only to consideration of items with respect to which the public may be excluded pursuant to Section 7B of the Open Public Meetings Act.
2. The general nature of the subjects to be discussed in this session are as follows:
 - Offer of land donation, Block 3007, Lot 11 (ActLien Property Management, LLC);
 - Potential acquisition of property, Block 17004, Lots 1, 2 & 3 (Donald & Patricia Matthews) with public funds for agricultural, open space, conservation, municipal purposes.
3. It is unknown precisely when the matters discussed in this session will be disclosed to the public. Acquisition of property shall only be authorized by the Township Committee in a public session.

18-1. Committeeman Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeewoman Jaffer and carried unanimously.

19. Meeting reconvened in Open Session and ADJOURNMENT was at 8:18 p.m. on a motion by Committeewoman Jaffer. The motion was seconded by Committeeman Trzaska and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk