

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
August 15, 2019

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 Jaffer, Committeemembers Trzaska, Quraishi and Schuldiner
Deputy Mayor Gural was absent

Also present were:

TOWNSHIP ATTORNEY - Kevin Van Hise, Esq.

TOWNSHIP ADMINISTRATOR - Donato Nieman

CHIEF FINANCIAL OFFICER - Michael Pitts

DEPUTY TOWNSHIP CLERK - Margaret Crawford

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

4. **EAGLE SCOUT PROCLAMATION** - Avhan Misra

WHEREAS, The prestigious rank of Eagle Scout with the Boy Scouts of America has been earned by Avhan Misra; 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.

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

- 4-1. Committeeman Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Quraishi and carried unanimously.

- 4-2. Avhan Misra stated that his Eagle Scout project was establishing a Veterans Memorial Garden at Montgomery High School. It is to honor the lost alumni who graduated from Montgomery High School. He completed the project in August of 2018. It was a two year ordeal which cost upwards of \$3,000.00 in fundraising and materials. He thanked the Governing Body for the proclamation. It meant a lot to him and his family.

5. **PROCLAMATION** - 90th Anniversary of the Neshanic Garden Club

WHEREAS, The Neshanic Garden Club was organized in August, 1929 and became a member of The Garden Club of New Jersey in 1949 and will be celebrating their 90th Anniversary on September 26, 2019; and

WHEREAS, They support gardens in three townships: Branchburg - Station House Garden and Pond Overlook Garden at White Oak Park; Hillsborough - Gazebo Garden at the Municipal Building and Sensory Garden at Anne Van Middleworth Park; and Montgomery - Otto Kauffman Center Gardens; and

WHEREAS, They provide garden therapy at Brookdale and Lyons VA Hospital and support a Youth Program at the Hillsborough Library and the Raritan Valley Habitat for Humanity by helping to landscape project homes; and

WHEREAS, Their Greens Workshop and Spring Luncheon are held to raise funds for the charities they support and an annual scholarship to a Somerset County Vocational and Technical School student of horticulture or carpentry; and

WHEREAS, They will be installing a Blue Star Memorial Mark to honor servicemen and servicewomen in the near future and on September 13-14, 2019 they will be having a Standard Flower Show titled "90 Years of Gardening" as part of their 90th Anniversary Celebration.

NOW, THEREFORE, BE IT RESOLVED That the Montgomery Township Committee hereby commends the Neshanic Garden Club on its 90th Anniversary and does hereby extend sincere congratulations and best wishes to its members.

- 5-1. Committeeman Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Trzaska and carried unanimously.

- 5-2. Jean Stives, Neshanic Garden Club Co-President, thanked the Governing Body for this proclamation.

6. **PUBLIC COMMENT**

Mayor Jaffer opened the public comment portion of the meeting. There being no public comment, Mayor Jaffer closed this portion of the meeting.

7. **REVIEW OF ANNUAL AUDIT REPORT & CORRECTIVE ACTION PLAN**

Chief Financial Officer Michael Pitts reviewed the annual audit report and stated it was another healthy year with no recommendations.

Administrator Nieman commended CFO Pitts and the Finance Department on the third year in a row of a clean audit.

8. **RESOLUTION #19-8-191 - REVIEW OF ANNUAL AUDIT REPORT OF 2018**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, The Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, The Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, The Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

and

WHEREAS, The members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body; and

WHEREAS, Such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, All members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, Failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, That the governing body of the Township of Montgomery, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

BE IT FURTHER RESOLVED That the Montgomery Township Committee has reviewed and approves the Corrective Action Plan as filed.

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

ROLL CALL - Ayes - Schuldiner, Quraishi, Trzaska, Jaffer
Nays - None
Absent - Gural

9. **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 #19-8-192 - REFUND OVERPAID 2019 TAXES**

BE IT RESOLVED That a refund in the amount of \$3,897.82 be given to Quicken Loans, Attn: Olivia Marshall, 635 Woodward Avenue, Detroit, MI 48226 for the overpayment of 2019 taxes on Block 34018, Lot 38.

(CONSENT AGENDA Cont.)

B. RESOLUTION #19-8-193 - APPROVAL OF OUTDOOR ASSEMBLY PERMITS - Johnson & Johnson Medical Devices Companies

BE IT RESOLVED By the Montgomery Township Committee as follows:

1. Johnson & Johnson Medical Devices Companies has requested approval of the Township Committee to conduct Outdoor Assemblies for South Asian Professional Network Association Annual Picnic at Montgomery Veterans Park, Harlingen Road, Belle Mead, NJ 08502 on September 15, 2019 from 10:00 a.m. to 6:00 p.m.
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.
 - (b) These events shall be held subject to the provisions of the Montgomery Township Code, Outdoor Assembly, Chapter 4-2.1.
 - (c) Approval of these events is pending clearance by the Police Department, Health Department, Construction Department and Fire Prevention Department as stated below:
 - (1) The organizers will obtain the required approval from the Police Department regarding parking facilities, traffic plan and safety considerations.
 - (2) The organizers will obtain the required health certificates from the Township Health Department, if applicable.
 - (3) The organizers will obtain the required tent and open flame permits from the Township Fire Prevention Department.

C. RESOLUTION #19-8-194 - TEMPORARY ROAD CLOSING - Block Party - Kilpatrick Lane Cul-de-sac

BE IT RESOLVED By the Montgomery Township Committee that authorization is hereby given for the temporary closing of the Kilpatrick Lane Cul-de-sac to accommodate a neighborhood block party scheduled for September 7, 2019 from approximately 3:00 p.m. - 6:00 p.m. (raindate - Sunday September 8, 2019). The Montgomery Township Police have no objection to the road closing provided that:

The roadway must be made accessible to emergency vehicles.

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

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

D. RESOLUTION #19-8-195 - CONSENTING TO THE PROPOSED UPPER RARITAN WATER QUALITY MANAGEMENT (WQM) PLAN AMENDMENT - NJDEP Program Interest No. 43534, Activity No. WMP170001

WHEREAS, The Township of Montgomery desires to provide for the orderly development of wastewater facilities within the Township's sewer service areas; and

WHEREAS, The New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment conveyance facilities and wastewater treatment service areas, as well as related subjects, conform with an approved WQM plan; and

WHEREAS, The NJDEP has established the WQM plan amendment procedure through the WQMP Rules at N.J.A.C. 7:15-3.5 as the method of incorporating unplanned facilities into a WQM plan; and

WHEREAS, A proposed Water Quality Management (WQM) plan amendment publicly noticed in the New Jersey Register on August 5, 2019 for the Montgomery & Rocky Hill Wastewater Management Plan has been prepared by the County of Somerset in collaboration with the Township of Montgomery and the Borough of Rocky Hill.

NOW, THEREFORE, BE IT RESOLVED On this 15th day of August, 2019, by the Township Committee of the Township of Montgomery that:

1. The Township of Montgomery hereby consents to the Montgomery & Rocky Hill Wastewater Management Plan Amendment, and publically noticed on August 5, 2019, prepared by the County of Somerset, for the purpose of its incorporation into the Upper Raritan Water Quality Management Plan.
2. This consent shall be submitted to the NJDEP pursuant to N.J.A.C. 7:15-3.5(g)6.

(CONSENT AGENDA Cont.)

E. **RESOLUTION #19-8-196 - RELEASE OF DEVELOPER GUARANTY - Block 28001, Lot 5.01, Montgomery Ridge**

WHEREAS, By Agreement entered June 21, 2012, the Township agreed to provide infrastructure assistance in an amount of up to \$306,000 from the Township's Affordable Housing Trust Fund to the Township's sanitary sewer utility in order to assist in the funding of infrastructure costs, specifically, sanitary sewer connection charges, associated with the affordable housing units within an inclusionary projection located on Orchard Road, designated as Lot 5.01 in Block 28001 on the Montgomery Township Tax Map (the "subject property"); and

WHEREAS, Pursuant to the rules of the Council on Affordable Housing ("COAH"), the Township may provide such infrastructure assistance from the Affordable Housing Trust Fund provided that the project is included in the Township's affordable housing Spending Plan approved by COAH or the court; and

WHEREAS, The Township included the project in its Spending Plan filed with COAH on April 5, 2012, and with the subsequent transfer of the COAH approval process to the courts pursuant to In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) ("Mount Laurel IV"), the Township sought court approval of its affordable housing plan and Spending Plan in an action entitled In the Matter of the Application of the Township of Montgomery in Somerset County, Docket No. SOM-L-924-15; and

WHEREAS, K. Hovnanian at Montgomery, LLC is the successor developer of the subject property and, by Indemnity Agreement entered into on February 11, 2014 with the Township, agreed to post a bond or letter of credit in the amount of \$306,000 pending court approval of the Township's Spending Plan; and

WHEREAS, By Judgment entered on July 24, 2019, the Township received approval of its affordable housing plan and Spending Plan; and

WHEREAS, By memorandum dated August 9, 2019, the Engineering Department confirmed that the \$306,000 sewer capacity charge has been transferred from the Affordable Housing Trust Fund to the sewer utility and therefore recommends release of the Developer Guaranty.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that Developer Guaranty #1026114 in the amount of \$306,000.00 be released.

9-1. Committeeman Schuldiner moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Committeeman Quraishi and carried on the following:

ROLL CALL - Ayes - Schuldiner, Quraishi, Trzaska, Jaffer
Nays - None
Absent - Gural

10. **RESOLUTION #19-8-197 - RESOLUTION ACCEPTING HIGHEST BIDS FOR LEASE OF 5 PARCELS OF TOWNSHIP-OWNED FARMLAND**

WHEREAS, Pursuant to Resolution Nos. 19-2-73 and 19-2-74, and in accordance with the Local Lands and Buildings Law, N.J.S.A. 40A:12-14 ("LLBL"), the Township Committee authorized the lease by public auction of 5 parcels of real property identified on the Township's tax map, and described in the Bidding Materials for the Lease of 5 Parcels of Township-Owned Farmland by Open Public Auction, as follows:

Property #1 Block 20001/Lot 4 (Route 206 north of Nassau Tennis Club) - 4.5 tillable acres

Property #2 Block 27001/Lot 6 (Route 518 next to Washington Well Farm) - 28 tillable acres

Property #3 Block 15001/Lots 29 & 34 (Sunset Road and Kildee Road) - 28 tillable acres

Property #4 Block 15001 Lot 26 & Block 15004 Lot 9 (Dutchtown-Harlingen Road) - 28 tillable acres

Property #5 Block 11001 Lot 56 (p/o) (Hollow Road) - 1.13 tillable acres

WHEREAS, Said public auction was duly advertised in accordance with the requirements of the LLBL, and consistent with the Township's Bidding Materials, on August 6, 2019 two (2) prospective bidders submitted materials to be pre-qualified to participate in the public auction, both of which were deemed qualified to bid at the public auction; and

WHEREAS, On August 7, 2019, the two (2) qualified bidders (or authorized representatives, as the case may be) attended for purposes of bidding on one or more of the above properties; and

(Item #10 Cont.)

WHEREAS, A third prospective bidder attended the August 7, 2019 auction but was not authorized to bid because he failed to submit the pre-qualification materials on August 6, 2019 and as required by the Bidding Materials; and

WHEREAS, The highest bids for the properties were submitted as follows:

Property	Per Acre Bid Price	Bidder
Property #1	\$ 8.00	Mark Faille/Simply Grazin' LLC
Property #2	\$13.00	Mark Faille/Simply Grazin' LLC
Property #3	\$17.50	Mark Faille/Simply Grazin' LLC
Property #4	\$18.50	Mark Faille/Simply Grazin' LLC
Property #5	\$ 8.00	Mark Faille/Simply Grazin' LLC

WHEREAS, The LLBL requires, for each of the 5 properties, that the Township Committee award a lease for the property to the highest bidder or reject all bids should the highest bid be rejected;

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

1. In accordance with the Local Lands and Buildings Law, N.J.S.A. 40A:12-14, the Township Committee hereby accepts the highest bids on the 5 properties listed in the "Whereas" clauses above.
2. Based on the highest bid amounts, and in accordance with the Bidding Materials for the Lease of 5 Parcels of Township-Owned Farmland by Open Public Auction, each property shall be leased for an initial term commencing upon the parties' execution of the Lease and terminating on December 31, 2023, subject to extension for an additional five years as set forth in the Bidding Materials, and for the following annual rental amounts:

Property	Annual Rental Amount	Farmer
Property #1	\$ 36.00	Mark Faille/Simply Grazin' LLC
Property #2	\$ 364.00	Mark Faille/Simply Grazin' LLC
Property #3	\$ 490.00	Mark Faille/Simply Grazin' LLC
Property #4	\$ 518.00	Mark Faille/Simply Grazin' LLC
Property #5	\$ 9.04	Mark Faille/Simply Grazin' LLC

3. The rental amount for the first year of each lease agreement shall be prorated so that the farmers shall pay rent only for 40% of the annual amount for 2019.
4. The Mayor and Township Clerk are hereby authorized and directed to enter into Lease Agreements with the foregoing farmers for the above-referenced annual rental amounts, in the form of the lease agreement attached to the Bidding Materials for the Lease of 5 Parcels of Township-Owned Farmland by Open Public Auction, and to undertake any and all acts and execute any and all documents as may be necessary to effectuate the terms hereof.

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

ROLL CALL - Ayes - Schuldiner, Quraishi, Trzaska, Jaffer
 Nays - None
 Absent - Gural

11. **RESOLUTION #19-8-198 - RELEASE OF AFFORDABLE HOUSING FUNDS - Community Options, Inc.**

WHEREAS, Pursuant to the Fair Housing Act (P.L. 1985, c. 222), municipalities in the State of New Jersey are required to provide their fair share of housing that is affordable to very-low, low, and moderate income households in accordance with the provisions of the act; and

WHEREAS, Alternative living arrangements are one mechanism that are included in the Township's Court-approved 2018 Amended Third Round Housing Element and Fair Share Plan; and

WHEREAS, Pursuant to an agreement dated May 16, 2018 between the Township of Montgomery and Community Options, Inc. (COI), the Township has agreed to provide \$50,000 for each affordable housing credit (bedroom) created by COI for an alternative living arrangement (group home) for developmentally disabled; and

WHEREAS, COI has acquired 91 Willow Run Lane, Belle Mead, NJ (Block 7003, Lot 1) and renovations have begun on the four-bedroom group home; and

(Item #11 Cont.)

WHEREAS, On January, 20, 2019, COI filed the necessary deed restriction for 91 Willow Run Lane, Belle Mead (Block 7003, Lot 1) which run with the land for a period of at least thirty (30) years and insures that the affordability controls bind the owners of the property; and

WHEREAS, The Township has included in its Affordable Housing Trust Spending Plan the funding assistance for these homes and the Spending Plan has been approved by the Court.

NOW THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the Township will provide \$200,000 to COI for the reimbursement of the four bedroom group home located at 91 Willow Run Lane.

- 11-1. Committeeman Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Quraishi and carried on the following:

ROLL CALL - Ayes - Schuldiner, Quraishi, Trzaska, Jaffer
Nays - None
Absent - Gural

12. **RESOLUTION #19-8-199 - AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH DONNELLY ENERGY SOLUTIONS FOR FUNDING OF ENERGY EFFICIENCY UPGRADES TO TOWNSHIP BUILDINGS THROUGH DIRECT INSTALL GRANT PROGRAM**

WHEREAS, The Township of Montgomery has been accepted for participation in the Direct Install Program through the New Jersey Board of Public Utilities and New Jersey Clean Energy Program for funding available in connection with energy efficiency upgrades to Township facilities;

WHEREAS, The energy efficiency improvements are to be made to the Otto Kaufman Community Center/Senior Center and Department of Public Works Garage as set forth in an approved Scope of Work for each location, in accordance with the following grant breakdown:

Otto Kaufman Community Center
Total cost of upgrades: \$80,123.38
Direct Install award: \$56,086.37
Township cost: \$24,037.01

Public Works Facility
Total cost of upgrades: \$23,218.88
Direct Install award: \$13,382.04
Township cost: \$9,836.84

WHEREAS, Donnelly Energy Solutions, 557 Route 23 South, Wayne, NJ 07470 ("Donnelly") has been selected by the state funding entity as the contractor to perfect the direct installations and to receive payment directly from them; and

WHEREAS, The Chief Financial Officer has certified that the funds are available for this purpose in account 04-215-55-901-1387C; and

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

1. The Township Administrator is authorized to sign the contractor agreement with Donnelly Energy Solutions.
2. The Township will pay our portion of the cost of the energy efficiency upgrades, \$33,873.85 directly to Donnelly Energy Solutions, and the grant payments are authorized to be paid directly to Donnelly Energy Solutions.
3. The Administrator of his designee, in consultation with the Township Attorney, shall coordinate with the funding entity and Donnelly the need, if any, for additional documentation required by New Jersey law or Township Code, including but not limited to Affirmative Action addenda, bonding, and/or insurance.

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

ROLL CALL - Ayes - Schuldiner, Quraishi, Trzaska, Jaffer
Nays - None
Absent - Gural

13. **ORDINANCE #19-1620 - Temporary Municipal Road Closings - Reintroduction**

- A. Mayor Jaffer read the title of the ordinance as follows:

AN ORDINANCE AMENDING CHAPTER VII "TRAFFIC" OF THE CODE OF THE TOWNSHIP OF MONTGOMERY, IN SOMERSET COUNTY, NEW JERSEY (1984) REGARDING TEMPORARY MUNICIPAL ROAD CLOSINGS

- B. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby reintroduced and that the same be published in an official newspaper as required by law together with a Notice of Pending Ordinance fixing September 5, 2019 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

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

ROLL CALL - Ayes - Schuldiner, Quraishi, Trzaska, Jaffer
Nays - None
Absent - Gural

14. **APPROVAL OF MINUTES**

The Regular Session minutes of August 1, 2019 were approved as printed.

15. **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.

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

ROLL CALL - Ayes - Schuldiner, Quraishi, Trzaska, Jaffer
Nays - None
Absent - Gural

16. **REPORT ON MEETING WITH RARITAN VALLEY COMMUNITY COLLEGE**

Administrator Nieman reported on a meeting that Deputy Mayor Gural, Devra Keenan of the Economic Development Commission, and he attended with the Vice President of Outreach for Raritan Valley Community College. They are desirous of establishing a relationship with the Economic Development Commission and the Montgomery Business Association. They offer courses for entrepreneurship and small business ownership as well as having a desire to perhaps establish classes and possibly, at some point in time, a satellite facility in Montgomery. They are planning to possibly have a table at FunFest and also have a meeting with the Economic Development Commission and the Montgomery Business Association to discuss how they might be able to assist small businesses and entrepreneurs in Montgomery.

17. **CHERRY VALLEY ROAD**

Committeeman Trzaska reported that the reconstruction of Cherry Valley Road should be completed by the end of August or the beginning of September.

18. **POLICE EVENT**

Administrator Nieman stated that the Police Department hosted an event at the Somerset Patriots Baseball Stadium for Montgomery Township children with special needs. Lieutenant Rock explained that several families from the Township attended this event and had a great time. He stated that this is something the Police Department hopes to do annually.

19. **PRESCRIPTION DRUGS**

Administrator Nieman stated that he was asked to attend a meeting with Congresswoman Bonnie Watson-Coleman representing the AARP to discuss the issue of pricing of prescription drugs. The outcome of the meeting was very positive. There was discussion about how the Township supported the Congresswoman's efforts to control prescription drug pricing. He also represented the Township in terms of the concerns about the insurance premiums. What came out of that was a request that some of the attendees produce a video regarding these concerns. He stated that he agreed to do it, with the understanding that he would not use the name Montgomery Township. He would indicate that he worked in local government and the concern is the cost of insuring employees.

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

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

1. The Township Committee will now convene in a closed session that will be limited only to consideration of items with respect to which the public may be excluded pursuant to Section 7B of the Open Public Meetings Act.
2. The general nature of the subject to be discussed in this session is as follows:
 - Potential acquisition of properties for open space, farmland, conservation, municipal purposes - Block 4001, Lots 8 & 8.01 (Quattro {formerly Kiss}) and Block 10001, Lot 8 (Spencer);
 - Confidential advice of counsel with regard to Hunter Farms;
 - Confidential advice of counsel with regard to pending litigation - Greenhouse vs. Township of Montgomery;
 - Contract Negotiations with regard to acquisition of property - Block 28005, Lot 60 (PSE&G Service Corp.).

(Item #20 Cont.)

3. It is unknown precisely when the matter 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. Matters concerning litigation may be announced upon the conclusion of any trial or settlement of the litigation. It is possible that at the conclusion of closed session, the Township Committee will reconvene in open session for the purpose of taking action on some of the matters discussed in closed session.

20-1. Committeeman Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Schuldiner and carried unanimously.

21. Committeeman Trzaska stepped down from the dais.

22. Meeting reconvened in Open Session.

23. **RESOLUTION #19-8-200 - APPROVAL OF OUTDOOR ASSEMBLY PERMITS - Princeton Show Jumping**

BE IT RESOLVED By the Montgomery Township Committee as follows:

1. Princeton Show Jumping has requested approval of the Township Committee to conduct Outdoor Assemblies for Equestrian Events at 246 Burnt Hill Road, Skillman, NJ 08558 on August 22, 2019 through August 25, 2019 from 8:00 a.m. to 4:00 p.m. daily.
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 as they are limited to nine (9) show events per year.
 - (b) These events shall be held subject to the provisions of the Montgomery Township Code, Outdoor Assembly, Chapter 4-2.1.
 - (c) Approval of these events is pending clearance by the Police Department, Health Department, Construction Department and Fire Prevention Department as stated below:
 - (1) The organizers will obtain the required approval from the Police Department regarding parking facilities, traffic plan and safety considerations.
 - (2) The organizers will obtain the required health certificates from the Township Health Department, if applicable.
 - (3) The organizers will obtain the required tent permits from the Township Fire Prevention Department.

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

ROLL CALL - Ayes - Schuldiner, Quraishi, Jaffer
Nays - None
Absent - Trzaska, Gural

ADJOURNMENT was at 7:55 p.m. on a motion by Committeeman Schuldiner. The motion was seconded by Committeeman Quraishi and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk