

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
November 7, 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, Deputy Mayor Gural, and Committeeman Trzaska
Committeemembers Quraishi and Schuldiner were absent

Also present were:

TOWNSHIP ATTORNEY - Kevin Van Hise, Esq.

TOWNSHIP ADMINISTRATOR - Donato Nieman

STAFF ACCOUNTANT - Olu Ochei

TOWNSHIP CLERK - Donna Kukla

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. **RESOLUTION - RECOGNIZING NATIONAL NATIVE AMERICAN HERITAGE MONTH AND CELEBRATING THE HERITAGES AND CULTURES OF NATIVE AMERICANS AND THE CONTRIBUTION OF NATIVE AMERICANS TO THE UNITED STATES**

WHEREAS, From November 1, 2019, through November 30, 2019, the United States celebrates National Native American Heritage Month; and

WHEREAS, Native Americans are descendants of the original, indigenous inhabitants of what is now the United States; and

WHEREAS, The Bureau of the Census estimated in 2010 that there were more than 5,000,000 individuals in the United States of Native American descent; and

WHEREAS, Native Americans maintain vibrant cultures and traditions and hold a deeply rooted sense of community; and

WHEREAS, Native Americans have moving stories of tragedy, triumph, and perseverance that need to be shared with future generations; and

WHEREAS, Native Americans speak and preserve indigenous languages, which have contributed to the English language by being used as names of individuals and locations throughout the United States; and

WHEREAS, Native Americans have made distinct and important contributions to the United States and the rest of the world in many fields, including the fields of agriculture, medicine, music, language, and art, and Native Americans have distinguished themselves as inventors, entrepreneurs, spiritual leaders, and scholars; and

WHEREAS, Native Americans have served with honor and distinction in the Armed Forces, and continue to serve in the Armed Forces in greater numbers per capita than any other group in the United States; and

WHEREAS, The United States has recognized the contribution of the Native American code talkers in World War I and World War II, who used indigenous languages as an unbreakable military code, saving countless lives in the United States; and

WHEREAS, The people of the United States have reason to honor the great achievements and contributions of Native Americans and their ancestors.

NOW, THEREFORE, BE IT RESOLVED That the Montgomery Township Committee recognizes the month of November 2019 as National Native American Heritage Month.

- 4-1. Deputy Mayor Gural moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Trzaska and carried unanimously.

- 4-2. Mayor Jaffer noted that Montgomery Mosaic and One Montgomery are planning to host an educational program on the Native American heritage of this region on December 10 at the Municipal Building from 7:00 p.m. to 9:00 p.m.

5. **PROCLAMATION - NATIONAL ADOPTION MONTH - November**

WHEREAS, We have a responsibility as individuals, neighbors, community members and citizens of Montgomery Township to recognize that all children need love, support, security and a place to call home; and

WHEREAS, For children who are born into families unable to meet their ongoing needs, adoption offers healthy and safe family environments, which help produce confident and successful adults; and

WHEREAS, Families who choose the life-changing path of adoption make a meaningful and lasting difference in the lives of some of the most vulnerable young people in our society; and

WHEREAS, Adoptive parents and families require and deserve community and public agency respect and support; and

(Item #5 Cont.)

WHEREAS, During National Adoption Month, we celebrate all those who have invited a child in need into their hearts and into their homes, and express our profound appreciation for all who help make adoptions possible; and

WHEREAS, Court Appointed Special Advocates (CASA) programs and volunteers in Montgomery Township help to ensure that children in foster care or other out-of-home placements are adopted into safe, loving homes when their own families fail to meet their needs.

NOW, THEREFORE, BE IT RESOLVED that the Montgomery Township Committee does hereby proclaim November, 2019 as National Adoption Month in Montgomery Township and urges all citizens to support organizations such as CASA, and engage in activities that strengthen families and communities to provide the optimal environment for children to learn, grow and thrive so that all children have the benefit of happy, healthy and safe homes.

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

6. **PUBLIC COMMENT**

- 6-1. Candy Willis, Landmarks Commission Chairperson, gave the annual Landmarks Commission report for 2019

She stated that the draft nomination for the Harlingen Historic District has been completed and will be submitted to the Historic Preservation Office by December, 2019 and an answer as to whether it was accepted should be received by the Township in March, 2020.

She explained that she recently met a gentleman who would like his home to become a local historic site. He lives on a 40 acre farm on Dutchtown-Zion Road. The Landmarks Commission will be holding a public hearing on November 20 at 7:30 p.m. on this topic.

She stated that the Landmarks Commission has been working on getting the Dorland Cemetery on the Crawford House property fenced since the year 2000. She explained that when the Landmarks Commission tried to fence the cemetery in 2013, one of the property owners was in the process of selling their home and they didn't want the fence to be erected before the closing date. Now it looks like the fence is okay to go forward. Recently they started looking at all the cemeteries in town and appointed a Cemetery subcommittee to be tasked with going out to each of the cemeteries and taking pictures to determine what condition these cemeteries are in. Administrator Nieman stated that there was a GIS map which identifies the location of all of the cemeteries and whether they are in public or private ownership. He explained that approximately three are in public ownership and the rest are on private property.

Ms. Willis stated that she was hoping for some continuity with Landmarks and the Township Committee Liaison. She asked that whoever takes over as Liaison attends meetings regularly.

She spoke about the Interpretive Historic signage proposed for Skillman Park. The Landmarks Commission has chosen not to appoint anyone to that Committee. They are totally in favor of this signage, but not in favor of having Montgomery taxpayer dollars spent to pay for it as it is not Montgomery's property. She stated that the Landmarks Commission would rather see the Township spend money on maintaining the cemeteries in town.

- 6-2. Dariusz Kobajlo, manager of La Meche Hairstylists, spoke about the work being done at the Village Shopper complex. He explained that his business was in the "old" building on the site and was the only one out of six businesses who still have time left on their lease. He has heard that the owners of the property are now expecting his business to leave also. Committeeman Trzaska stated that it was his understanding that this building was supposed to stay open until the new building is completed and then any businesses in that older building will be moving into the new building. Mr. Kobajlo stated that he was told differently when he met with the owners earlier this week. He also wondered how emergency vehicles and personnel would access the building, as there would be fencing right at the curb. He has spoken to the Township's Fire Marshal and Zoning Officer and was told that they had not heard this. He stated that he was told that both ends of the building were going to be demolished, so he would be in the middle with both ends gone. Administrator Nieman confirmed that emergency services and Police will have access in case of an emergency. He stated that he would meet with the Code Enforcement Department and Zoning Officer to discuss this issue.
- 6-3. Liz Palius, River Road, stated that she was very pleased that that Landmarks Commission is working on the cemeteries in the Township and hopefully there will be a respectful plan for preserving and protecting all of those old cemeteries. She is delighted that this has the support of the Township Committee.

Ms. Palius spoke about the trimming on River Road, which is part of the National Scenic Byway. She spoke with the Director of the Scenic Byway Program for New Jersey Department of Transportation and she wanted the regulations for trimming the roadway in writing. These regulations are quite restrictive and a flail mower is definitely not to be used. She stated that she and Jessie Havens were going to present a reminder to Somerset County. She stated that the Township should not dismiss the use of the County's defoliant along the guardrails throughout the County. She explained that defoliant should never be used in wetlands. She stated that the County has cut into the hedgerow on River Road that they planted when River Road was realigned.

(Item #6-3 Cont.)

Ms. Palius spoke about the April 2017 Stormwater management program discussed by the Scenic Byway representatives. She stated that this is a very serious issue, especially with global warming, weather changes and construction. She explained that all of the water in Montgomery goes into Bedens Brook then into the Millstone River or directly into the Millstone River. There are certain things that can be done to mitigate flooding, and the flooding is only going to get worse because there is far more development now in the headwaters to the south and east of Montgomery. She suggested that the municipalities in the area need to get together and work with the Watershed Association and the New Jersey Department of Environmental Protection to come up with a plan. She suggested looking at the detention basins in town, as she has noticed that at times of heavy rains and flooding these basins are dry. Mayor Jaffer suggested that after the Town Hall meeting on the Master Plan, she feels like there should be a Town Hall meeting on flooding. She stated that the Township definitely needs to work with the County on this issue. Administrator Nieman explained that there are new Stormwater regulations being imposed by the State, and Montgomery is in the process of being trained on those. To a significant degree, the State controls what a municipality can do in terms of development approval. Committeeman Trzaska pointed out that the flooding at the Griggstown Causeway doesn't happen while it is raining, it happens 24 to 36 hours after when all of the water gets through the drainage pipes and dumps into the river. This topic will be discussed more at future meetings.

- 6-4. Brett Borowski, York Drive, stated that he appreciated all the candidates who stepped up and ran for office. He thinks that contested elections are essential. He feels the sort of adversarial nature of it doesn't have to be awful and it can be productive. He has never been a fan of 5-0, the Governing Body being all one party. He expressed his gratitude to Committeeman Trzaska, who has a wealth of knowledge about Montgomery and thanked him for his years of service.
- 6-5. Rikki Massand, Millstone-River Road, expressed his support and agreement to the topics brought forth by Candy Willis and Liz Palius. He also expressed his appreciation for the time that Committeeman Trzaska served and congratulated the incoming Committeemembers. He stated that the new Executive Director of the Delaware Raritan Canal Commission is John Hutchison and he had spoken to him about the flooding issue. He suggested getting in contact with Mr. Hutchison.
- 7. **CONSENT AGENDA** - All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any Township Committeeperson may request that an item be removed for separate consideration.

A. RESOLUTION #19-11-232 - REFUND OVERPAID 2018 TAX SALE CERTIFICATES

BE IT RESOLVED That refunds be given to the following for the overpayment made on Tax Sale Certificates:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Certificate</u>	<u>Amount</u>
5008	99	CC1 NJ II, LLC	#19-0001	25.00
7027	5	CC1 NJ II, LLC	#19-0002	25.00
13001	41	Christiana T C/F CE1/Firstrust	#19-0004	25.00
15009	20	US Bank Cust for Pro Cap 8	#19-0005	25.00
29002	50	US Bank Cust for Pro Cap 8	#19-0006	25.00
30003	24	CC1 NJ II, LLC	#19-0007	25.00
31001	121	CC1 NJ II, LLC	#19-0008	25.00
31004	5	CC1 NJ II, LLC	#19-0009	25.00
34023	20	CC1 NJ II, LLC	#19-0011	25.00
37002	1.109	CC1 NJ II, LLC	#19-0012	25.00
37002	1.114	CC1 NJ II, LLC	#19-0013	25.00
37002	5.37	US Bank Cust Actlien Holding Inc.	#19-0014	25.00
37003	1.121	Tower DB IX Trust 2019-1	#19-0015	25.00
37003	6.56	US Bank Cust Actlien Holding Inc.	#19-0016	25.00
37005	18	US Bank Cust Actlien Holding Inc.	#19-0017	25.00
37006	20.02 CONDO	US Bank Cust Actlien Holding Inc.	#19-0018	25.00

B. RESOLUTION #19-11-233 - REDEMPTION OF TAX SALE CERTIFICATES #19-0008, #19-0009 AND #19-0017

BE IT RESOLVED That a refund in the amount of \$13,609.88 be given to CC1 NJ II, LLC, P.O. Box 123800, Dallas, TX 75312 for the redemption of Tax Sale Certificate #19-0008 on Block 31001, Lot 121.

BE IT FURTHER RESOLVED That a refund in the amount of \$15,784.64 be given to CC1 NJ II, LLC, P.O. Box 123800, Dallas, TX 75312 for the redemption of Tax Sale Certificate #19-0009 on Block 31004, Lot 5.

BE IT FURTHER RESOLVED That a refund in the amount of \$30,456.74 be given to US Bank Cust Actlien Holding Inc, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102 for the redemption of Tax Sale Certificate #19-0017 on Block 37005, Lot 18.

C. RESOLUTION #19-11-234 - REFUND OVERPAID 2018 TAXES

BE IT RESOLVED That a refund in the amount of \$3,303.80 be given to Yunlin Fu & Jianwei Zhao, 20 Boice Lane, Belle Mead, NJ 08502 for the overpayment of 2018 taxes on Block 5008, Lot 71.

(CONSENT AGENDA Cont.)

D. **RESOLUTION #19-11-235 - TO CANCEL MUNICIPAL LIEN #19-0010**

WHEREAS, Tax Sale Certificate #19-0010 was struck off to the Township of Montgomery on October 23, 2019 against Block 34001 Lot 7 for delinquent taxes; and

WHEREAS, It has been determined that the property is protected by Chapter 7 Bankruptcy and the lien was placed in error.

NOW, THEREFORE, BE IT RESOLVED That Tax Sale Certificate #19-0010 be cancelled and because it has yet to be recorded with the County of Somerset, a certificate of cancellation is not necessary.

E. **RESOLUTION #19-11-236 - AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT PURSUANT TO N.J.S.A. 40A:65-1, et seq., WITH THE MUNICIPALITY OF PRINCETON FOR PUBLIC HEALTH NURSING SERVICES**

WHEREAS, The governing bodies of the Township of Montgomery and the Municipality of Princeton desire to execute a shared services agreement pursuant to N.J.S.A. 40A:65-1, et seq., for public health nursing services; and

WHEREAS, A shared services agreement, setting forth the rights and responsibilities of Montgomery Township and Municipality of Princeton, has been prepared and circulated for approval by the governing bodies of Montgomery and Princeton.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery, Somerset County that:

1. The Mayor and Clerk shall be and are hereby authorized to execute a Shared Services Agreement with the Municipality of Princeton for public health nursing services for a 1 year period, beginning January 1, 2020 and ending December 31, 2020.
2. A copy of said agreement shall be kept on file with the Township Clerk and available for public inspection during normal business hours.
3. This agreement is contingent upon both parties executing a resolution authorizing the agreement.

F. **RESOLUTION #19-11-237 - AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT PURSUANT TO N.J.S.A. 40A:65-1, et seq., WITH THE MUNICIPALITY OF PRINCETON FOR HEALTH EDUCATION SERVICES**

WHEREAS, The governing bodies of the Township of Montgomery and the Municipality of Princeton desire to execute a shared services agreement pursuant to N.J.S.A. 40A:65-1, et seq., for health education services; and

WHEREAS, A shared services agreement, setting forth the rights and responsibilities of Montgomery Township and Municipality of Princeton, has been prepared and circulated for approval by the governing bodies of Montgomery and Princeton.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery, Somerset County that:

1. The Mayor and Clerk shall be and are hereby authorized to execute a Shared Services Agreement with the Municipality of Princeton for health education services for a 1 year period, beginning January 1, 2020 and ending December 31, 2020.
2. A copy of said agreement shall be kept on file with the Township Clerk and available for public inspection during normal business hours.
3. This agreement is contingent upon both parties executing a resolution authorizing the agreement.

G. **RESOLUTION #19-11-238 - AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT PURSUANT TO N.J.S.A. 40A:65-1, et seq., WITH THE MUNICIPALITY OF PRINCETON FOR ANIMAL CONTROL SERVICES**

WHEREAS, The governing bodies of the Township of Montgomery and the Municipality of Princeton desire to execute a shared services agreement pursuant to N.J.S.A. 40A:65-1, et seq., for animal control services; and

WHEREAS, A shared services agreement, setting forth the rights and responsibilities of Montgomery Township and the Municipality of Princeton, has been prepared and circulated for approval by the governing bodies of Montgomery and Princeton.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery, Somerset County that:

1. The Mayor and Clerk shall be and are hereby authorized to execute a Shared Services Agreement with the Municipality of Princeton for animal control services for a 1 year period, beginning January 1, 2020 and ending December 31, 2020.
2. A copy of said agreement shall be kept on file with the Township Clerk and available for public inspection during normal business hours.
3. This agreement is contingent upon both parties executing a resolution authorizing the agreement.

(CONSENT AGENDA Cont.)

H. **RESOLUTION #19-11-239 - CHANGE ORDER #2 Additional Items and Time Extension, Stage II Wastewater Treatment Plant Headworks Upgrade Project**

WHEREAS, Resolution #18-3-63, adopted on March 1, 2018, authorized the award of a contract for the Stage II Wastewater Treatment Plant Headworks Upgrade Project to Eagle Construction Services, Inc. in the amount of \$805,514.00; and

WHEREAS, Resolution #19-2-70, adopted on February 21, 2019, authorized Change Order No. 1, increasing the contract amount to \$884,832.00 and extending the time of completion for the project; and

WHEREAS, The Township Engineer has requested the Committee's approval of Change Order No. 2 to add several additional work items and to further extend the time of completion for the project; and

WHEREAS, Change Order #2 would allow for the additional work and for a no cost time extension to December 2, 2019; and

WHEREAS, The work comprising Change Order #2 will result in an increase in the contract amount by \$40,984.00; and;

WHEREAS, The new contract amount is \$925,816.00, an increase of 15% over the original contract amount;

WHEREAS, The Township Engineer has recommended approval of the Change Order; and

WHEREAS, A copy of the proposed Change Order request is available in the Office of the Township Engineer.

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

1. Change Order #2 is hereby approved for this project.
2. This Resolution, when counter-signed by Eagle Construction Services, Inc., shall serve as a contract amendment to the original contract for the purpose of extending the contract completion date from April 2, 2019 to December 2, 2019 with no change in the contract amount.

I. **RESOLUTION #19-11-240 - ENDORSEMENT OF NJDEP TREATMENT WORKS APPROVAL APPLICATION - Village Shoppes at Montgomery, LLC (Block 28005, Lots 60, 65, part of 66, 68 and 69**

BE IT RESOLVED By the Montgomery Township Committee that Donato Nieman, Township Administrator, is hereby authorized to execute a Treatment Works Approval application to the New Jersey Department of Environmental Protection related to Village Shoppes at Montgomery, LLC (Block 28005, Lots 60, 65, part of 66, 68 and 69, subject to review and approval by the Township Engineer and Township Attorney as to form and content.

J. **RESOLUTION #19-11-241 - AUTHORIZING AN AGREEMENT FOR RESERVATION OF REMAINING CAPACITY IN PIKE BROOK SEWAGE TREATMENT PLANT - Stella M. and Raymond Hickok (Block 7008, Lot 4)**

BE IT RESOLVED By the Montgomery Township Committee that the Mayor and Clerk are hereby authorized to execute an agreement with Stella M. and Raymond Hickok for reservation of remaining sewer capacity in the Pike Brook Sewage Treatment Plant for Block 7008, Lot 4 subject to review and approval by the Township Engineer and Township Attorney as to form and content.

7-1. Committeeman Trzaska moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Deputy Mayor Gural and carried on the following:

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

8. **RESOLUTION #19-11-242 - TO AUTHORIZE AUCTION OF USED TOWNSHIP VEHICLES AND EQUIPMENT**

WHEREAS, The Township of Montgomery has determined that certain personal property as described below, is no longer needed for public purposes; and

WHEREAS, N.J.S.A. 40A:11-36 requires that such personal property be sold at public auction to the highest bidder.

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

1. The below listed schedule of Township property is declared surplus and no longer needed for public purposes;
2. The Purchasing Agent is hereby authorized and directed to advertise public sale of said personal property to be sold on GovDeals.com, a State of New Jersey authorized web based auction. Said sale shall commence within ten (10) days of approval by the Township Committee.
3. The Township reserves the right to reject any and all bids if it determines such rejection to be in the public interest.
4. Said sale shall be in the manner of a public auction and in accordance with the procedure to be announced.

(Item #8 Cont.)

VEHICLES AND EQUIPMENT

2003 Ford F-250 Lt Pckup 4x4 GUV8 A4	1FTNX21P53EB32123
1999 Ford F-250 Lt Pckup 4x4 GUV8 A4	1FTPF28W9XNC20719
2001 Ford F-250 Lt Pckup 4x4 GUV8 A4	1FTNX21L01EC66435
2002 Ford F-550 Diesel w/Plow, Rack Body 4x4	1FDAF57F92EA45384
1999 Ford F-350 Mason Dump 4x6 w/Plow	1FDWF37F9XEC77503
2002 Sterling Hook Lift w/Sander	2FZAAWAK62AK11525
2006 Ford F-250 Lt Pckup 4x4 GUV8 A4	1FTSX21P96EB19270
2012 Chevy Tahoe Detective	1GNSK2E03CR178516
2003 Ford F-450 Rack Body w/Dump/Lift Gate/4x6 Plow	1FDXF475X3EC73963
2013 Chevy Caprice Patrol	6G1MK5R26DL829829
2011 Ford Crown Vic Patrol	2FABP7BC1BX107977
2013 Chevy Caprice Patrol	6G1MK5U20DL806540
2011 Ford Crown Vic Patrol	2FABP7BV8BX107958
1 Toro Seeder Slit Seeder and Thatcher - PTO Driven Thatcher too - Red	44830-30284
1998 Toro F Spreader Broadcast Material Spreader	4LL50-80156
1994 Toro 580-D Mower 16 ft. Cut	30580-40117
3 Meyers snow plow frames for 8 ft. plows	
4 spinner assemblies for tailgate spreaders	
7 toolboxes from pick-up trucks	
2 tail gates from F-250	
1 Back rack for a pick up	
1 brake lathe for cutting brake drums with attachments	
1 air condensing recovery machine	
1 back-hoe attachment for John Deere 110 tractor	T0010A104102

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

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

9. **RESOLUTION #19-11-243 - AMENDING RESOLUTION #17-11-244 AWARD OF CONTRACT AND AUTHORIZING THE EXTENSION OF CONTRACT FOR LABORATORY TESTING SERVICES (Chemical and Microbiological) - Aqua Pro-Tech Laboratories**

WHEREAS, Resolution #17-11-244 adopted on November 2, 2017 awarded a laboratory testing services contract for one (1) year with 4 (four) one year extension options to Aqua Pro-Tech Laboratories; and

WHEREAS, Resolution #17-11-244 is amended to reflect a change to the terms of said contract from one year with four (4) one year extensions to one year with one (1) one year extension; and

WHEREAS, The contract will not exceed \$36,335.00 for the extended year effective January 1, 2020 through December 31, 2020; and

WHEREAS, There exists Account Numbers 07-201-55-542-272; 07-201-55-543-272; 07-201-55-546-272; and 07-201-55-547-272.

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

NOW, THEREFORE, BE IT RESOLVED That the Montgomery Township Committee hereby approves the one year extension pursuant to the above-described terms.

- 9-1. Committeeman Trzaska moved the adoption of the foregoing resolution. The motion was seconded by Deputy Mayor Gural and carried on the following:

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

10. **RESOLUTION #19-11-244 - AMENDING RESOLUTION #17-11-245 AWARD OF CONTRACT AND AUTHORIZING THE EXTENSION OF CONTRACT FOR CHRONIC TOXICITY BIOASSAY TESTING SERVICES - American Aquatic Testing, Inc.**

WHEREAS, Resolution #17-11-245 adopted on November 2, 2017 awarded a chronic toxicity bioassay testing services contract for one (1) year with 4 (four) one year extension options to American Aquatic Testing, Inc.; and

WHEREAS, Resolution #17-11-245 is amended to reflect a change to the terms of said contract from one year with four (4) one year extensions to one year with one (1) one year extension; and

WHEREAS, The contract will not exceed \$10,000.00 for the extended year effective January 1, 2020 through December 31, 2020; and

WHEREAS, There exists Account Numbers 07-201-55-542-272; 07-201-55-543-272; 07-201-55-546-272; and 07-201-55-547-272.

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.

(Item #10 Cont.)

NOW, THEREFORE, BE IT RESOLVED That the Montgomery Township Committee hereby approves the one year extension pursuant to the above-described terms.

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

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

11. **RESOLUTION #19-11-245 - AUTHORIZING STATE CONTRACT WITH FOVEONICS IMAGING TECHNOLOGIES FOR DOCUMENT IMAGING SERVICES**

WHEREAS, N.J.S.A. 40A:11-12 permits any contracting unit to enter into a contract without advertising for bids for goods or services entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, The Township of Montgomery is in need of document imaging services; and

WHEREAS, Foveonics Imaging Technologies is an authorized State vendor under agreement #65MCESCCPS and State Contract #16/17-48; and

WHEREAS, Foveonics Imaging Technologies has submitted a proposal, dated October 18, 2019, in the amount not to exceed \$46,818.96 for document imaging services for the Clerk and Construction Code departments; and

WHEREAS, The Chief Financial Officer has certified the capital funds are available for this purpose (04-215-55-901-1611, 04-215-55-901-1576).

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery, County of Somerset, State of New Jersey, that a contract with Foveonics Imaging Technologies is hereby approved, subject to the issuance of the appropriate purchase order to Foveonics Imaging Technologies.

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

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

12. **APPROVAL OF MINUTES**

The Regular Session minutes of October 17, 2019 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 Deputy Mayor Gural and carried on the following:

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

14. **NOVEMBER 14 MEETING**

The consensus of the Governing Body is that the Township Committee meeting that was scheduled for November 14, 2019 be cancelled and the next meeting will be held on December 5, 2019.

15. **CVS**

Committeeman Trzaska reported that the new CVS at the corner of Belle Mead-Griggstown Road and Route 206 is starting to stock the shelves and will probably be opening by the end of 2019.

16. **POLICE DEPARTMENT**

Mayor Jaffer spoke about a concerning Police stop. There were a few people who witnessed this stop and contacted the Mayor and the Police Director about their concerns. Police Director Wain held a meeting and reviewed the video. It was a great interaction to show why things are done a certain way and to allay the public's concerns.

17. **FIRE COMPANY #1**

Mayor Jaffer stated that she attended the 80th Anniversary of Fire Company #1. This was quite an event with the history of how that Fire Company has grown over the years.

18. **REMAX - Grand Opening**

Mayor Jaffer stated that she attended the grand opening of the Remax Real Estate office at the Grove, located at the intersection of Belle Mead-Griggstown Road and Route 206.

19. **PIRHL - Ground Breaking**

Mayor Jaffer stated that she attended the PIRHL ground breaking with Committeeman Schuldiner.

20. **SHABBAT EVENT**

Mayor Jaffer stated that she attended a Shabbat event at Congregation Kehilat Shalom. This was a very moving event and a great opportunity to get together with the community, especially since it is just about a year since the terrible attacks in Pittsburgh.

21. **ISLAMIC SOCIETY OF CENTRAL JERSEY**

Mayor Jaffer stated that she participated in a panel at the Islamic Society of Central Jersey.

22. **DIWALI CELEBRATION**

Mayor Jaffer stated that she attended the Diwali celebration at Drumthwacket. This was an event which highlights the diversity of New Jersey.

23. **HEALTH DEPARTMENT**

Administrator Nieman acknowledged the efforts of the Health Officer in getting a grant for the Nursing Strikeforce. This grant was received in the amount of \$95,000.00.

24. **COMMITTEE AND SUB-COMMITTEE REPORTS**

24-1. **RECREATION COMMITTEE**

Committeeman Trzaska reported that the Recreation would be discussing the inclusive playground that would be located at the new Municipal Complex. There is also going to be a discussion about the Bessie Grover Memorial Park, and the plans to expand and update that location. He spoke about the minor work being done at the Montgomery Veterans Park, such as the concession stand and the bathrooms, and the fencing being put up at the Montgomery Dog Park.

Deputy Mayor Gural stated that she is an advocate for having a handicapped accessible playground in Montgomery.

24-2. **OPEN SPACE COMMITTEE**

Deputy Mayor Gural stated that the Open Space Committee would be meeting on November 9 to talk about workshopping. There has been a lot of discussion about maker spaces and workforce facilities.

24-3. **VETERANS MEMORIAL COMMITTEE**

Deputy Mayor Gural stated that the Veterans Memorial Committee will be hosting a Veteran Day event at Montgomery Veterans Park on November 11 at 4:30 p.m.

24-4. **ECONOMIC DEVELOPMENT COMMISSION**

Mayor Jaffer stated that the Economic Development Commission is considering shifting to an every other year directory to save resources.

ADJOURNMENT was at 8:17 p.m. on a motion by Committeeman Trzaska. The motion was seconded by Deputy Mayor Gural and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk