

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
October 15, 2020
7:00 p.m.

1. Montgomery Township Committee met via Zoom at 7:00 p.m. on the above date. Those present were:

TOWNSHIP COMMITTEE: Mayor Jaffer, Deputy Mayor Schuldiner, Committee members Gural, Keenan and Huang

Also present were:

TOWNSHIP ATTORNEY - Kevin Van Hise, Esq.

TOWNSHIP ADMINISTRATOR - Donato Nieman

CHIEF FINANCIAL OFFICER - Michael Pitts

TOWNSHIP CLERK - Donna Kukla

2. Mayor Jaffer stated the following: "Although this meeting is the regularly scheduled meeting of the Montgomery Township Committee, due to the State of Emergency that exists as a result of the COVID-19 Coronavirus crisis, and in accordance with Executive Order No. 104 issued by Governor Murphy on Monday, March 16 limiting public gatherings, this meeting is being held virtually by webcast, simulcast on Comcast Cable Channel 29 and on the Township's website. Instructions for participating in this meeting are provided on the Township's website at www.twp.montgomery.nj.us."

3. Mayor Jaffer led the Salute to the Flag.

4. **COVID-19 VIRUS UPDATE**

Stephanie Carey stated that the State of New Jersey is at moderate rates of COVID transmission, but rates of transmission are twice what they were a month ago. She expressed concern that colder weather and activities moved indoors and that the rate of transmission would increase. Montgomery had nine new cases, the highest rate of new cases since June. The Health Department has started issuing written warnings to facilities that are not in compliance with rules and safety measures giving the option to further enforce corrective action if not taken immediately. Montgomery Township schools are now in hybrid mode and the Health Department's Contact Tracing Team has protocols in place. She stated over 300 people have been vaccinated and expects it to be twice that. Registration to participate in the Flu Clinic is available on the Township's website.

Committeeperson Keenan asked how a drive-thru Flu Clinic works. Ms. Carey explained that registration begins on the website. Persons 10 years of age and up arrive in a vehicle and the participants are given a verbal screening. Once cleared, they proceed to the next station where their on-line registration is cross checked from what is on file. The participants then proceed to the nurse's station where the place their arm outside the window and the vaccination is administered.

Deputy Mayor Schuldiner asked if the new COVID cases reported are from one source. Ms. Carey responded that it has been associated with a particular sporting event.

5. **MUNICIPAL CENTER UPDATE - Epic Management**

Mike Tartaglia, Project Manager for Epic, explained what has been completed to date. This included fencing, initial site survey, agency approvals, construction permits and initial notification to Somerset County Soils Conservation District. In October expect to see temporary facilities such as security fencing, office trailers, complete site demolition, tree removal and disposal, receipt of concrete drainage structures, footing excavation, concrete footings and site drainage system installation. November will see the installation of underground plumbing and electrical, masonry walls, sub-slab for plumbing and electrical and December should see the completion of some of these processes. On-going activities will be the coordination of inspections, material testing, submittals for elevator pit installation, detention cell security hardware and finalization credits for site grade elevation revisions and re-use of on-site millings.

Committeeperson Catherine Gural asked if the Committee would be notified of any delays. Mr. Tartaglia confirmed the Committee will be made aware.

Deputy Mayor Schuldiner asked if weather delays have been factored into the completion of the project. Mr. Tartaglia responded that weather could affect some portions of the project and will be factored in accordingly.

6. **BEST PRACTICES DISCUSSION**

Assistant Administrator Michael Pitts explained that the State of New Jersey sends out a series of questions every year called the Best Practices Inventory in order to review and evaluate our compliance of our financial, fiscal and operations to their standards and uses the score to evaluate the use of state aid. He stated two of the items we have to come into compliance with is the updating of our Employee Manual, and the sharing of our Union Contracts to PERC. Overall we are in compliance with Best Practices.

Committeeperson Keenan asked if we were in compliance with Shared Services portion of the questionnaire. Mr. Pitts responded that we already share services of Tax Collector, Chief Financial Officer and Purchasing Agent.

(Item #6 Cont.)

Mayor Jaffer asked who would be handling any future Best Practices Inventory. Mr. Pitts responded he is responsible going forward.

7. **GOVPILOT PRESENTATION**

Assistant Administrator Michael Pitts gave a presentation introducing GovPilot, an E-government management solution platform that provides residents with a way to communicate with the Township without stepping into the building. It provides residents with government services, forms, documents, records and reports issues to the appropriate departments.

Committeeperson Gural asked if there was a survey tool associated with the application to monitor positive or negative feedback from the residents or users. She also asked if the Township is able to customize the program for its needs as multiple department may be involved in a resident's questions or complaints.

Michael Pitts answered that he was unsure of a survey tool but will look into it and get back to the Committee with an answer. Mr. Pitts explained the program is customizable to the Township's needs.

Committeeperson Keenan asked if the old links will be replaced with the new configuration and if persons scheduling inspections would be able to customize the time of their inspections. Mr. Pitts responded the old links will direct you to the GovPilot program.

Administrator Nieman stated the resident can request an inspection and receive a confirmation but not schedule specific times.

Committeeperson Huang asked if the application was tested for ease of use and if a resident had difficulty using the application will they still be able to contact a person at the Township for assistance. He asked what the wait time is on a response from the Township when using the application.

Michael Pitts stated the program is user friendly and simple to use. Residents will be able to contact a person at the Township for assistance. He explained that the resident will receive an e-mail automatically alerting them their request has been received. Completion of requests will vary on the subject and residents will be notified by the department of wait times and status.

Deputy Mayor Schuldiner asked what the cost of the program was to the Township, and if a resident uses a credit card are there services fees associated with its use. Michael Pitts responded the cost was \$40,000.00 per year, but would eliminate other various platforms for Code Enforcement and Fire Prevention which would have been an additional cost. He further stated that there is a service fee that is passed onto the resident for the use of credit cards.

8. **RESOLUTION #20-10-194 - ADOPTING REMOTE PUBLIC MEETING PROCEDURES**

WHEREAS, Section 8 of P.L.2020, c.34 provides that whenever a public health emergency, pursuant to the *Emergency Health Powers Act*, P.L.2020, c.11 (N.J.S.A. 26:13-1, *et seq.*), and/or a state of emergency pursuant to P.L.1942, c.251 (C.App.A.9-33 *et seq.*), or a state of local disaster emergency has been declared by the Governor and is in effect, a local public body may conduct a public meeting remotely by electronic means, provided that reasonable public notice and provision for public input is made under the circumstances; and

WHEREAS, P.L. 2020, c.34 also provides that the Director of the Division of Local Government Services in the Department of Community Affairs ("DLGS") shall adopt rules and regulations concerning the conduct of remote public meetings during a public health emergency or state of emergency that are necessary to implement the provisions of the law, which shall include minimum procedures to be followed to provide reasonable public notice and allowance for public input; and

WHEREAS, DLGS promulgated emergency regulations codified as N.J.A.C. 5:39-1.1 through -1.7 that implement P.L 2020, c.34; and

WHEREAS, DLGS issued Local Finance Notice LFN 2020-21 on September 24, 2020 to accompany and explain the new regulations; and

WHEREAS, N.J.A.C. 5:39-1.4(h) requires local public bodies to adopt, by resolution, standard procedures and requirements for public comment made during a remote public meeting and for public comments submitted in writing ahead of a remote public meeting; and

WHEREAS, the Township Committee of the Township of Montgomery ("Township Committee") desires to establish and adopt the procedures and requirements attached hereto as Exhibit A as its standard procedures and requirements for public comment during a declared public health emergency and/or state of emergency.

(Item #8 Cont.)

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery in Somerset County, New Jersey, that the Procedures and Requirements for the Conduct of Remote Public Meetings during a Declared Public Health Emergency and/or State of Emergency, attached hereto as Exhibit A, are hereby adopted as the standard procedures and requirements for public comment during a declared public health emergency and/or state of emergency.

EXHIBIT A

TOWNSHIP OF MONTGOMERY

PROCEDURES AND REQUIREMENTS FOR THE CONDUCT OF REMOTE PUBLIC MEETINGS DURING A DECLARED PUBLIC HEALTH EMERGENCY AND/OR STATE OF EMERGENCY

PUBLIC MEETINGS:

During a declared public health emergency and/or state of emergency, in-person public meetings shall remain the default for public meetings of the Township of Montgomery. Room capacity restrictions and gathering limitations pursuant to State and/or Federal guidelines meant to mitigate the risk of contagious infection shall be followed and enforced.

If the meeting cannot be safely held in-person, or the room capacity and gathering limitations are expected to be insufficient for the public meeting, the meeting shall be conducted remotely, or via a hybrid procedure that incorporates both virtual and limited in-person attendance, subject to all social distancing requirements, by members of the public body, municipal staff and professionals, and members of the public.

The Township will conduct all remote meetings and all hybrid meetings as live Zoom Webinars. The meetings can be viewed live, or by rebroadcast, at www.twp.montgomery.nj.us or on Comcast Channel 29. Members of the public may also view and participate in the meeting by joining the webinar via computer or by teleconference.

NOTICE

Advance notice of the meeting will be provided, specifying the time, date, and location of the meeting. The notice will also state the platform or method by which any remote or hybrid meeting will be held, will provide the teleconference number along with the web address or other means of accessing the remote meeting platform, and will include clear and concise instructions for how public comments can be made and where relevant documents, if any, will be made available for viewing. A copy of the notice will be posted on the Township's website at www.twp.montgomery.nj.us and on the lower level main entry doors of the Municipal Building, viewable from the outside.

A copy of the notice, meeting agenda (to the extent known), and all documents made available to the public in hard copy or print format, will be available before the meeting for viewing and/or download from the Township's website at www.twp.montgomery.nj.us.

PUBLIC PARTICIPATION

Electronic or Written Comments In Advance of the Meeting.

Members of the public may submit comments or questions in advance of the meeting by sending an email to: publiccomment@twp.montgomery.nj.us. Comments may also be submitted in written letter form, delivered to the Montgomery Township Municipal Building, 2261 Route 206, Belle Mead, New Jersey 08502. All advance comments must be received by 4:00 p.m. the day of the scheduled meeting.

Comments submitted in advance of the meeting shall be read aloud and addressed during the public comment portion of the meeting in a manner audible to all meeting participants and the public. A three (3) minute time limit will apply to the reading of each written comment. Each comment shall be read from the beginning, until the time limit is reached. Multiple submissions by a member of the public shall be cumulatively treated as one submission for purposes of the time limit. The Township Committee may pass over duplicate written comments, however, each duplicate comment shall be noted for the record with the content summarized.

Public Comments and Conduct from Remote Participants.

At the beginning of every remote or hybrid meeting, the Mayor or designee shall publicly announce the procedures and requirements for making public comment, along with an explanation of the audio muting function of the Zoom platform in use during the meeting.

All participants are required to keep their microphones muted until recognized or directed otherwise. The Township will engage the Zoom "Mute" function until the public comment portion of the meeting is reached.

Members of the public participating remotely that wish to make a comment are required to utilize the "Raise Your Hand" feature in Zoom, or if participating by teleconference, by dialing *9. Once recognized, the participant will be able to unmute their microphone and will be asked to state his/her name and home address before making their comment. The Mayor or designee will manage the order of the comments.

(Item #9 Cont.)

Comments sent via chat will not be accepted and will not be made part of the record or minutes.

If a member of the public becomes disruptive during the meeting, including during any public comment period, the Mayor shall direct that the individual be muted and warn that continued disruption may result in the individual being prevented from speaking during the meeting or may be removed from the meeting. Disruptive conduct includes sustained inappropriate behaviors such as, but not necessarily limited to, shouting, interruption and use of profanity. If after receiving an initial warning the individual continues to act in a disruptive manner, the individual will be muted and other members of the public will be allowed to provide their comments or questions. If time permits, the disruptive individual will be allowed to speak after all other members of the public have made their comments. Should the person remain disruptive, the individual may be muted, kept on mute for the remainder of the meeting, or removed from the remote public meeting.

- 9-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Keenan and carried on the following:

ROLL CALL: Ayes - Huang, Keenan, Gural, Schuldiner, Jaffer
Nays - None

10. **RESOLUTION DESIGNATING MONTGOMERY TOWNSHIP AS A STIGMA-FREE COMMUNITY**

WHEREAS, The Somerset County Board of Chosen Freeholders, along with the Somerset County Department of Human Services, supports the designation of Stigma-Free Communities in every Municipality; and

WHEREAS, At their September 26, 2017 meeting, the Somerset County Board of Chosen Freeholders unanimously passed a resolution supporting the designation of Somerset County as a Stigma-Free Community; and

WHEREAS, Somerset County recognizes that one in five Americans has experienced mental health and substance use disorders, in a given year according to the National Institute of Mental Health; and

WHEREAS, Mental health problems are more common than cancer and heart disease combined, affecting children and adults, including more than half of our Iraq and Afghanistan Veterans treated at Veteran's Administration hospitals; and

WHEREAS, Given the serious nature of this public health problem, we must continue to reach the millions who need help; and

WHEREAS, The stigma associated with these conditions is identified as the primary reason individuals fail to seek the help they need to recover from the disease; and

WHEREAS, Stigma-Free Communities aim to inspire public interest and open dialogues about stigma, raise awareness of mental health and substance use disorders and create a culture wherein residents feel supported by their community and neighbors and feel free to seek treatment for the disease without fear of stigma; and

WHEREAS, Promoting awareness that there can be no "health" without mental health will break down barriers and encourage residents of all ages to be mindful of their mental health and ask for help when needed; and

WHEREAS, Local resources are available to treat mental health and substance use so no one resident needs to suffer alone or feel hopeless; and

WHEREAS, Establishing Stigma-Free Communities will raise awareness of resources and encourage residents to engage in care as soon as the need is identified so recovery can begin, hope is inspired and tragedies are avoided.

NOW, THEREFORE, BE IT RESOLVED That the Montgomery Township Committee recognizes the community needs and supports the efforts of the County of Somerset in designating Montgomery Township as a Stigma-Free Community.

- 10-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Huang and carried unanimously.

11. **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.

- 11-1. **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 #20-10-195 - TEMPORARY ROAD CLOSING - Salisbury Road, Castleton Road and Windham Court - Neighborhood Halloween Parade**

BE IT RESOLVED By the Montgomery Township Committee that authorization is hereby given for the temporary closing of Salisbury Road, Castleton Road and Windham Court to accommodate a small neighborhood Halloween parade for October 31, 2020 from approximately 3:00 p.m. - 4:00 p.m. Approval is pending Montgomery Township Police approval provided that:

The roadway must be made accessible to emergency vehicles.

(CONSENT AGENDA cont'd)

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

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

B. RESOLUTION #20-10-196 - RESOLUTION AUTHORIZING A FEE FOR MAILING TAX SALE NOTICES

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations promulgated by the Director of the Division of Government Services; and

WHEREAS, The rules and regulations allow a municipality to send two (2) notices of tax sale to all properties included in said sale; and

WHEREAS, The rules and regulations allow said municipality to charge a fee up to \$25.00 per notice for the creation, printing and mailing of said notice; and

WHEREAS, In an effort to more fairly assign greater fiscal responsibility to the delinquent taxpayers, the Township of Montgomery wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

NOW, THEREFORE, BE IT RESOLVED By the governing body of the Township of Montgomery, New Jersey, that a fee of \$25.00 be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2019 electronic tax sale.

C. RESOLUTION #20-10-197 - RESOLUTION ENDORSING TREATMENT WORKS APPROVAL FOR THE STAGE II FLOOD PROTECTION PROJECT (Block 38001, Lot 3.01)

BE IT RESOLVED By the Montgomery Township Committee that Donato Nieman, Township Administrator, is hereby authorized to endorse the Statements of Consent (WQM-003) portion of the Treatment Works Approval (TWA) application related to the Stage II Flood Protection Project (Block 38001, Lot 3.01). The Township Engineer has reviewed the plans and application and recommends the endorsement.

D. RESOLUTION #20-10-198 - RESOLUTION ENDORSING TREATMENT WORKS APPROVAL APPLICATION FOR THE HACKENSACK MERIDIAN HEALTH CARRIER CLINIC, UPGRADES TO THE CARRIER ON-SITE WASTEWATER TREATMENT PLANT

BE IT RESOLVED By the Montgomery Township Committee that Donato Nieman, Township Administrator, is hereby authorized to execute a Treatment Works Approval (TWA) application to the New Jersey Department of Environmental Protection related to Hackensack Meridian Health Carrier Clinic, Upgrades to the Carrier On-Site Wastewater Treatment Plant. The Township Engineer has reviewed the plans and application and recommends the endorsement.

E. RESOLUTION #20-10-199 - TO AUTHORIZE AN 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.

VEHICLES AND EQUIPMENT

2006 International SBA 4x2 Dump Truck w/Plow	1HTMMAAN46H316276
2002 Ford F-550 Diesel w/Plow Sander 4x4	1FDAF57F02EA45385
1998 Ford Ranger Lt Pickup 4x4 GUV6 A4	1FTYR11X3WTA51283
2015 Ford Explorer Patrol	1FM5K8AR0FGA57774
2010 Ford Explorer Detective	1FMEU7DE1AUA26119
1999 Case CX70 Tractor w/cab	C070RS3JJE1005770
1995 Sweepster Tow Behind Kick-Off Broom	9517044

(CONSENT AGENDA Cont.)

F. **RESOLUTION #20-10-200 - RESOLUTION AUTHORIZING MUNICIPAL ALLIANCE CONTRACT EXTENSION FOR FISCAL YEAR 2019-2020**

WHEREAS, The County of Somerset has prepared a contract which would provide \$1,078.61 to Montgomery Township for the provision of Municipal Alliance activities for prevention of alcoholism and drug abuse, and the Township would provide a 75% match of \$808.95 in in-kind services, and a 25% cash match of \$269.65 will be raised by the Municipal Alliance Committee or provided by the municipality, and a copy of the proposed agreement is on file in the office of the Township Clerk,

NOW THEREFORE BE IT RESOLVED, By the Township Committee of the Township of Montgomery, County of Somerset, that it hereby authorizes the Mayor and Clerk to sign the original of this agreement.

G. **RESOLUTION #20-10-201 - APPROVAL OF CONSERVATION EASEMENT FOR HILLSIDE AT MONTGOMERY Block 28003, Lot 162**

BE IT RESOLVED That the Mayor and Clerk are hereby authorized to execute a Conservation Easement with Sharbell Plainsboro, Inc. with regard to Hillside at Montgomery (Block 28003, Lot 162), subject to review and approval of the Township Attorney and the Township Engineer.

12-1. Deputy Mayor Schuldiner moved the adoption of the **CONSENT AGENDA**. The motion was seconded by Committeeperson Keenan and carried on the following:

ROLL CALL: - Ayes - Huang, Keenan, Gural, Schuldiner, Jaffer
Nays - None
Abstain - Schuldiner (Item G)

13. **RESOLUTION #20-10-202 - APPROVAL OF EXPANSION OF PREMISES - Tiger's Tale**

WHEREAS, An application has been filed for a place-to-place transfer (Expansion of Premises) of Plenary Retail Consumption License #1813-33-003-004, for purposes of expanding the premises under license wherein the sale, service, and storage of alcoholic beverages are authorized; and

WHEREAS, The submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term.

NOW, THEREFORE, BE IT RESOLVED That the Montgomery Township Committee does hereby approve, effective October 15, 2020, the expansion of the aforesaid Plenary Retail Consumption licensed premises located at 1290 Route 206, Montgomery Township, New Jersey, to place under the license the area delineated in the application form and the sketch of the licensed premises attached thereto.

13-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Huang and carried on the following:

ROLL CALL: Ayes - Huang, Keenan, Gural, Schuldiner, Jaffer
Nays - None

14. **RESOLUTION #20-10-203 - AUTHORIZING THE EXECUTION OF A NJ CORONAVIRUS RELIEF FUND APPLICATION AND AGREEMENT**

WHEREAS, The State of New Jersey has enacted the Coronavirus Aid Relief and Economic Security Act Coronavirus Relief Fund ("CRF Funds"), for among other reasons, providing relief for economic damage caused to states, counties and municipalities by the COVID-19 health crisis; and

WHEREAS, The Division of Local Government Services ("DLGS") has been deemed the lead agency for the distribution of the Local Government Emergency Fund ("Emergency Funds"); and

WHEREAS, The Emergency Funds are to be used to reimburse the counties and municipalities, including the Township of Montgomery, due to economic damage caused by COVID-19 health crisis; and

WHEREAS, The Township of Montgomery wishes to enter into agreement with the DLGS and reserve \$233,498 from the Emergency Funds for COVID-19 related current and future costs, to the extent available and applicable.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery, in the County of Somerset, New Jersey, hereby authorize the Township Administrator to apply and execute an Agreement with the DLGS to reserve \$233,498 from the Emergency Funds.

14-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Huang and carried on the following:

ROLL CALL: Ayes - Huang, Keenan, Gural, Schuldiner, Jaffer
Nays - None

15. **RESOLUTION #20-10-204 - AUTHORIZING PURCHASE OF A LOADER 204L WITH FORKS AND BUCKET THROUGH THE ESCNJ EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY**

WHEREAS, Exemptions from competitive bidding are allowed for items/services purchased through a New Jersey State CO-OP per N.J.S.A. 40A:11-11; and

WHEREAS, The Township of Montgomery has determined the following cooperative pricing system identifier ESCNJ #65MCESCCPS - Bid #ESCNJ 18/19-25 has provided the Township with the most competitive price for this item; and

WHEREAS, The Chief Financial Officer has certified that there are sufficient funds available for this purchase in Account Numbers 08-215-55-901-1522A and 08-215-55-901-1638B.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that the purchase of a Loader 204L with Forks and Bucket at a not to exceed amount of \$83,313.00 be authorized through the utilization of the ESCNJ Educational Services Commission of New Jersey to:

Jesco John Deere
118 St. Nicholas Avenue
South Plainfield, NJ 07080

15-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Keenan and carried on the following:

ROLL CALL: Ayes - Huang, Keenan, Gural, Schuldiner, Jaffer
Nays - None

16. **RESOLUTION #20-10-205 - AUTHORIZING PURCHASE OF A SNOWPLOW BL9 THROUGH THE ESCNJ EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY**

WHEREAS, Exemptions from competitive bidding are allowed for items/services purchased through a New Jersey State CO-OP per N.J.S.A. 40A:11-11; and

WHEREAS, The Township of Montgomery has determined the following cooperative pricing system identifier ESCNJ #65MCESCCPS - Bid #ESCNJ 18/19-25 has provided the Township with the most competitive price for this item; and

WHEREAS, The Chief Financial Officer has certified that there are sufficient funds available for this purchase in Account Number 08-215-55-901-1638B.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that the purchase of a Snowplow BL9 at a not to exceed amount of \$4,202.00 be authorized through the utilization of the ESCNJ Educational Services Commission of New Jersey to:

Jesco John Deere
118 St. Nicholas Avenue
South Plainfield, NJ 07080

16-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Keenan and carried on the following:

ROLL CALL: Ayes - Huang, Keenan, Gural, Schuldiner, Jaffer
Nays - None

17. **RESOLUTION #20-10-206 - AUTHORIZING PURCHASE OF A SNOWBLOWER SB60B THROUGH THE ESCNJ EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY**

WHEREAS, Exemptions from competitive bidding are allowed for items/services purchased through a New Jersey State CO-OP per N.J.S.A. 40A:11-11; and

WHEREAS, The Township of Montgomery has determined the following cooperative pricing system identifier ESCNJ #65MCESCCPS - Bid #ESCNJ 18/19-25 has provided the Township with the most competitive price for this item; and

WHEREAS, The Chief Financial Officer has certified that there are sufficient funds available for this purchase in Account Number 08-215-55-901-1638B.

NOW, THEREFORE, BE IT RESOLVED By the Township Committee of the Township of Montgomery that the purchase of a Snowblower SB60B at a not to exceed amount of \$6,633.00 be authorized through the utilization of the ESCNJ Educational Services Commission of New Jersey to:

Jesco John Deere
118 St. Nicholas Avenue
South Plainfield, NJ 07080

17-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Keenan and carried on the following:

ROLL CALL: Ayes - Huang, Keenan, Gural, Schuldiner, Jaffer
Nays - None

18. **RESOLUTION #20-10-207 - AUTHORIZING CONTRACT FOR ROOF REPAIRS AT THE DEPARTMENT OF PUBLIC WORKS THROUGH THE ESCNJ EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY**

WHEREAS, Exemptions from competitive bidding are allowed for items/services purchased through a New Jersey State CO-OP per N.J.S.A. 40A:11-11; and

WHEREAS, The Township of Montgomery has determined the following cooperative pricing system identifier ESCNJ/AEPA 1FB #017-F has provided the Township with the most competitive price for this item; and

WHEREAS, The Chief Financial Officer has certified that there are sufficient funds available for this purchase in Account Number 04-215-55-901-1521G and 04-215-55-901-1611I.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery that the roof repairs at the Department of Public Works at a not to exceed amount of \$50,742.30 be authorized through the utilization of the ESCNJ Educational Services Commission of New Jersey to:

Weatherproofing Technologies, Inc.
3735 Green Road
Beachwood, PH 44122

18-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Huang and carried on the following:

ROLL CALL: Ayes - Huang, Keenan, Gural, Schuldiner, Jaffer
Nays - None

19. **RESOLUTION #20-10-208 - AUTHORIZING PURCHASE OF A HENDERSON BRINE MAKING SYSTEM THROUGH SOURCEWELL, A NATIONAL COOPERATIVE**

WHEREAS, The Township of Montgomery intends to participate in the Sourcewell contract to purchase one (1) Henderson Brine Making System; and

WHEREAS, Said equipment is available through Sourcewell contract #052919-HPI awarded with a maturity date of July, 17, 2023; and

WHEREAS, Information regarding the contract may be found at the Office of the Township Clerk, Township of Montgomery, during regular business hours, as well as on the Sourcewell website at:

<https://www.sourcewell-mn.gov/cooperative-purchasing/080818-sws>

WHEREAS, The Chief Financial Officer has certified that there are sufficient funds available for this purchase in account number 04-215-55-901-1639F.

NOW, THEREFORE, BE IT RESOLVED That it is the intent of the Township Committee of the Township of Montgomery to award a contract to:

Henderson
1085 S. Third Street
Manchester, IA 52057

for the purchase of one (1) Henderson Brine Making System at a not to exceed amount of \$98,539.00.

BE IT FURTHER RESOLVED That this contract shall take affect should no written comments be received on or before 10 days after the Publication of a "Notice of Intent to Award".

19-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Huang and carried on the following:

ROLL CALL: Ayes - Huang, Keenan, Gural, Schuldiner, Jaffer
Nays - None

20. **MAYORAL APPOINTMENT - Budget and Finance Ad Hoc Committee**

BE IT RESOLVED That Ali Batliwala be hereby appointed to the Budget and Finance Ad Hoc Committee.

21. **APPROVAL OF MINUTES**

The Regular Session minutes of October 1, 2020 were approved as printed.

22. **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.

(Item #22 Cont.)

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.

22-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Keenan and carried on the following:

ROLL CALL: Ayes - Huang, Keenan, Gural, Schuldiner, Jaffer
Nays - None

23. **OLD/NEW BUSINESS**

23-1. PSE&G Presentation

Mayor Jaffer asked if there were any next steps regarding the PSE&G presentation. Administrator Nieman responded that he will get back to the Committee with an update.

Committeeperson Keenan asked for clarification of what is owned by PSE&G and the homeowner. Mr. Nieman will contact them with clarification.

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

24-1. VETERAN'S MEMORIAL

Committeeperson Huang met with the Veteran's Memorial Committee regarding preparation of their virtual ceremony which will be held Wednesday, October 11, 2020. There was a discussion regarding preparation of a standardized procedure for recognizing veterans that have been killed in action and induction of two names to the memorial.

24-2. MUNICIPAL BUILDING/SKILLMAN PARK

Committeeperson Huang met with the Open Space Committee and the Recreation Department regarding pathway options connecting to the new Municipal Building and the Skillman Park Pathway Project maintenance and planting updates.

24-3. GREEN STORM WATER ORDINANCE/CENSUS

Deputy Mayor Schuldiner met with the Master Plan Committee to discuss the Green Storm Water Ordinance. He reminded everyone to complete the Census by October 15, 2020, and wanted to recognize GIS Specialist, Stephen Rock on his work regarding the 2020 Census.

24-4. POLICE DEPARTMENT PROMOTION PROCESS

Mayor Jaffer stated she attended the Police Departments promotional process for Sergeant.

24-5. MOVIE NIGHT

Mayor Jaffer attended the Recreation Departments Movie featuring Hocus Pocus.

24-6. YOUTH LEADERSHIP COUNCIL

Mayor Jaffer attended the Youth Leadership Council Meeting.

24-7. ONE MONTGOMERY

Mayor Jaffer attended a One Montgomery Meeting and discussed an upcoming Zoom event.

24-8. HOMETOWN HEROES LUNCHEON

Mayor Jaffer attended an appreciation luncheon spearheaded by Stonebridge of Montgomery to honor our hometown heroes.

24-9. DAY OF THE GIRL

Mayor Jaffer attended an event called Day of the Girl sponsored by the Tisham Leadership Academy International and another event for International Day of the Girl at Code Ninja's a business owned by a Montgomery resident.

24-10. NEW MUNICIPAL BUILDING

Mayor Jaffer attended the groundbreaking of Montgomery Township's new municipal building. Guests in attendance were former mayor's, county freeholders, and county administrator.

25. **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.

(Item #25 Cont.)

2. The general nature of the subject to be discussed in this session is as follows:
 - Confidential advice of counsel regarding potential contract negotiations with respect to Bloomberg.
3. It is unknown precisely when the matter discussed in this session will be disclosed to the public. Agreements shall be authorized by the Township Committee in a public session.

25-1. Deputy Mayor Schuldiner moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Huang and carried unanimously.

26. Meeting reconvened in Open Session and ADJOURNMENT was at 10:00 p.m. on a motion by Deputy Mayor Schuldiner. The motion was seconded by Committeeperson Keenan and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk