

MARLBORO TOWNSHIP COUNCIL MEETING

September 9, 2021

The Marlboro Township Council held its regularly scheduled meeting on September 9, 2021 at 7:00 P.M. at the Marlboro Municipal Complex located at 1979 Township Drive, Marlboro, New Jersey.

Council President Cantor opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of this regularly scheduled meeting of the Township Council of the Township of Marlboro was sent to the Asbury Park Press, the Star Ledger, News Transcript and Board of Education Office on September 3, 2021; published in the Asbury Park Press on January 16, 2021; posted on the Bulletin Board of the Municipal Building; filed in the office of the Municipal Clerk and placed on the Township website and Channel 77.

A moment of silence was observed for those who lost their lives during the tragic events of September 11, 2001.

The Municipal Clerk called the Roll.

PRESENT: Councilwoman Marder, Councilwoman Mazzola, Council Vice President Metzger, Councilman Scalea and Council President Cantor.

Also present: Mayor Jonathan L. Hornik, David L. Minchello, Esq., Business Administrator Jonathan Capp, Municipal Clerk and Deputy Municipal Clerk Jennifer M. Johnson.

PRESENTATION: Honoring Hometown Hero Suzi Leifer, Marlboro Township's Director of Recreation.

Council Vice President Metzger moved that the Council meeting minutes of August 19, 2021 be approved. This was seconded by Councilwoman Marder, and passed on a roll call vote of 4 - 0 in favor. Councilman Scalea abstained.

The following Resolution #2021-280/Ordinance #2021-018 (Bond Ordinance Providing for Streambank Stabilization Projects in and by the Township of Marlboro, in the County of Monmouth, New Jersey. Appropriating \$955,000 Therefor and Authorizing the Issuance of \$907,250 Bonds or Notes of the Township to Finance Part of the Cost Thereof) was introduced by reference, offered by Council Vice President Metzger and seconded by Councilwoman Mazzola. The Public Hearing on Ordinance #2021-018 was held at the previous Council meeting on August 19, 2021. The resolution/ordinance was passed on

a roll call vote of 4 - 0 in favor. Council President Cantor abstained.

RESOLUTION #2021-280

BE IT RESOLVED, by the Township Council of the Township of Marlboro that an Ordinance entitled:

ORDINANCE #2021-018

BOND ORDINANCE PROVIDING FOR STREAMBANK STABILIZATION PROJECTS IN AND BY THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$955,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$907,250 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

which was introduced on July 15, 2021, public hearing held on 19th August, 2021, and be adopted on second and final reading this 9th day of September, 2021.

BE IT FURTHER RESOLVED, that notice of the adoption of this ordinance shall be advertised according to law.

ORDINANCE #2021-018

BOND ORDINANCE PROVIDING FOR STREAMBANK STABILIZATION PROJECTS IN AND BY THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$955,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$907,250 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Marlboro, in the County of Monmouth, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$955,000, including the sum of \$47,750 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$907,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is Streambank Stabilization Projects, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as

applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$907,250, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$255,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the

obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The following Resolution #2021-281/Ordinance #2021-019 (Appropriating State of New Jersey Department of Law and Public Safety Office of the Attorney General SFY21 Body-Worn Camera Grant) was introduced by reference, offered by Council Vice President Metzger and seconded by Councilwoman Mazzola. Council President Cantor opened the Public Hearing on Ordinance #2021-019. As there was no one who wished to speak, the public hearing was closed and the resolution/ordinance was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2021-281

BE IT RESOLVED, by the Township Council of the Township of Marlboro that an Ordinance entitled:

ORDINANCE #2021-019

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN
THE COUNTY OF MONMOUTH, NEW JERSEY,
APPROPRIATING A \$205,838 GRANT TO BE RECEIVED
BY THE TOWNSHIP FOR BODY-WORN CAMERAS AND
RELATED EXPENSES

which was introduced on August 19, 2021, public hearing held on 9th September, 2021, and be adopted on second and final reading this 9th day of September, 2021.

BE IT FURTHER RESOLVED, that notice of the adoption of this ordinance shall be advertised according to law.

ORDINANCE #2021-019

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN
THE COUNTY OF MONMOUTH, NEW JERSEY,
APPROPRIATING A \$205,838 GRANT TO BE RECEIVED
BY THE TOWNSHIP FOR BODY-WORN CAMERAS AND
RELATED EXPENSES

BE IT ORDAINED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than a majority of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The \$205,838 grant expected to be received by the Township from the State of New Jersey, Department of Law & Public Safety, Office of the Attorney General Body-Worn Grant Program is hereby appropriated for the purpose of providing funds for the purchase of body-worn cameras and related expenses.

Section 2. The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Municipal Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect in accordance with law.

The following Resolution #2021-282/Ordinance #2021-020 (Refunding All or a Portion of General Obligation Bonds, Series 2015) was introduced by reference, offered by Council Vice President Metzger and seconded by Councilwoman Mazzola. Council President Cantor opened the Public Hearing on Ordinance #2021-020. As there was no one who wished to speak, the public hearing was closed and the resolution/ordinance was passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2021-282

BE IT RESOLVED, by the Township Council of the Township of Marlboro that an Ordinance entitled:

ORDINANCE #2021-020

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE OUTSTANDING GENERAL OBLIGATION BONDS, SERIES 2015, OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$13,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$13,500,000 REFUNDING BONDS OF THE TOWNSHIP FOR FINANCING THE COST THEREOF

which was introduced on August 19, 2021, public hearing held on 9th September, 2021, and be adopted on second and final reading this 9th day of September, 2021.

BE IT FURTHER RESOLVED, that notice of the adoption of this ordinance shall be advertised according to law.

ORDINANCE #2021-020

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE OUTSTANDING GENERAL OBLIGATION BONDS, SERIES 2015, OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$13,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$13,500,000 REFUNDING BONDS OF THE TOWNSHIP FOR FINANCING THE COST THEREOF

BE IT ORDAINED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The Township of Marlboro, in the County of Monmouth, New Jersey (the "Township") is hereby authorized to refund all or a portion of the outstanding General Obligation Bonds, Series 2015, of the Township, dated December 17, 2015, issued in the original principal amount of \$21,957,000 (the "2015 Bonds"), consisting of General Improvement Bonds (the "General Improvement Bonds"), Water Utility Bonds (the "Water Utility Bonds") and Recreation and Swim Utility Bonds (the "Recreation Utility Bonds" and, together with the Water Utility Bonds, the "Utility Bonds"). The 2015 Bonds maturing on October 15 in each of the years 2024 through 2030, inclusive (the "Refunded Bonds"), may be redeemed at the option of the Township in whole or in part on any date on or after October 15, 2023 (the "Redemption Date") at a redemption price equal to 100% of such Refunded Bonds, plus unpaid accrued interest, if any, to the Redemption Date.

Section 2. In order to finance the cost of the purpose described in Section 1 hereof, negotiable refunding bonds (the "Refunding Bonds") are hereby authorized to be issued in the aggregate principal amount not to exceed \$13,500,000 pursuant to the Local Bond Law of the State of New Jersey.

Section 3. An aggregate amount not exceeding \$190,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 4. The supplemental debt statement required by the Local Bond Law has been duly prepared and filed in the office of the Municipal Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the \$13,500,000 amount of the Refunding Bonds authorized by this refunding bond ordinance and that \$12,732,000, consisting of (i) the \$10,545,000 principal amount of the General Improvement Bonds to be refunded plus (ii) the \$2,187,000 principal amount of the Refunding Bonds allocated to refund the Utility Bonds to be refunded, will be deductible from gross debt. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

Section 5. The purpose of the refunding is to effect an interest cost savings for the Township.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption.

Section 7. The Mayor, the Chief Financial Officer, the Municipal Clerk and other appropriate representatives of the Township are hereby authorized to prepare such documents, to publish such notices and to take such other actions as are necessary or desirable to enable the Township to prepare for the sale and the issuance of the Refunding Bonds authorized herein and to provide for the redemption of the Refunded Bonds referred to in Section 1 hereof.

Section 8. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted, which consent will be so endorsed in accordance with N.J.A.C. 5:30-2.5.

As the Consent Agenda, the following resolutions were introduced by reference, offered by Council Vice President Metzger, seconded by Councilwoman Marder and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION #2021-283

A RESOLUTION AUTHORIZING YEAR 3 OF CONTRACT TO MGL PRINTING SOLUTIONS, CENTURION PRINTING, RIDGEWOOD PRESS, CRAFTMASTER PRINTING, INC., AND URNER BARRY PUBLICATIONS, INC. FOR PRINTING-DIRECT MAILING SERVICES FOR THE TOWNSHIP OF MARLBORO

WHEREAS, the Township of Marlboro authorized the acceptance of bids for PRINTING-DIRECT MAILING SERVICES and on February 6, 2020, (Resolution #2020-063) authorized the award of contracts to the lowest bidders as follows:

	MGL Printing Solutions	Craftmaster Printing	Ridgewood Press	Urner Barry	Centurion Printing
SECTION A: ENVELOPES (excluding Items A8,A13 & A19)	NO BID	\$5,653.00	\$4,754.00	NO BID	<u>\$4,460.25</u>
SECTION A: ENVELOPES – A8,A13 & A19	NO BID	\$3,248.00	<u>\$2,370.00</u>	NO BID	\$2,109.00
SECTION B: BUSINESS CARDS (excluding item 11)	NO BID	\$3,050.00	NO BID	NO BID	<u>\$2,284.75</u>
SECTION B: BUSINESS CARDS - B11	NO BID	<u>\$360.00</u>	NO BID	NO BID	\$261.00
SECTION C: LETTERHEAD	NO BID	\$520.00	NO BID	NO BID	<u>\$301.00</u>

SECTION D: FORMS - D1,D2, D3, D4, D5, D30 & D31	<u>\$7,374.00</u>	\$60.00	\$4,161.00	\$2,820.00	\$5,230.00
SEC. D: FORMS - D8, D9,D19 & D20	NO BID	<u>\$2,200.00</u>	\$1,164.00	NO BID	\$1,820.00
SEC. D: FORMS - D6,D7, D22, D23, D25, D26, D27, D28, D35	\$66.00	\$2,816.50	<u>\$2,487.00</u>	NO BID	\$1,697.50
SEC. D: FORMS - D10, D11, D12, D13, D14, D15, D16, D17, D18, D21, D29, D32, D33 & D34	\$1,170.00	\$11,027.00	\$9,421.00	NO BID	<u>\$15,602.00</u>
SEC. D: FORMS - D36, D37, D38	NO BID	NO BID	NO BID	NO BID	NO BID
SEC. E: BOOKLETS/BROCHURES - E1, E2, E3, E4, E5, E6	NO BID	<u>\$5,253.00</u>	\$458.00	\$3,977.00	\$684.00
SEC. E: BOOKLETS/BROCHURES - E8 & E10	NO BID	\$446.00	<u>\$302.50</u>	\$237.50	\$1,155.00
SEC. E: BOOKLETS/BROCHURES - E7, E9, E11 & E13	NO BID	\$1,523.00	\$240.00	\$1,210.00	<u>\$6,180.00</u>
SEC. F: POSTERS/SIGNS - F1	NO BID	<u>\$180.00</u>	NO BID	NO BID	NO BID
SEC. F: POSTERS/SIGNS - F2, F3	NO BID	NO BID	<u>\$1,370.00</u>	NO BID	NO BID
SEC. G: STICKERS - G10	NO BID	\$815.00	<u>\$256.00</u>	NO BID	\$1,600.00
SEC. G: STICKERS - G1, G2, G3, G4, G5, G6, G7, G8, G9 & G11	NO BID	\$2,434.00	\$1,961.00	NO BID	<u>\$2,416.00</u>
SEC. H: COPIES - H1, H2, H3	NO BID	<u>\$560.00</u>	NO BID	NO BID	NO BID
SEC. H: COPIES - H4, H5	NO BID	NO BID	NO BID	NO BID	<u>\$2,020.00</u>
SEC. I: MISCELLANEOUS - I11, I12	<u>\$1,533.00</u>	NO BID	NO BID	NO BID	NO BID
SEC. I: MISCELLANEOUS - I6, I7, I8, I9, I10, I16, I17, I18	NO BID	<u>\$3,123.25</u>	\$364.00	NO BID	\$1,850.00
SEC. I: MISCELLANEOUS - I2, I3, I4, I21 & I22	\$1,845.00	\$3,708.00	<u>\$2,385.00</u>	\$3,060.00	\$3,685.00

SEC. I: MISCELLANEOUS - I1, I15, I20	NO BID	NO BID	\$75.00	NO BID	<u>\$1,668.00</u>
SEC. I: MISCELLANEOUS - I5, I13, I14, I19, I23	NO BID	NO BID	NO BID	NO BID	NO BID
SEC. J: PRINT/MAILING - J1, J2, J3, J4, J5, J6, J7, J8, J9 & J10	NO BID	\$50.00	NO BID	<u>\$34,020.00</u>	NO BID
TOTALS	\$8,907.00	\$11,676.25	\$9,170.50	\$34,020.00	\$34,932.00

; and

WHEREAS, the bid specifications included the option to renew said contracts for one two-year or two one-year extensions on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, on December 17, 2020 (Resolution #2020-304) the Township Council of the Township of Marlboro approved the first one-year extension of the contracts; and

WHEREAS, the Department of Administration has recommended that the Township approve a second and final one (1) year extension of the contracts; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to Centurion Printing, 352 Market Street, Kenilworth, NJ 07033 in an amount not to exceed \$34,932.00, Craftmaster Printing, Inc., 2024 Corlies Avenue, Neptune City, NJ 07753 in an amount not to exceed \$11,676.25, MGL Printing Solutions, 154 South Street, New Providence, NJ 07974 in an amount not to exceed \$8,907.00, Ridgewood Press, 609 Franklin Township, Ridgewood, NJ 07450 in an amount not to exceed \$9,170.50, and Urner Barry Publications, Inc., 1001 Corporate Circle, Toms River NJ 08755 in an amount not to exceed \$34,020.00 for PRINTING-DIRECT MAILING SERVICES for the period January 1, 2022 through December 31, 2022 with an option to renew said contracts for one two-year or two one-year extensions on the same terms and conditions as specified in the bid.

BE IT FURTHER RESOLVED, that funds will be certified by the Chief Financial Officer upon adoption of the 2022 budget.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Centurion Printing
- b. Craftmaster Printing, Inc.
- c. MGL Printing Solutions
- d. Ridgewood Press
- e. Urner Barry Publications, Inc.
- f. Business Administrator
- g. Chief Financial Officer

RESOLUTION #2021-284

RESOLUTION AUTHORIZING THE EXECUTION OF A HOME
IMPROVEMENT PROGRAM AGREEMENT UNDER THE TOWNSHIP'S
AFFORDABLE HOUSING REHABILITATION PROGRAM

WHEREAS, the Township re-petitioned the Council on Affordable Housing (COAH) for substantive certification of its Housing Element and Fair Share Plan in July of 2010; and

WHEREAS, the Township of Marlboro's Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and COAH's Third Round Substantive Rules (N.J.A.C. 5:97-1, et. seq.); and

WHEREAS, a municipality's fair share obligation pursuant to N.J.A.C. 5:97-2.2(a) is comprised, in part, of an owner-occupied rehabilitation obligation as well a rental rehabilitation obligation which pertains to housing units that are both deficient and occupied by low and/or moderate income households; and

WHEREAS, the Township of Marlboro's Administrative Agent has received an application for housing rehabilitation assistance from Michael and Helene Paul who resides at 1 Wylie Terrace, Morganville, NJ 07751 ("Applicant"); and

WHEREAS, the Administrative Agent has certified that the applicant has met the eligibility requirements of the Township's Affordable Housing Rehabilitation Program; and

WHEREAS, the Township wishes to address the needs of qualified households through its Affordable Housing Rehabilitation Program and supports this application.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes the execution of a Home Improvement Program Agreement with Michael and Helene Paul by the Mayor and Municipal Clerk in a form approved by the Township Attorney; and

2. A certified copy of this Resolution shall be provided to each of the following:

- a. Business Administrator
- b. Administrative Agent
- c. Municipal Housing Liaison
- d. Township Attorney

RESOLUTION #2021-285

RESOLUTION AUTHORIZING THE EXECUTION OF A HOME
IMPROVEMENT PROGRAM AGREEMENT UNDER THE TOWNSHIP'S
AFFORDABLE HOUSING REHABILITATION PROGRAM

WHEREAS, the Township re-petitioned the Council on Affordable Housing (COAH) for substantive certification of its Housing Element and Fair Share Plan in July of 2010; and

WHEREAS, the Township of Marlboro's Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and COAH's Third Round Substantive Rules (N.J.A.C. 5:97-1, et. seq.); and

WHEREAS, a municipality's fair share obligation pursuant to N.J.A.C. 5:97-2.2(a) is comprised, in part, of an owner-occupied rehabilitation obligation as well a rental rehabilitation obligation which pertains to housing units that are both deficient and occupied by low and/or moderate income households; and

WHEREAS, the Township of Marlboro's Administrative Agent has received an application for housing rehabilitation assistance from John and Heather Tuohy who resides at 308 Wembley Place, Morganville, NJ 07751 ("Applicant"); and

WHEREAS, the Administrative Agent has certified that the applicant has met the eligibility requirements of the Township's Affordable Housing Rehabilitation Program; and

WHEREAS, the Township wishes to address the needs of qualified households through its Affordable Housing Rehabilitation Program and supports this application.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

- 1. The Township Council of the Township of Marlboro hereby authorizes the execution of a Home Improvement Program Agreement

with John and Heather Tuohy by the Mayor and Municipal Clerk in a form approved by the Township Attorney; and

2. A certified copy of this Resolution shall be provided to each of the following:

- a. Business Administrator
- b. Administrative Agent
- c. Municipal Housing Liaison
- d. Township Attorney

RESOLUTION #2021-286

A RESOLUTION REAUTHORIZING SHARED SERVICES AGREEMENT
BETWEEN THE TOWNSHIP OF MARLBORO AND THE WESTERN MONMOUTH
UTILITIES AUTHORITY TO PROVIDE FOR CONFINED SPACE RESCUE
TEAM SERVICES FOR THE MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on November 12, 2020 (Resolution #2020-285) the Township Council of the Township of Marlboro ("Township") authorized a shared services agreement with the Western Monmouth Utilities Authority ("WMUA") to provide for CONFINED SPACE RESCUE TEAM SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS ("services"); and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., (the "Act") permits units of local government to share services for particular purposes and to effectuate agreements for any service or circumstance that will aid and encourage a reduction of local expenses; and

WHEREAS, the Township of Marlboro ("Marlboro") and the Western Monmouth Utilities Authority ("WMUA") are public bodies corporate and politic of the State of New Jersey and are authorized under New Jersey Law to enter into a Shared Services Agreement pursuant to the Act; and

WHEREAS, the WMUA has the personnel as well as the necessary contracts in place to provide the specified services; and

WHEREAS, the Township and the WMUA wish to extend the current agreement to include calendar year 2022; and

WHEREAS, the Township and WMUA have negotiated a Shared Services Agreement, a copy of which is annexed hereto as EXHIBIT A, and the terms of which are incorporated into this resolution as if set forth at length herein.

BE IT FURTHER RESOLVED, funds in the amount \$2,750.00 will be certified by the Chief Financial Officer in Water Operating Account #05-201-55-500-297000 upon adoption of the 2022 municipal budget; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Council of the Township of Marlboro as follows:

1. The above recitals are hereby incorporated into the body of this Resolution as if set forth at length herein.
2. The Shared Services Agreement shall be open to public inspection in the Clerk's office and shall take effect upon the adoption of a resolution and execution of the agreement by both parties.
3. The Mayor and Municipal Clerk are hereby authorized to execute the Shared Services Agreement annexed hereto as EXHIBIT A.
4. A copy of the finalized Shared Services agreement shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs.

RESOLUTION #2021-287

AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY OF
MONMOUTH RECLAMATION CENTER FOR THE DISPOSAL OF DEBRIS FOR
2022 FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC
WORKS

WHEREAS, The Board of County Commissioners of the County of Monmouth (hereinafter, "the County") has established the Monmouth County Reclamation Center; and

WHEREAS, the Township of Marlboro wishes to enter into a Shared Services Agreement with the County to dispose of debris including that collected through street sweeping at the Monmouth County Reclamation Center; and

WHEREAS, N.J.S.A. 40A:65-1 et seq. authorizes local units to enter into shared services agreements for the provision of services, including the services contemplated herein; and

WHEREAS, the proposed shared services agreement in the form of the County's posted Rules and Regulations is on file in the Municipal Clerk's office in accordance with the provisions of N.J.S.A. 40A:65-5(b); and

WHEREAS, funds for the aforesaid purpose estimated at an amount not to exceed \$44,940.00 will be certified by the Chief Financial Officer in Current Account #01-201-32-170-233107, following the adoption of the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Clerk are hereby authorized and directed to execute the proposed shared services agreement for the disposal of debris with the Monmouth County Reclamation Center, 6000 Asbury Avenue, Tinton Falls, NJ 07753.

BE IT FURTHER RESOLVED, that, pursuant to N.J.S.A. 40A:65-4(b), a copy of the shared services agreement authorized herein shall be filed with the Division of Local Government Services in the Department of Community Affairs for informational purposes.

BE IT FURTHER RESOLVED, that a copy of the shared services agreement authorized herein shall be open to the public for inspection in the Municipal Clerk's Office.

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be provided to each of the following:

- a. Monmouth County Reclamation Center
- b. Business Administrator
- c. Chief Financial Officer
- d. Director of Public Works

RESOLUTION #2021-288

A RESOLUTION REAUTHORIZING SHARED SERVICES AGREEMENT BETWEEN
THE TOWNSHIP OF MARLBORO AND THE WESTERN MONMOUTH UTILITIES
AUTHORITY TO PROVIDE FOR SNOW PLOW OPERATOR CONTRACT
SERVICES FOR THE MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on October 15, 2020 (Resolution #2020-270) the Township Council of the Township of Marlboro authorized a shared services agreement with the Western Monmouth Utilities Authority to provide for SNOW PLOW OPERATOR CONTRACT SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, in a memo dated August 25, 2021, the Director of Public Works has recommended that the Township reauthorize the agreement for snow plow operator contract services; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the shared services agreement be reauthorized with Western Monmouth Utilities Authority whose address is 103 Pension Road, Manalapan, NJ 07726 for a one (1) year period beginning on December 1, 2021, through November 30, 2022, for an amount not to exceed \$21,000.00.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, a shared services agreement with Western Monmouth Utilities Authority in accordance with this resolution, and in a form to be approved by the Township Attorney.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified funds in the amount of \$10,500.00 for the aforesaid contract in Trust Account #11-228-55-020.

BE IT FURTHER RESOLVED, funds for the 2022 portion in an amount of \$10,500.00 will be certified at the time of adoption of the 2022 municipal budget; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Western Monmouth Utilities Authority
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2021-289

A RESOLUTION AUTHORIZING YEAR 3 OF CONTRACT TO FREEHOLD
CARTAGE, INC. FOR COMMUNITY SPRING BULK PICK-UP FOR THE
TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on December 12, 2019 (Resolution #2019-367) the Township Council of the Township of Marlboro awarded a contract to FREEHOLD CARTAGE, INC., the low bidder for COMMUNITY SPRING BULK PICK-UP FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW); and

WHEREAS, the bid specifications included the option to renew said contract for four (4) additional one (1) year periods in accordance with N.J.S.A. 40A:11-15(3) on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, on December 17, 2020 (Resolution #2020-317) the Township Council of the Township of Marlboro approved the first one-year extension of the contracts; and

WHEREAS, in a memo dated August 25, 2021 the Department of Public Works has recommended that the Township approve a second one (1) year extension of the contract; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the contract with FREEHOLD CARTAGE, INC., whose address is PO BOX 5010, Freehold, NJ 07728 be renewed for a period of one year commencing on January 1, 2022 and expiring on December 31, 2022, in accordance with its low bid submission for a total amount not to exceed \$199,221.85, inclusive of and anticipating 1,000 tons of bulk waste collected at \$84.00 per ton.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, contracts with FREEHOLD CARTAGE, INC. in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney.

BE IT FURTHER RESOLVED, that funds in the amount of \$199,221.85 will be made available and certified by the Chief Financial Officer upon adoption of the 2022 budget, as follows:

01-201-26-117-233112	\$115,221.85
01-201-32-170-233112	\$ 84,000.00

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. FREEHOLD CARTAGE, INC.
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2021-290

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO HERC RENTALS, INC. FOR THE PROVISION OF DUMP TRUCK WITH SNOW REMOVAL EQUIPMENT RENTAL FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW)

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for THE PROVISION OF DUMP TRUCK WITH SNOW REMOVAL EQUIPMENT RENTAL FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, and on August 25, 2021, received one (1) bid received as follows:

			Herc Rentals Inc 49 Wesley Street South Hackensack, NJ 07606	
Unit Price No. 1			Weekly	Monthly
1		5 to 7 Yard Dump Truck With Plow	1,450.00	3,975.00
2		Optional V-Box Salt Spreader	857.00	975.00
3		Homeland Security Fees	-	-
Unit Price No. 2				
4		2 to 3 Yard Dump Truck With Plow	1,075.00	3,150.00
5		Homeland Security Fees	-	-

; and

WHEREAS, in a memo dated August 31, 2021, the Director of Public Works has reported that HERC RENTALS, INC., the sole bidder, is responsive and has recommended that a contract for items 1, 2 and 4, for an amount not to exceed \$64,200.00 be awarded to HERC RENTALS, INC., 49 Wesley Street, South Hackensack, NJ 07606; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Department of Public Works as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to HERC RENTALS, INC. whose address is 49 Wesley Street, South Hackensack, NJ 07606 for the PROVISION OF DUMP TRUCK WITH SNOW REMOVAL EQUIPMENT RENTAL FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW), for a contract amount not to exceed \$64,200.00.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, contracts with HERC RENTALS, INC., in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney.

BE IT FURTHER RESOLVED, the Chief Financial Officer has certified that funds in the amount of \$16,050.00 are available in Trust Account No. 11-228-55-020 for the services estimated for 2021.

BE IT FURTHER RESOLVED, funds for the 2022 portion of the contract totaling \$48,150.00 will be made available and certified by the Chief Financial Officer upon adoption of the 2022 municipal budget.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Herc Rentals, Inc.
- b. Business Administrator
- c. Chief Financial Officer
- d. Director of Public Works

RESOLUTION #2021-291

A RESOLUTION AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH
A.C. SCHULTES, INC. FOR THE MAINTENANCE AND SERVICE OF WELLS
AND PUMPS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC
WORKS WATER UTILITY DIVISION

WHEREAS, on March 18, 2021 (Resolution #2021-153), the Township of Marlboro authorized the renewal of a contract with A.C. SCHULTES, INC., the lowest responsible bidder, for Bid #2019-09, for the MAINTENANCE AND SERVICE OF WELLS AND PUMPS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS WATER UTILITY DIVISION, in the amount of \$159,250.00; and

WHEREAS, the Township requires a change order due to additional repairs needed to Well Number 4 as outlined in a memo dated August 25, 2021 from the Director of Public Works; and

WHEREAS, the additional authorization is necessary in order to maintain the proper operation of the water treatment facilities, being in the interest of the public health, safety and welfare.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a change order to the contract with A.C. SCHULTES, INC. whose address is 664 S. Evergreen Avenue, Woodbury Heights, NJ 08097, be authorized in a total amount not to exceed \$16,373.00.

BE IT FURTHER RESOLVED, that funds in the amount of \$16,373.00 have been certified by the Chief Financial Officer in Water Capital Account 06-215-16-03C-500288.

BE IT FURTHER RESOLVED, that the Township Council has deemed it necessary and in the best interest of the Township of Marlboro to amend its contract with A.C. SCHULTES, INC. to complete the necessary repairs to Well No. and maintain the proper operation of the water treatment facilities.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. A.C. SCHULTES, INC.

- b. Township Business Administrator
- c. Chief Financial Officer
- d. Director of Public Works

RESOLUTION #2021-292

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO TELESEARCH STAFFING SOLUTIONS FOR THE PROVISION OF TEMPORARY PERSONNEL AGENCY SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW)

WHEREAS, on January 7, 2021 (Resolution #2021-049) the Township Council of the Township of Marlboro awarded a contract to TELESEARCH STAFFING SOLUTIONS for THE PROVISION OF TEMPORARY PERSONNEL AGENCY SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW); and

WHEREAS, the bid specifications included the option to renew said contract for an additional one (1) two-year, or two (2) one-year extensions on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, in a memo dated August 25, 2021, the Director of Public Works has recommended that the Township approve the first one (1) year extension of the contract; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to TELESEARCH STAFFING SOLUTIONS whose address is 251 Highway 206, Flanders, NJ 07836 for a period of one year beginning on January 1, 2022, through December 31, 2022, in a total amount not to exceed \$221,367.30.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, contracts with TELESEARCH STAFFING SOLUTIONS in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney.

BE IT FURTHER RESOLVED, that funds will be certified by the Chief Financial Officer upon the adoption of the 2022 budgets.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, a contract extension with TELESEARCH STAFFING SOLUTIONS in accordance with this resolution.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. TELESEARCH STAFFING SOLUTIONS
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2021-293

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO MECO, INC. FOR THE 2021 ROADWAY IMPROVEMENT PROGRAM

WHEREAS, the Township of Marlboro as part of its 2021 capital programs (60-1, 60-7 & 60-64) authorized various street improvements and resurfacing ("Project"); and

WHEREAS, the Township of Marlboro authorized the receipt of bids (#2021-24) for 2021 ROADWAY IMPROVEMENT PROGRAM and on August 26, 2021 received eight(8) bids therefore; and

WHEREAS, the eight (8) bids received are summarized as follows:

Bidder	Total Items 1-52
Meco Inc.	908,000.00
P&A Construction Inc.	1,073,340.00
Z Brothers Inc.	1,106,794.30
Black Rock Enterprises, LLC	1,042,770.00
Fiore Paving Co. Inc.	1,227,940.00
Jads Construction Co.	978,345.00
CCM Contracting Inc.	912,205.40
Earle Asphalt Company	1,041,713.13

;and

WHEREAS, the Township Engineer has reviewed the bids received and in a memo dated August 30, 2021, recommends that the Base Bid for the 2021 ROADWAY IMPROVEMENT PROGRAM be awarded to MECO, Inc. as the lowest bidder, whose address is P.O. Box 536, Clarksburg, New Jersey 08510, for the total bid price amount not to exceed \$908,000.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in Capital Account 04-215-21-04C-060288 for the project.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the bid for 2021 ROADWAY AND DRAINAGE IMPROVEMENT PROGRAM for the Township of Marlboro Department of Public Works be and is hereby awarded to Meco, Inc., whose address is P.O. Box 536, Clarksburg, New Jersey 08510 for a contract amount not to exceed \$908,000.00.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Meco Inc.
- b. Township Business Administrator
- c. Township Director of Public Works
- d. Township Engineer
- e. Township Chief Financial Officer

RESOLUTION #2021-294

RESOLUTION AUTHORIZING SUPPORT FOR NEW JERSEY LOCAL
EFFICIENCY ACHIEVEMENT PROGRAM (LEAP) IMPLEMENTATION GRANT
AND EXECUTION OF SHARED SERVICES AGREEMENT WITH THE COUNTY
OF MONMOUTH FOR THE PROVISION OF HIGH RESOLUTION AERIAL
IMAGERY SERVICE

WHEREAS, the State of New Jersey has appropriated \$10 million for Shared Services and School District Consolidation Study and Implementation Grants to assist local units with the study, development and implementation of new shared and regional services; and

WHEREAS, the Department of Community Affairs, Division of Local Government Services (DLGS) is tasked with administering these grant funds through the Local Efficiency Achievement Program (LEAP); and

WHEREAS, LEAP Implementation Grants exist to support costs associated with shared service implementation to ensure that meaningful, efficiency generating initiatives are not hindered by short term transitional expenses; and

WHEREAS, the COUNTY OF MONMOUTH and Township of Marlboro propose to enter into a shared services agreement, but face certain expenses associated with implementation that present a burden to the local units; and

WHEREAS, the purpose of this shared services agreement is to provide the technical benefits the County receives through our high resolution aerial imagery service (Nearmap) to all fifty-three (53) municipalities in the County, free of charge for two years, which will benefit the residents of all participating local units; and

WHEREAS, this service will provide high resolution, high quality imagery, as well as a complete set of countywide images three times a year through a web-based interface that allows the user to view the most recent images online; and

WHEREAS, municipal governments will use this to do the following:

- Measure size and footprints of buildings
- Determine property boundaries, setbacks and buffers
- Evaluate environmental conditions and potential development impacts
- Estimate capital investments
- Post disaster damage assessment
- Hazard mitigation assessments
- Search and rescue

; and

WHEREAS, the COUNTY OF MONMOUTH has agreed to be the lead agency in this program and will submit the application to DLGS on behalf of all participating units.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Marlboro, that the Township of Marlboro does hereby join with COUNTY OF MONMOUTH in applying for a LEAP Implementation Grant in the amount of \$250,000.00 to support implementation of this shared service.

BE IT RESOLVED, by the Governing Body of the Township of Marlboro, that the Mayor and Municipal Clerk are hereby authorized to execute a shared services agreement with the COUNTY OF MONMOUTH, in a form approved by the Township Attorney.

RESOLUTION #2021-295

A RESOLUTION OF THE TOWNSHIP OF MARLBORO IN MONMOUTH COUNTY, NEW JERSEY, AMENDING AND RENEWING THE SHARED SERVICES AGREEMENT WITH HOWELL TOWNSHIP FOR THE USE OF THE HOWELL FIREARMS RANGE

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., (the "Act") permits units of local government to share services for particular purposes and to effectuate agreements for any service or circumstance that will aid and encourage a reduction of local expenses; and

WHEREAS, the Township of Marlboro ("Marlboro") and Howell Township ("Howell") are public bodies corporate and politic of the State of New Jersey and are authorized under New Jersey Law to enter into a Shared Services Agreement pursuant to the Act; and

WHEREAS, the Township Council of the Township of Marlboro authorized the execution of a shared services agreement with Howell Township on December 9, 2010 for use of the Howell Township Firearms Range; and

WHEREAS, Marlboro desires to continue the utilization of the Howell Township's Firearms Range; and

WHEREAS, representatives of Marlboro and Howell have negotiated an amended Shared Services Agreement, a copy of which is annexed hereto as EXHIBIT A, and the terms of which are incorporated into this resolution as if set forth at length herein; and

WHEREAS, funding for this agreement, in an amount not to exceed \$2,500.00 has been certified by the Chief Financial Officer under Current Fund account 01-201-25-106-288644; and

WHEREAS, the Township Council of the Township of Marlboro has determined that the entry into the Shared Services Agreement is in the best interest of the residents and taxpayers of Marlboro.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Council of the Township of Marlboro as follows:

1. The above recitals are hereby incorporated into the body of this Resolution as if set forth at length herein.
2. The Shared Services Agreement shall be open to public inspection in the Municipal Clerk's office and shall take effect upon the adoption of a resolution and execution of the agreement by both parties.
3. The Mayor and Municipal Clerk are hereby authorized to execute a Shared Services Agreement in a form substantially similar to that annexed hereto as EXHIBIT A, and in a form approved by the Township Attorney.
4. A copy of the finalized Shared Services agreement shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs.

RESOLUTION #2021-296

A RESOLUTION OF THE TOWNSHIP OF MARLBORO IN MONMOUTH COUNTY,
NEW JERSEY AUTHORIZING A RENEWAL OF THE SHARED SERVICES
AGREEMENT BETWEEN THE TOWNSHIP OF MARLBORO AND THE TOWNSHIP OF
COLTS NECK FOR USE OF POLICE FIREARMS TRAINING FACILITY

WHEREAS, the Township of Marlboro ("Marlboro") must qualify officers to utilize their duty weapons at a firearms practice range; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., (the "Act") permits units of local government to share services for particular purposes and to effectuate agreements for any service or circumstance that will aid and encourage a reduction of local expenses; and

WHEREAS, the Township of Marlboro ("Marlboro") and the Township of Colts Neck ("Colts Neck") are public bodies corporate and politic of the State of New Jersey and are authorized under New Jersey Law to enter into a Shared Services Agreement pursuant to the Act; and

WHEREAS, the Township of Colts Neck operates and maintains a police firearms training facility at 231-A Route 34, Colts Neck, NJ 07722; and

WHEREAS, Colts Neck has indicated that it can accommodate Marlboro police personnel at its facility, and the Marlboro Chief of Police has recommended that the shared services agreement with Colts Neck be extended through December 31, 2022; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro for Marlboro police personnel to utilize the Colts Neck firearms training facility; and

WHEREAS, Marlboro and Colts Neck have negotiated the terms of a Shared Services Agreement, in a form substantial similar to that annexed hereto as EXHIBIT A, which are incorporated into this resolution as if set forth at length herein.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Township of Marlboro as follows:

1. The above recitals are hereby incorporated into the body of this Resolution as if set forth at length herein.
2. The Shared Services Agreement shall be open to public inspection in the Municipal Clerk's office and shall take effect

upon the adoption of a resolution and execution of the agreement by both parties.

3. The Mayor and Municipal Clerk are hereby authorized to execute a Shared Services Agreement in a form substantially similar to that annexed hereto as EXHIBIT A, and in a form approved by the Township Attorney.

4. A copy of the finalized Shared Services agreement shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs.

RESOLUTION #2021-297

A RESOLUTION APPROVING RENEWAL OF CONTRACT (YEAR 3) WITH ACTION UNIFORM COMPANY, LLC. FOR THE PROVISION OF UNIFORMS FOR THE TOWNSHIP OF MARLBORO DIVISION OF POLICE

WHEREAS, on October 3, 2019 (Resolution #2019-296) the Township Council of the Township of Marlboro awarded a contract to ACTION UNIFORM COMPANY, LLC. FOR THE PROVISION OF UNIFORMS FOR THE TOWNSHIP OF MARLBORO DIVISION OF POLICE; and

WHEREAS, the bid specifications included the option to renew said contract for an additional one (1) two-year period or two (2) one-year periods based on the same terms and conditions as specified in the bid proposal at the exclusive option of the Township; and

WHEREAS, on January 7, 2021 (Resolution #2021-053) the Township Council of the Township of Marlboro approved the first one-year extension of the contracts; and

WHEREAS, the Chief of Police has recommended that the Township approve a second and final one (1) year extension of the contract; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a final one year extension of contract be awarded to ACTION UNIFORM COMPANY, LLC., whose address is 3164 Fire Road, Egg Harbor, NJ 08234 in an amount not to exceed \$138,638.00 for the PROVISION OF UNIFORMS FOR THE TOWNSHIP OF MARLBORO POLICE DEPARTMENT for the period of January 1, 2022 - December 31, 2022.

BE IT FURTHER RESOLVED, that funds will be certified by the Chief Financial Officer in Current Accounts #01-201-25-212-266212 and 01-201-25-106-266 upon adoption of the 2022 municipal budget.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. ACTION UNIFORM COMPANY, LLC
- b. Township Business Administrator
- c. Township Chief of Police
- d. Township Chief Financial Officer

RESOLUTION #2021-298

A RESOLUTION APPROVING RENEWAL OF CONTRACT (YEAR 3) WITH
AQUATIC SERVICE INC. FOR THE PROVISION OF POOL MAINTENANCE
SERVICES FOR THE MARLBORO TOWNSHIP SWIM CLUB AND THE
MARLBORO TOWNSHIP RECREATION AQUATIC CENTER

WHEREAS, on December 12, 2019 (Resolution #2019-357) the Township Council of the Township of Marlboro awarded a two (2) year contract to AQUATIC SERVICE INC. FOR THE PROVISION OF POOL MAINTENANCE SERVICES FOR THE MARLBORO TOWNSHIP SWIM CLUB AND THE MARLBORO TOWNSHIP RECREATION AQUATIC CENTER; and

WHEREAS, the bid specifications included the option to renew said contract for an additional one (1) two-year period or two (2) one-year periods based on the same terms and conditions as specified in the bid proposal at the exclusive option of the Township; and

WHEREAS, in a memo dated August 30, 2021, the Director of Recreation has recommended that the Township approve a final one (1) year extension of the contract; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a final one year extension of contract be awarded to AQUATIC SERVICE INC., whose address is 550 Hartle Street, Suite F, Sayreville, NJ 08872 in an amount not to exceed \$103,368.85 for the provision of POOL MAINTENANCE SERVICES FOR THE MARLBORO TOWNSHIP SWIM CLUB AND THE MARLBORO TOWNSHIP RECREATION AQUATIC CENTER for the period of January 1, 2022 - December 31, 2022.

BE IT FURTHER RESOLVED, funds for the 2022 contract amount will be certified by the Chief Financial Officer subject to approval of the 2022 budget respectively.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. AQUATIC SERVICE INC.
- b. Township Director of Recreation
- c. Township Chief of Police
- d. Township Chief Financial Officer

RESOLUTION #2021-299

A RESOLUTION OF THE TOWNSHIP OF MARLBORO IN MONMOUTH COUNTY, NEW JERSEY AUTHORIZING THE PROVISION OF FOOD SERVICES TO THE MARLBORO DEPARTMENT OF RECREATION BY AND CONFIRMING FINAL PAYMENT TO THE MARLBORO TOWNSHIP BOARD OF EDUCATION (MTBOE)

WHEREAS, the Marlboro Township Department of Recreation ("Department") offers food concession services at its Swim Club Facility; and

WHEREAS, the Marlboro Township Board of Education (the "MTBOE") contracts with Chartwells, Inc. ("Vendor") as its food service provider for the provision of food service within the schools that comprise the Marlboro Township School District; and

WHEREAS, the Department initially anticipated limited use of the Swim Club during the summer of 2021 due to the pandemic, and a reduced demand for food at the Swim Club amounting to less than the statutory quote threshold of 15% of the bid threshold or \$6,000.00; and

WHEREAS, once the Executive Orders were lifted paving the way for pool and camp registration, demand multiplied for local summer recreation programs; and

WHEREAS, the Director of Recreation continued to utilize the MTBOE for the needed supply of food at the Swim Club; and

WHEREAS, the costs of the food services are paid for and offset by the users of the summer pool and camp programs; and

WHEREAS, the Director of Recreation recommended that the Township utilize the MTBOE for this service, and has requested approval to make payment to the MTBOE in accordance with terms of the MTBOE's contract with its supplier, in the amount of \$27,839.47; and

WHEREAS, funds in the amount of \$27,839.47 for the supply of food have been certified by the Chief Financial Officer from the Recreation Utility Account 09-204-55-400-219452; and

WHEREAS, the Mayor and Marlboro Township Council support the use of shared services in order to deliver needed Township services; and

WHEREAS, the Township Council, through the approval of an Emergency Authorization (Resolution #2021-206) have authorized summer programs to run to the extent possible in order to serve the maximum number of participants while remaining compliant with the pandemic-related Executive Orders, and, as such approve of the authorization to use the MTBOE for food services and final payment in accordance with the above-described terms and conditions.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey, that the Mayor and Business Administrator are hereby authorized and directed to execute the documents necessary for the payment for food services through the Marlboro Township Board of Education in support of the summer programs of the Marlboro Township Recreation Department.

BE IT FURTHER RESOLVED, that a duly certified copy of this resolution be forwarded to:

- a. Marlboro Township Board of Education
- b. Recreation Department
- c. Township Business Administrator

RESOLUTION #2021-300

TAX LIEN REDEMPTION

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$38,438.65 as per Schedule "A",

WHEREAS, the holders of the above-mentioned tax sale certificates are entitled to the amount of the sale plus interest and costs,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the amount of \$38,438.65 be refunded to the certificate holders as per Schedule "A",

SCHEDULE "A"

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>LIENHOLDER</u>	<u>AMOUNT</u>
2020-062	415/25	Fig Cust FIGNJ19 LLC PO Box 54226 New Orleans, LA Assessed Owner: Stiles, Estate c/o Debra Gray	38,438.65

RESOLUTION #2021-301

TAX OVERPAYMENTS

WHEREAS, the attached list in the amount of \$14,871.11 known as Schedule "A", is comprised of amounts representing overpayments for taxes,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro to refund the above-mentioned overpaid amounts as per the attached Schedule "A",

SCHEDULE "A"

<u>BLOCK/LOT</u>	<u>ASSESSED OWNER</u>	<u>REFUND</u>
119/5	Riker, Gary J & Debra 157 Ticetown Road Morganville, NJ 07751	\$1,043.61
132/20.05	Delpesh, Curtis P & Phillips, Orleese 106 Haven Way Morganville, NJ 07751	\$6,636.52
305/31	Swanson, Kelsey S & Laurie A 242 Gordons Corner Road Morganville, NJ 07751	\$5,451.21
298/9	Baluta, Edward J & Jeannie 19 Prides Lane Englishtown, NJ 07726	\$1,358.58
225/1	McCuiston, Thomas & Linda PO Box 162 Marlboro, NJ 07746	\$ 381.19

RESOLUTION #2021-302

A RESOLUTION APPROVING CLOSE OUT CHANGE ORDER TO THE EXISTING CONTRACT BETWEEN THE TOWNSHIP OF MARLBORO AND ALLIED CONSTRUCTION GROUP INC. AND AUTHORIZING FINAL PAYMENT AND ACCEPTANCE OF THE REPLACEMENT OF PRESSURE REDUCING VALVES FOR THE TOWNSHIP OF MARLBORO WATER UTILITY DIVISION

WHEREAS, on September 17, 2020 (Resolution #2020-251) the Township of Marlboro authorized the award of a contract to ALLIED CONSTRUCTION GROUP INC. for the REPLACEMENT OF PRESSURE REDUCING VALVES FOR THE TOWNSHIP OF MARLBORO WATER UTILITY DIVISION (the "Project"); and

WHEREAS, a Closeout Change Order has been requested, resulting in a decrease in the original contract amount of \$191,700.00 to \$184,642.00, a net decrease of \$7,058.00; and

WHEREAS, the Township Engineer has recommended approval of the Closeout Change Order, acceptance of the Project improvements, and issuance of final payment in the amount of \$11,639.66; and

WHEREAS, pursuant to the terms of the contract, ALLIED CONSTRUCTION GROUP INC. has provided a two-year maintenance bond in an amount equal to 15% of the final contract amount, or \$27,696.30; and

WHEREAS, the Township Council of the Township of Marlboro is amenable to approving the Closeout Change Order, accepting the Project improvements, and issuing a final payment to ALLIED CONSTRUCTION GROUP INC. in the amount of \$11,639.66 in order that the Project be completed, such Project being in the interests of the public health, safety, and welfare.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the Closeout Change Order to the existing contract with ALLIED CONSTRUCTION GROUP INC., whose address is 499 Washington Road, Parlin, NJ 08859, be and is hereby approved, decreasing the original contract total of \$191,700.00 to \$184,642.00, a net decrease of \$7,058.00.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro, that the Project improvements be and are hereby accepted, and that final payment in the amount of \$11,639.66 for work completed by ALLIED CONSTRUCTION GROUP INC. is hereby approved.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a) ALLIED CONSTRUCTION GROUP INC.
- b) Township Administrator
- c) Director of Public Works
- d) Township Chief Financial Officer
- e) Township Attorney

At 7:27 p.m., Councilwoman Mazzola moved that the meeting be adjourned. This was seconded by Councilman Scalea, and as there was no objection, the Municipal Clerk was asked to cast one ballot.

MINUTES APPROVED: OCTOBER 7, 2021

OFFERED BY: MAZZOLA

AYES: 4

SECONDED BY: MARDER

NAYS: 0

ABSENT: SCALEA

SUSAN A. BRANAGAN,
MUNICIPAL CLERK
100721

JEFF CANTOR,
COUNCIL PRESIDENT