

MARLBORO TOWNSHIP COUNCIL MEETING

July 20, 2023

The Marlboro Township Council held its regularly scheduled meeting on July 20, 2023 at 7:00 P.M. at the Marlboro Township Municipal Complex located at 1979 Township Drive, Marlboro, New Jersey.

Council President Qazi 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 and the Board of Education Office on July 18, 2023; published in the Asbury Park Press on November 16, 2022; 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.

The Municipal Clerk called the Roll.

PRESENT: Councilwoman Marder, Councilman Milman (via conference call) and Council President Qazi. Council Vice President DiNuzzo and Councilman Scalea were absent.

Also present: Mayor Jonathan L. Hornik, Township Attorney Louis N. Rainone, Esq., Business Administrator Jonathan Capp, Municipal Clerk Susan A. Branagan and Deputy Municipal Clerk Jennifer M. Johnson

Council Speaks Out: Councilman Milman hoped that all are enjoying their summer. Council President Qazi delivered updates regarding the Police and Public Works departments.

Administration Report: Mayor Hornik announced upcoming summer Township events such as backyard movie nights, National Night Out, and family fun nights at the Marlboro swim club. The summer fireworks have been rescheduled and are to be held right after the classic car show event. Annual tax bills will be mailed soon and the grace period has been extended to August 15, 2023. The Mayor then offered his support for agenda items such as an ordinance for a \$447,000 New Jersey Department of Transportation grant, which will provide funds for sidewalk improvements on Topanemus Road. The Township also received a grant for \$300,000 from the New Jersey Department of Transportation for improvements on Route 79. Mayor Hornik stated that between 2008 and 2023, the Township applied for and has been awarded \$14,446,182 in grants. In 2023 alone, this translates into a savings of approximately \$974 for the average residential taxpayer. Mayor Hornik announced with regret that both Kim Sambucci of Human Resources and Andrea DaSilva of Community Development both lost their

fathers last week. The Mayor's thoughts and prayers are with them and their families. The Mayor congratulated Lieutenant Christie McKenna on her retirement following 25 years of service and Mina Attalla of Engineering who welcomed a baby boy named Luke. The Economic Development Committee, chaired by Deputy Mayor Carol Mazzola, welcomed four new businesses this past week in Marlboro and started a new 'Shop Marlboro' Facebook page. In closing, the Mayor invited all to the Marlboro Farmers Market which is open every Sunday through October.

Councilwoman Marder moved that the Council meeting minutes of June 15, 2023 be approved. This was seconded by Councilman Milman, and passed on a roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and Councilman Scalea were absent.

Councilwoman Marder introduced a motion to open the public hearing for Ordinance #2023-017 (Ordinance Appropriating a \$447,000 Grant from the New Jersey Department of Transportation to be Received by the Township for Topanemus Sidewalks) this was seconded by Councilman Milman and approved by unanimous voice vote. The Council President asked if anyone from the public wished to speak.

With no one from the public wishing to speak, Councilwoman Marder offered a motion to close the public hearing, seconded by Councilman Milman and approved by unanimous voice vote.

The following Ordinance #2023-017 (Ordinance Appropriating a \$447,000 Grant from the New Jersey Department of Transportation to be Received by the Township for Topanemus Sidewalks) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman Milman and passed on a roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and Councilman Scalea were absent.

ORDINANCE #2023-017

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING A \$447,000 GRANT TO BE RECEIVED BY THE TOWNSHIP FOR IMPROVEMENTS TO TOPANEMUS ROAD SIDEWALKS IN AND FOR THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY

The following Ordinance #2023-018 (Ordinance Appropriating a \$300,000 Grant from the New Jersey Department of Transportation to be Received by the Township for Route 79 Bikeways) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman Milman and passed on a roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and Councilman Scalea were absent.

ORDINANCE #2023-018

AN ORDINANCE OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING A \$300,000 GRANT TO BE RECEIVED BY THE TOWNSHIP FOR THE ROUTE 79 PIKE PATH PROJECT IN AND FOR THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH, NEW JERSEY

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 \$300,000 grant expected to be received by the Township from the NJDOT Local Transportation Fund Program (Fiscal Year 2023) is hereby appropriated for the purpose of providing funds for the Route 79 Bike Path Project, including all work and materials necessary therefor and incidental thereto.

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 #2023-170 (Amending Professional Services Contract with Kenneth Biedzynski, Esq. of the Firm of Goldzweig, Green, Eiger & Biedzynski, LLC for Ethics Board Counsel) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman Milman and passed on a roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and Councilman Scalea were absent.

RESOLUTION #2023-170

RESOLUTION AMENDING A PROFESSIONAL SERVICES CONTRACT  
WITH KENNETH BIEDZYNSKI, ESQ. OF THE FIRM OF  
GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC FOR ETHICS  
BOARD COUNSEL SERVICES FOR THE TOWNSHIP OF MARLBORO  
FOR THE YEAR 2023

WHEREAS, on February 23, 2023, the Township Council adopted resolution 2023-070 authorizing a contract for ETHICS BOARD ATTORNEY for the period of January 1, 2023 through December 31, 2023, with a not to exceed amount of \$7,000.00; and

WHEREAS, said contract was awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, on June 27, 2023 Kenneth Biedzynski, Esq. of the firm of Goldzweig, Green, Eiger & Biedzynski, LLC requested an increase in the contract not to exceed amount for additional work associated with a complaint served upon the Board; and

WHEREAS, in a communication dated July 5, 2023, the Chairwoman of the Ethics Board has recommended the proposed increase in the contract amount.

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 and approves an amendment to the Professional Services Contract with KENNETH BIEDZYNSKI, ESQ. OF THE FIRM GOLDZWEIG, GREEN, EIGER & BIEDZYNSKI, LLC pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.4, increasing the contract amount by \$3,000.00 for a total contract not to exceed amount of \$10,000.00.

2. The Chief Financial Officer has certified funds in the amount of \$3,000.00 in Current Account 01-201-20-035-226.

3. That a certified copy of this Resolution shall be provided to each of the following:

- a. Goldzweig, Green, Eiger & Biedzynski, LLC
- b. Township Business Administrator
- c. Chief Financial Officer
- d. Township Ethics Board

The following resolution #2023-171 (Authorizing Amendment to Contract with Township Engineer for Engineering Services in Connection with the 2023 Public Building, Recreation Facility and Water Utility Improvements) was introduced by reference, offered by Councilman Milman, seconded by Councilwoman Marder and passed on a roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and

Councilman Scalea were absent.

RESOLUTION #2023-171

A RESOLUTION AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT BETWEEN CME ASSOCIATES AND THE TOWNSHIP OF MARLBORO FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH FACILITY, PARK AND WATER SYSTEM IMPROVEMENTS

WHEREAS, the Township of Marlboro authorized various facility, park and water system improvements under its multi-year capital program; and

WHEREAS, the Township will require professional engineering services, consisting of design, permitting, bid and construction phase services for capital improvement projects ("Projects"), identified and summarized as follows:

Facilities

2023-122-102	Replacement of the air handler at the police station
2023-122-121	Replacement of the cooling tower at the administration building

Parks

2023-145-030	Woodcliff Basketball Court
2023-145-031	Wicker Park Basketball Court

Water Utility

2023-500-08	Hydraulic Model Update
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; and

WHEREAS, CME Associates has provided proposals dated May 17, 2023 and July 10, 2023 (the "Proposals") for the required professional services; and

WHEREAS, the Township of Marlboro and CME Associates have entered into a Professional Services Contract, awarded under a fair and open process, and seeks to amend such Contract to expand the scope of services to include the Professional Services for the Projects by way of its Township Engineers at a fee not to exceed \$99,485.00 for such Professional Services, as further described and set forth in CME's Proposals, attached hereto and made a part hereof; and

WHEREAS, the value of the Professional Services Contract will exceed \$17,500.00 in the aggregate; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$99,485.00 are available in Capital Accounts 04-215-19-01J-145288 and 04-215-23-05K-122288 and Water Capital Account 06-215-23-07I-500288 for this purpose; and

WHEREAS, the Township Council has deemed it necessary and in the best interest of the Township of Marlboro to amend its contract with CME Associates to provide the required additional Professional Services in accordance with the Proposals; and

WHEREAS, the services to be provided are considered to be "Professional Services" pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the Local Public Contracts Law authorizes the awarding of a contract for "Professional Services" without public advertising for bids and bidding therefore, provided that the Resolution authorizing the contract and the contract itself be available for public inspection in the office of the Municipal Clerk and that notice of the awarding of the contract be published in a newspaper of general circulation in the municipality.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that a Professional Services Contract between CME Associates and the Township of Marlboro, to expand the scope of services to include professional engineering services in connection with various capital improvements by way of its Township Engineers, at a fee not to exceed \$99,485.00 for such Professional Services, as further described and set forth in CME's Proposals, be and is hereby authorized.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, in a form legally acceptable to the Township Attorney, the Professional Services Contract described herein.

BE IT FURTHER RESOLVED, that this Professional Services Contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i) and shall provide for compensation in an amount not to exceed \$99,485.00 for such additional Professional Services for the Projects as described in the Proposals.

BE IT FURTHER RESOLVED, that a copy of the Professional Services Contract and this Resolution shall be available for public inspection in the office of the Municipal Clerk.

BE IT FURTHER RESOLVED, notice of award of the Professional Services Contract shall be published pursuant to law, and a certified copy of this Resolution shall be provided to each of the following:

- a. CME Associates
- b. Township Business Administrator
- c. Township Chief Financial Officer
- d. Superintendent of Public Works
- e. Recreation Director
- f. Division of Engineering

Resolution #2023-172 was removed from the agenda.

The following resolution #2023-173 (Authorizing Access by the Township of Marlboro to Property Owned by the Township of Marlboro Board of Education, also Known as the Frank Defino Central Elementary School, for Purposes of Investigating Drainage Infrastructure Options in Connection with the Route 79 Sidewalk Project) was introduced by reference, offered by Councilman Milman, seconded by Councilwoman Marder and passed on a roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and Councilman Scalea were absent.

RESOLUTION #2023-173

A RESOLUTION AUTHORIZING ACCESS BY THE TOWNSHIP OF MARLBORO TO PROPERTY OWNED BY THE TOWNSHIP OF MARLBORO BOARD OF EDUCATION, ALSO KNOWN AS THE FRANK DEFINO CENTRAL ELEMENTARY SCHOOL, 175 N.J.S.H. 79, MARLBORO, NEW JERSEY, 07746, DESIGNATED ON THE TOWNSHIP OF MARLBORO TAX MAP AS BLOCK 206, LOT 28 FOR PURPOSES OF INVESTIGATING DRAINAGE INFRASTRUCTURE OPTIONS IN CONNECTION WITH THE ROUTE 79 SIDEWALK PROJECT

WHEREAS, MTBOE owns property commonly known as the Frank DeFino Central Elementary School, 175 N.J.S.H 79, Marlboro, New Jersey, 07746 which is designated on the Township of Marlboro Tax Map as Block 206, Lot 28 ("Premises"); and

WHEREAS, under a Federal Highway Administration (FHWA) grant through the State of New Jersey Department of Transportation, the Township is currently working with Greenman-Pedersen, Inc. ("GPI") to design and construct sidewalk along N.J.S.H. 79 and desires a non-exclusive right of access to perform certain "investigation of drainage infrastructure required by Rt. 79 sidewalk project" at the Premises ("Project") depicted in the attached plan exhibits prepared by GPI; and

WHEREAS, the Township has requested right of access to the Property for the purposes of investigating drainage infrastructure options, performing soil testing, surveying and restoring the Premises in connection with the Project; and

WHEREAS, the MTBOE is willing to grant the Township a limited right of access to the Premises to perform the investigation required in connection with the Project in accordance with the terms and conditions set forth in the Agreement, attached as EXHIBIT A.

WHEREAS, the scope of work has been reviewed by the Township Engineer and MTBOE; and

WHEREAS, as a condition of the access, the Township and its contractors will restore the Properties disturbed by Township's activities to the equivalent pre-access condition; and

WHEREAS, the Township and its contractors will maintain the insurances required by the Township, and indemnify and hold the Township harmless from and against any and all claims arising out of the work contemplated under the agreement; and

WHEREAS, at this time the Township Engineer is recommending the granting of access to the Property for the purposes listed above.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro:

1. The Township, the owner of the Property described above, consents to officers, employees and authorized representatives of the Marlboro Township Board of Education entering and having access to the Properties for the purposes outlined above.

2. The Mayor and Municipal Clerk are hereby authorized and directed to execute and witness, respectively, the Site Access Agreement in substantially the same form approved by the Township Attorney as that attached hereto and made a part hereof and any other documents which may be required or necessary to effectuate the Site Access Agreement.

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

- a. Marlboro Township Board of Education (MTBOE)
- b. Township Business Administrator
- c. Township Engineer
- d. Township Attorney

The following resolution #2023-174 (Authorizing Award of Bid - Recreational Facility Improvements (Bid 2023-09) (Cap IDs 20-400-13, 22-400-05,29,90,91)) was introduced by reference, offered by Councilman Milman, seconded by Councilwoman Marder and passed on a



roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and Councilman Scalea were absent.

RESOLUTION #2023-174

A RESOLUTION AUTHORIZING THE AWARD OF BID TO SHORE TOP CONSTRUCTION CORP., FOR THE RECREATION IMPROVEMENT PROJECT FOR THE MARLBORO TOWNSHIP DEPARTMENT OF RECREATION

WHEREAS, the Township of Marlboro as part of its 2020, 2022 and 2023 Capital programs authorized the following recreation improvement projects for the Marlboro Township Department of Recreation

Project ID	Project Name
2022-400-05	Concrete Pool Decking
2022-400-90	Swim Club Basketball Court Improvements
2022-400-91	Swim Club Walkway Resurfacing
2022-400-29	Aquatic Center Court Improvements
2020-400-14 2023-400-06	Country Park (Swim Club) Court Resurfacing

; and

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for the 2023 RECREATION IMPROVEMENT PROJECTS FOR THE MARLBORO TOWNSHIP DEPARTMENT OF RECREATION, and on June 7, 2023, received three (3) bids, as follows:

Bidder	Bidder Address	Base Bid	Alt. A	Total
		Swim Club, Basketball Courts, Pickle ball Courts, Pool Decking, Walkways, & Handball Court	Aquatic Center Basketball Court	
<b>Shore Top Construction Corp.</b>	<b>23 Yellowbrook Road, Freehold, NJ 07728</b>	<b>\$501,812.50</b>	<b>\$104,956.00</b>	<b>\$606,768.50</b>
D'Avellino Construction Inc.	62 Court Street, Suite 2 Freehold, NJ 07728	\$575,293.00	\$120,835.00	\$696,128.00
Halecon Inc.	136 Billian St. Bridgewater, NJ 08807	\$783,105.00	\$182,679.00	\$965,784.00

; and

WHEREAS, the Contract Engineer has reviewed the bids received and in a memo dated June 13, 2023, recommends that the contract for the project be awarded to Shore Top Construction Corp. whose address

is 23 Yellowbrook Road, Freehold, NJ 07728, as the lowest and responsive bidder, for the base bid and alternate A, for the total bid price amount not to exceed \$606,768.50; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Contract Engineer to award the bid 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 Shore Top Construction Corp. whose address is 23 Yellowbrook Road, Freehold, NJ 07728 for the base bid and alternate A, based on the amount of funds available, in an amount not to exceed \$606,768.50 for the project titled the 2023 RECREATION IMPROVEMENT PROJECT FOR THE MARLBORO TOWNSHIP DEPARTMENT OF RECREATION.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, a contract with Shore Top Construction Corp. in an amount not to exceed \$606,768.50.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified that sufficient funds in the amount of \$606,768.50 are available for the aforesaid contract in Recreation and Swim Utility Capital Accounts # 10-215-14-04A-452288, 10-215-20-07B-400288, 10-215-22-09D-400288, 10-21-22-09B-400288, 10-215-22-09A-400288 and 10-215-23-08D-400288.

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

- a. Shore Top Construction Corp.
- b. Township Business Administrator
- c. Director of Recreation
- d. Contract Engineer
- e. Chief Financial Officer

The following resolution #2023-175 (Authorizing Award of (ESCNJ) Contract #22/23-37 to FieldTurf USA, Inc. for the Purchase and Installation of Replacement Synthetic Turf and Classic Fence, LLC for Replacement Fencing at Municipal Complex (Cap IDs 22-145-11, 23-145-11,11.1)) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman Milman and passed on a roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and Councilman Scalea were absent.

RESOLUTION #2023-175

RESOLUTION AUTHORIZING AWARD OF ESCNJ CONTRACT #22/23-37 TO FIELDTURF USA, INC. FOR THE PURCHASE AND INSTALLATION OF REPLACEMENT SYNTHETIC TURF AND AWARD OF CONTRACT TO CLASSIC FENCE, LLC FOR THE PURCHASE AND INSTALLATION OF REPLACEMENT FENCING AT THE MUNICIPAL COMPLEX FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF RECREATION

WHEREAS, as part of its 2022 and 2023 capital programs, the Township of Marlboro authorized the replacement of synthetic turf field and fencing at the Municipal Complex (22-145-11, 23-145-11, 23-145-11.1); and

WHEREAS, the Township is authorized to purchase goods and services from bids obtained from a cooperative pricing system such as the Educational Services Commission of NJ (ESCNJ) pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, FIELDTURF USA, INC. was awarded ESCNJ Cooperative Contract #22/23-37 for Synthetic Turf Maintenance, Repair and Replacement; and

WHEREAS, FIELDTURF USA, INC. has agreed to extend ESCNJ Cooperative Contract pricing to the Township of Marlboro, and has provided a proposal for the replacement of the synthetic turf field at the Municipal Complex for a total cost not to exceed \$628,222.00; and

WHEREAS, the Recreation Department has recommended that the Township utilize FIELDTURF USA, INC., 175 N. Industrial Blvd NE, Calhoun, GA 30701 for the replacement of the synthetic turf field at the Municipal Complex under #ESCNJ 22/23-37 in accordance with its proposal dated July 7, 2023; and

WHEREAS, the existing fencing material will need to be removed and replaced with new fencing around the field once it is reconstructed; and

WHEREAS, the Recreation Department was able to acquire competitive quotes for the removal and installation of new fencing, and received responses as follows:

<b>Contractor</b>	<b>Estimate</b>
Carl's	\$58,500.00
Classic Fence LLC	\$42,000.00
Taylor Fence Company, Inc	\$41,380.00*

\*Removal and Disposal services not included

; and

WHEREAS, the Recreation Department has recommended that a contract be awarded to Classic Fence, LLC whose address is 330 Mounts Corner Drive #103, Freehold, NJ 07728 in accordance with its low quotation dated June 20, 2023; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Recreation Director to obtain said synthetic turf replacement from FIELDTURF USA, INC. in an amount not to exceed \$628,222.00, under ESCNJ contract #22/23-37 and in accordance with its proposal dated July 7, 2023; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Recreation Director to obtain the replacement fence from Classic Fence, LLC in an amount not to exceed \$42,000.00, in accordance with its quotation dated June 20, 2023; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in Capital Accounts 04-215-22-07I-145288 and 04-215-23-050-145288 for the project.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase replacement synthetic turf from FIELDTURF USA, INC., 175 N. Industrial Blvd NE, Calhoun, GA 30701, under ESCNJ contract #22/23-37 and in accordance with its proposal dated July 7, 2023 in an amount not to exceed \$628,222.00.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase replacement fencing from Classic Fence, LLC, 330 Mounts Corner Drive #103, Freehold, NJ 07728 in accordance with its quotation dated June 20, 2023 in an amount not to exceed \$42,000.00.

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

- a. FIELDTURF USA, INC.
- b. CLASSIC FENCE, LLC
- c. Township Administration
- d. Township Recreation Director
- e. Township Chief Financial Officer

The following resolution #2023-176 (Authorizing Award of (ESCNJ) Contract #20/21-06 to Marturano Recreation Co. and State Contract #16-FLEET-00131 to Rubbercycle, LLC for the Purchase and Installation of Replacement Playground Equipment and Surfacing at

Woodcliff Park (Cap IDs 23-145-75,76)) was introduced by reference, offered by Councilwoman Marder, seconded by Councilman Milman and passed on a roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and Councilman Scalea were absent.

RESOLUTION #2023-176

RESOLUTION AUTHORIZING AWARD OF (ESCNJ) CONTRACT #20/21-06 TO MARTURANO RECREATION CO. AND STATE CONTRACT #16-FLEET-00131 TO RUBBERECYCLE, LLC FOR THE PURCHASE AND INSTALLATION OF REPLACEMENT PLAYGROUND EQUIPMENT AND SURFACING AT WOODCLIFF PARK FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF RECREATION

WHEREAS, the Township of Marlboro as part of its 2023 capital program authorized the replacement of playground equipment and resurfacing material at Woodcliff Park (145-75 & 145-76); and

WHEREAS, the Township of Marlboro has received funding from the New Jersey Division of Local Government Services Local Recreation Improvement Grant program in the amount of \$66,000.00; and

WHEREAS, the Township is authorized to purchase goods and services from bids obtained from a cooperative pricing system such as the Educational Services Commission of NJ (ESCNJ) pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, MARTURANO RECREATION CO. was awarded ESCNJ Cooperative Contract #20/21-06 for Playground Equipment, Site Furnishings, Outdoor Circuit Training Equipment and Related Products in an amount not to exceed \$70,365.00 per the attached quotation provided; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12, a municipality may, without advertising for bids, purchase goods under any contract for such goods entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, RUBBERECYCLE, LLC was awarded the State Contract #16-FLEET-00131 for Playground Surfacing Materials, Installation and Inspections in an amount not to exceed \$29,425.73 per the attached quotation provided; and

WHEREAS, MARTURANO RECREATION CO. and RUBBERECYCLE, LLC have agreed to extend ESCNJ Cooperative and State Contract pricing to the Township of Marlboro; and

WHEREAS, the Recreation Department has recommended that the Township purchase replacement playground equipment from MARTURANO RECREATION CO., P.O. Box 106, Spring Lake, NJ 07762 under #ESCNJ

20/21-06, and RUBBERECYCLE, LLC, 1985 Rutgers University Boulevard, Lakewood, NJ 08701 under State Contract #16-FLEET-00131 for a combined amount not to exceed \$99,790.73; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro to obtain said playground equipment and surface material from MARTURANO RECREATION CO. and RUBBERECYCLE, LLC; and

WHEREAS, the Township Council desires to approve the purchase and installation of replacement playground equipment.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, the Chief Financial Officer has certified that sufficient funds are available in Capital Account 04-215-20-05G-145288 for the project.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase replacement playground equipment from MARTURANO RECREATION CO., P.O. Box 106, Spring Lake, NJ 07762 under #ESCNJ 20/21-06 in an amount not to exceed \$70,365.00.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase replacement playground equipment from RUBBERECYCLE, LLC, 1985 Rutgers University Boulevard, Lakewood, NJ 08701 under State Contract #16-FLEET-00131 in an amount not to exceed \$29,425.73.

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

- a. MARTURANO RECREATION CO.
- b. RUBBERECYCLE, LLC
- c. Township Administration
- d. Township Recreation Director
- e. Township Chief Financial Officer

Resolution #2023-177 was removed from the agenda.

As the Consent Agenda, the following resolutions were introduced by reference, offered by Councilwoman Marder, seconded by Councilman Milman and passed on a roll call vote of 3 - 0 in favor. Council Vice President DiNuzzo and Councilman Scalea were absent.

RESOLUTION #2023-178

A RESOLUTION OF THE TOWNSHIP OF MARLBORO TOWN COUNCIL  
AUTHORIZING A SUBORDINATION OF A REPAYMENT MORTGAGE DATED

OCTOBER 28, 1994, ON A PROPERTY LOCATED AT 605 WINDFLOWER COURT,  
MORGANVILLE, NEW JERSEY, WHICH IS OWNED BY JOHN PIRO, JR.

WHEREAS, a residential unit commonly known as 605 Windflower Court, a/k/a Lot 7.02; Unit 12A, Block 176, Morganville, New Jersey ("the Property"), is an affordable unit and its affordability controls are governed by the provisions of New Jersey's Fair Housing Act (N.J.S.A. 52:27D-301 et seq.) and the substantive and procedural rules of the Council on Affordable Housing (N.J.A.C. 5:96-1 and 5:97-1 et seq.); and

WHEREAS, on or about October 28, 1994, John Piro, Jr. ("the Homeowner"), purchased the Property for a stated consideration of \$52,685.00 as per a deed recorded on November 7, 1994, with said deed being recorded in deed book DB-5361, at page 0583; and

WHEREAS, also on or about October 28, 1994, the Homeowner executed a "Repayment Mortgage" ("the Marlboro Mortgage"), in favor of the Department of Community Affairs (which was an agency and an instrumentality of the Township of Marlboro) with said Marlboro Mortgage being recorded on November 7, 1994, at deed book MB-5710, page 0515; and

WHEREAS, the Marlboro Mortgage remains of record today; and

WHEREAS, the Homeowner now desires to refinance the existing mortgage loan as to the Property (i.e., not the Marlboro Mortgage) with a new loan being in the amount of \$60,000.00 however, as a condition of obtaining the refinancing, the new lender (Freehold Bank c/o 68 West Main Street, Freehold, New Jersey) requires a subordination of the Marlboro Mortgage to the new loan to be made; and

WHEREAS, both the Homeowner and Freehold Bank desire—as part of the proposed refinance—to place a first lien priority mortgage on the Property (i.e., the new loan) and as such both the Homeowner and Freehold Bank request that Marlboro Township subordinate the Marlboro Mortgage; and

WHEREAS, it has been determined that there is good cause to grant this request to subordinate the Marlboro Mortgage;

NOW, THEREFORE, BE IT RESOLVED, that the Honorable Mayor Jonathan L. Hornik is hereby authorized to execute the attached subordination of the Marlboro Mortgage on the Property; and

BE IT FURTHER RESOLVED, that subsequent to the signature of the said subordination that this subordination will be recorded in the Monmouth County Clerk's Office.

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

- a. Mayor Jonathan L. Hornik
- b. Township Business Administrator
- c. Lynn Franco, Municipal Housing Liaison
- d. Township Attorney (Rainone, Coughlin, Minchello)
- e. Kenneth W. Biedzynski, Affordable Housing Special Counsel

RESOLUTION #2023-179

A RESOLUTION AUTHORIZING YEAR 3 OF CONTRACT TO DANO ENTERPRISES, INC. FOR THE PURCHASE OF LEAF BAGS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro requires leaf bags for distribution to residents in order to facilitate the removal and disposal of yard waste and to promote clean and safe streets within the Township; and

WHEREAS, in order to secure the most advantageous pricing, the Township of Marlboro entered into a shared services agreement with the Township of Edison, with Edison serving as a lead agency, to conduct a public bid process in accordance with the Local Public Contracts Law (Resolution #2021-143); and

WHEREAS, on July 15, 2021 (Resolution #2021-233) the Township Council of the Township of Marlboro awarded a contract to DANO ENTERPRISES, INC. FOR THE PURCHASE OF LEAF BAGS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS at the low bid price of \$.465 per bag, not to exceed \$46,500.00; and

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

WHEREAS, on June 16, 2022 (Resolution #2022-145), the Township Council of the Township of Marlboro approved the first one (1) year extension of the contract with DANO ENTERPRISES, INC. FOR THE PURCHASE OF LEAF BAGS FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, in a memo dated June 23, 2023, the Director of Public Works has recommended that the Township approve the 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 contract be extended with DANO ENTERPRISES, INC. whose address is 4 Omega Drive, Stamford, CT 06907 for a period of one year commencing on August 1, 2023 and expiring on July 31, 2024, in a total amount not to exceed \$46,500.00.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorizes, a contract extension with DANO ENTERPRISES, INC. in accordance with this resolution, the bid specifications.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certify funds in the amount of \$46,500.00 from Clean Communities Grant Accounts 02-213-19-703-123000 and 02-213-20-703-123000.

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

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

RESOLUTION #2023-180

A RESOLUTION AUTHORIZING YEAR 3 OF CONTRACT TO MAZZA RECYCLING SERVICES FOR THE PROVISION OF TYPE 13 BULKY WASTE DISPOSAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, on July 15, 2021 (Resolution #2021-236) the Township Council of the Township of Marlboro awarded a contract to MAZZA RECYCLING SERVICES FOR THE PROVISION OF TYPE 13 BULKY WASTE DISPOSAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (Bid #2021-17); and

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

WHEREAS, on May 19, 2022 (Resolution #2022-133), the Township Council of the Township of Marlboro approved the first one (1) year extension of the contract with MAZZA RECYCLING SERVICES FOR THE PROVISION OF TYPE 13 BULKY WASTE DISPOSAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, in a memo dated June 23, 2023, the Director of Public Works has recommended that the Township approve the 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 the contract be extended with MAZZA RECYCLING SERVICES whose address is 3230A Shafto Road, Tinton Falls, New Jersey 07753 for a period of one year commencing on September 1, 2023 and expiring on August 31, 2024, in a total amount not to exceed \$59,850.00.

BE IT FURTHER RESOLVED that the Mayor is hereby authorizes a contract extension with MAZZA RECYCLING SERVICES in accordance with this resolution, the bid specifications.

BE IT FURTHER RESOLVED that the Chief Financial Officer has certify funds in the amount of \$19,950.00 from Operating Account 01-201-32-170-233122 for the 2023 portion of these services.

BE IT FURTHER RESOLVED funds in the amount of \$39,900.00 will be made available and certified in 2024 upon adoption of the budget.

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

- a. MAZZA RECYCLING SERVICES
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2023-181

A RESOLUTION AUTHORIZING YEAR 3 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, on September 9, 2021 (Resolution #2021-290) the Township Council of the Township of Marlboro awarded a 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 (Bid 2021-23); and

WHEREAS, the bid specifications included the option to renew said contract for 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, on June 16, 2022 (Resolution #2022-153), the Township Council of the Township of Marlboro approved the first one (1) year extension of the contract with HERC RENTALS INC. FOR THE PROVISION OF DUMP TRUCK WITH SNOW REMOVAL EQUIPMENT RENTAL FOR THE TOWNSHIP

OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, in a memo dated June 23, 2023, the Director of Public Works has recommended that the Township approve the 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 the contract be extended to HERC RENTALS INC. whose address is 49 Wesley Street, South Hackensack, NJ 07606 for a one (1) year period beginning on September 1, 2023, through August 31, 2024, for an amount not to exceed \$64,200.00.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorizes a contract extension with HERC RENTALS INC. in accordance with this resolution, the bid specifications.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified funds in the amount of \$16,050.00 for the aforesaid contract in Current Account #01-201-26-119-215105.

BE IT FURTHER RESOLVED, funds for the 2024 portion in an amount of \$48,150.00 will be certified at the time of adoption of the 2024 municipal budget.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, a contract extension with HERC RENTALS INC. 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. HERC RENTALS INC.
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2023-182

A RESOLUTION AUTHORIZING YEAR 3 OF CONTRACT TO TRI COUNTY TRUF, LLC FOR THE PROVISION OF PARKING LOT SNOW REMOVAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW)

WHEREAS, on August 19, 2021 (Resolution #2021-255) the Township Council of the Township of Marlboro awarded a contract to TRI COUNTY TURF, LLC FOR THE PROVISION OF PARKING LOT SNOW REMOVAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (Bid 2021-20);

and

WHEREAS, the bid specifications included the option to renew said contract for 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, on June 16, 2022 (Resolution #2022-148), the Township Council of the Township of Marlboro approved the first one (1) year extension of the contract with TRI COUNTY TURF, LLC FOR THE PROVISION OF PARKING LOT SNOW REMOVAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS; and

WHEREAS, in a memo dated June 23, 2023, the Director of Public Works 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 the contract be extended to TRI COUNTY TURF, LLC whose address is 81 John White Road, Cranbury, NJ 08512 for a one (1) year period beginning on October 1, 2023, through September 30, 2024, for an amount not to exceed \$62,951.00.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorizes a contract extension with TRI COUNTY TURF, LLC in accordance with this resolution, the bid specifications.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified funds in the amount of \$15,737.75 for the aforesaid contract in Current Account #01-201-26-119-288310.

BE IT FURTHER RESOLVED, funds for the 2024 portion in an amount of \$47,213.25 will be certified at the time of adoption of the 2024 municipal budget.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, a contract extension with TRI COUNTY TURF, LLC 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. TRI COUNTY TURF, LLC
- b. Township Business Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2023-183

A RESOLUTION AUTHORIZING YEAR 3 OF 5 CONTRACT TO CENTRAL JERSEY WASTE & RECYCLING, INC. FOR THE PROVISION OF RECYCLING COLLECTION AND DISPOSAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW)

WHEREAS, on August 19, 2021 (Resolution #2021-256) the Township Council of the Township of Marlboro awarded a contract to CENTRAL JERSEY WASTE & RECYCLING, INC. FOR THE PROVISION OF RECYCLING COLLECTION AND DISPOSAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (Bid 2021-15) (DPW);and

WHEREAS, the bid specifications included the option to renew said contract for four (4) one-year extensions on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, on June 16, 2022 (Resolution #2022-151), the Township Council of the Township of Marlboro approved the first one (1) year extension of the contract with CENTRAL JERSEY WASTE & RECYCLING, INC. FOR THE PROVISION OF RECYCLING COLLECTION AND DISPOSAL SERVICES FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS (DPW); and

WHEREAS, in a memo dated June 23, 2023, the Director of Public Works has recommended that the Township approve the 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 a contract extension be awarded to CENTRAL JERSEY WASTE & RECYCLING, INC., whose address is 432 Stokes Avenue, Ewing, New Jersey 08638 for RECYCLING COLLECTION AND DISPOSAL SERVICES for a period of one year commencing on September 1, 2023 and expiring on August 31, 2024 in a total amount not to exceed \$769,064.16.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Municipal Clerk to witness, a contract extension with CENTRAL JERSEY WASTE & RECYCLING, INC. in accordance with this resolution.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified that sufficient funds in the amount of \$256,354.72 are available for the aforesaid contract in Current Account #01-201-26-117-233112.

BE IT FURTHER RESOLVED, that funds for the 2024 portion of the

contract in the amount of \$512,709.44 will be certified by the Chief Financial Officer upon adoption of the 2024 Municipal Budget.

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

- a. CENTRAL JERSEY WASTE & RECYCLING, INC.
- b. Township Administrator
- c. Director of Public Works
- d. Chief Financial Officer

RESOLUTION #2023-184

A RESOLUTION AWARDDING CONTRACT TO SHANNON CHEMICAL CORPORATION FOR THE SUPPLY OF ZINC ORTHOPHOSPHATE FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS WATER UTILITY DIVISION

WHEREAS, the Township of Marlboro has authorized the acceptance of bids (2023-10) for the Supply of Zinc Orthophosphate, a critical chemical utilized in the water treatment process by the Township of Marlboro Water Utility Division; and

WHEREAS, on July 7, 2023, the Township received two (2) bids as follows:

Contract	Chemical Name	Est. Annual Qty.	Unit	Univar Solutions USA 200 Dean Sievers Pl. Morrisville, PA 19067		Shannon Chemical Corporation P.O. Box 376 Malvern, PA 19355	
1A	Zinc Orthophosphate	90,000	lbs.	1.41	126,900.00	1.74	156,600.00

and;

WHEREAS, in a memo dated July 7, 2023, the Director of Public Works advised that the apparent lowest bidder, Univar Solutions USA, Inc. took several material exceptions to the technical specifications (attached); and

WHEREAS, the critical nature of zinc orthophosphate in the water treatment process requires that the Township have a guaranteed supply when it is needed for the production of potable water for customers; and

WHEREAS, Univar's refusal to provide any guarantees of product or product delivery renders its bid submission unresponsive; and

WHEREAS, the Director of Public Works also reported that the bid proposal submitted by Shannon Chemical Corporation contained no exceptions and is responsive; and

WHEREAS, the Director of Public Works has recommended that Contract 1A be awarded as follows:

Type	Quantity:	Unit Price (\$)	Total Price (\$): <b>NOT TO EXCEED</b>
Contract 1A Zinc Orthophosphate	90,000 lbs	1.74/lb.	156,600.00

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

WHEREAS, the Chief Financial Officer has certified that funds for the 2023 portion of the contract in the amount of \$53,250.00 are available in the Water Utility Account #05-201-55-500-293020; and

WHEREAS, funds for the 2024 portion of each contract in the total amount of \$103,350.00 will be certified by the Chief Financial Officer for this purpose upon adoption of the 2024 Municipal Budget.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that Contract 1A be awarded to Shannon Chemical Corp. whose address is P.O. Box 376, Malvern, PA 19355 for the Supply of Zinc Orthophosphate for the Township of Marlboro Water Utility Division, for a contract amount not to exceed \$156,600.00 and for a term of one (1) year beginning on September 1, 2023 with an option to renew for one two-year or two one-year periods on the same terms and conditions as specified in the bid, at the Township's sole discretion.

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

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

- a. Univar Solutions USA
- b. Shannon Chemical Corporation
- c. Township Business Administrator
- d. Chief Financial Officer
- e. Director of Public Works

RESOLUTION #2023-185

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE  
AND APPROPRIATION (N.J.S.A. 40A:4-87)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$2,206.51, which has been received by the municipality for the "Alcohol Education Rehabilitation Enforcement" Grant.

BE IT FURTHER RESOLVED, that the amount of \$2,206.51 be hereby appropriated under the caption "Alcohol Education Rehabilitation Enforcement" Grant.

RESOLUTION #2023-186

A RESOLUTION AUTHORIZING THE EXTENSION OF GRACE PERIOD  
FOR THE PAYMENT OF TAXES

WHEREAS, due to a delay in the Township receiving the certification of tax rates from the County of Monmouth, property tax bills for the upcoming year were mailed later than the statutory timeframe; and

WHEREAS, New Jersey State Statute provides for a minimum of twenty-five (25) days between the date of mailing and the property tax bill due date.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Township of Marlboro that the grace period for payment of third quarter taxes be extended to August 15, 2023.



RESOLUTION #2023-187

AUTHORIZING THE TOWNSHIP OF MARLBORO TO APPLY FOR AN EMERGENCY MANAGEMENT PERFORMANCE GRANT THROUGH THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, NEW JERSEY OFFICE OF EMERGENCY MANAGEMENT FOR FFY 2023 (OEM)

WHEREAS, the United States Department of Homeland Security (USDHS) continues the Federal Emergency Management Agency's (FEMA) efforts to sustain and enhance all-hazards emergency management capabilities through EMPG grant funding; and

WHEREAS, the New Jersey State Police Emergency Management Section (NJSP/EMS) Preparedness Bureau (PB), is the FFY2023 EMPG program coordinator for the EMAA subaward program; and

WHEREAS, the EMAA subaward program provides funding for eligible county and local government agencies for projects conducted from July 1, 2023 through June 30, 2024 ("Program"); and

WHEREAS, the Marlboro Office of Emergency Management has prepared an application to the Program for funding to support investments that improve the Township's ability to prevent a an act of terrorism, protect residents against the greatest hazards, mitigate the loss of life and property, respond quickly to save lives, protect property and the environment and recover from a disaster through timely restoration; and

WHEREAS, Mayor Jonathan Hornik and the Township Council of the Township of Marlboro are committed to enhancing the emergency management function to ensure the Township continues to be thoroughly prepared for emergencies, and support this grant application to secure the maximum funding available.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the Township is hereby authorized to submit an application for funding through the Federal Fiscal Year 2023 (FFY23) United States Department of Homeland Security, New Jersey Office of Emergency Management (NJOEM), Emergency Management Performance Grant (EMPG) - Emergency Management Agency Assistance (EMAA) Subaward Program.

BE IT FURTHER RESOLVED, that the Township is hereby authorized to execute an agreement, in a form approved by the Township Attorney for funding from Program.

RESOLUTION #2023-188

RESOLUTION AUTHORIZING THE TOWNSHIP OF MARLBORO TO APPLY  
FOR THE OFFICE OF JUSTICE PROGRAMS BULLETPROOF VEST  
PARTNERSHIP GRANT ACT, U.S. DEPARTMENT OF JUSTICE (BVP) FOR  
THE MARLBORO TOWNSHIP POLICE

WHEREAS, the U.S Department of Justice, FY 2023 Bulletproof Vest Partnership Grant Act (BVP) is provided to assist all eligible law enforcement agencies in offsetting costs of purchasing body armor vests for their officers; and

WHEREAS, the funds are dedicated funds and cannot be used for any other purpose; and

WHEREAS, \$13,772.00 in funds are currently available to the Township; and

WHEREAS, the Township wishes to apply for the maximum amount of funding available to offset the costs for replacement vests due for officers during years August 2023 to August 2024; and

WHEREAS, the funding is a reimbursement that is requested after confirmation of receipt of the ballistic vest.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the Township is hereby authorized to submit a grant application to the U.S. Department of Justice, Ballistic Vest Partnership (BVP) and execute an agreement for funding from the FY2023 Bulletproof Vest Partnership.

RESOLUTION #2023-189

TAX LIEN REDEMPTIONS

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$51,536.28 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 \$51,536.28 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>
2022-035	312/49	WSFS AS CUST LVTLOPS/ FIRSTTRUST PO Box 815 Fort Washington, PA 19034	3,611.24
2021-029	265/17	Fig NJ19, LLC PO Box 54226 New Orleans, LA 70154	3,493.78
2020-003	119/23.01	Lawrence Gerber 38 Kingfisher Ct Marlboro, NJ 07746	628.81
2021-005	119/23.01	Double G Keen Management Corp. PO Box 325 Manalapan, NJ 07726	1,406.64
2022-005	123/3	Evolve Bank & Trust 6000 Poplar Avenue, Suite 300 Memphis, TN 38119	38,815.44
2022-036	337/22	Trystone Capital Assets, LLC PO Box 1030 Brick, NJ 08723	3,580.37

RESOLUTION #2023-190

THE GRANTING OF DISABLED VETERAN TAX EXEMPTIONS

WHEREAS, the Tax Assessor has granted disabled veteran exemptions for the owners of the properties as per Schedule "A",

WHEREAS, pro-rated 2023 property taxes totaling \$20,835.18 need to be cancelled,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro to direct the Tax Collector to cancel \$20,835.18 for 2023 taxes.

SCHEDULE "A"

<b>EFFECTIVE DATE</b>	<b>PROPERTY INFORMATION</b>	<b>AMOUNT</b>
11/22/2022	201 Potts Road	\$5,834.64
1/18/2023	23 Wilson Avenue	\$7,241.88
1/23/2023	13 Fletcher Drive	\$7,758.66
		<b>\$20,835.18</b>

Citizen's Voice:

William Waple of 16 Caulder Court stated that he was happy with this year's Memorial Day ceremony and was happy that the Township was continuing with the tradition of this important observance.

Renzo Kolenovic of 9 Rockwell Circle requested live streaming of all future Council meetings.

Frank Festa of 1727 Ramapo Way, Scotch Plains, New Jersey said that he has not received engineering approval to proceed with building on his commercial property.

Debra Vaneedum of 25 McCue Road was inquiring about the policy for the Marlboro Township social media community pages. She requested that information posted be complete and any follow up news regarding situations be posted when information is received.

At 7:41 p.m., Councilwoman Marder moved that the meeting be adjourned. This was seconded by Councilman Milman, and there was no objection. The Municipal Clerk was asked to cast one ballot.

MINUTES APPROVED: AUGUST 17, 2023

OFFERED BY: MILMAN

AYES: 3

SECONDED BY: MARDER

NAYS: 0

ABSTAIN: DINUZZO AND SCALEA

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SUSAN A. BRANAGAN,  
MUNICIPAL CLERK

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JUNED QAZI,  
COUNCIL PRESIDENT

081723