

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
October 26, 2022
7:00 p.m.

1. Montgomery Township Committee met at 7:00 p.m. on the above date at the Municipal Complex, 100 Community Drive, Skillman, NJ. Those present were:

TOWNSHIP COMMITTEE: Mayor Keenan, Deputy Mayor Bell,
Committee Members Schuldiner, Singh and Barragan

ADMINISTRATOR - Lori Savron

TOWNSHIP ATTORNEY - Wendy Rubinstein-Quiroga

DEPUTY TOWNSHIP CLERK - Patricia Gravatt

2. Mayor Keenan stated the following: "Under the provisions of the Open Public Meetings Act, notice of the time and place of this meeting has been posted and sent to the officially designated newspapers."

3. Mayor Keenan led the salute to the flag.

4. **DIWALI PROCLAMATION - Committeeperson Singh read the following:**

WHEREAS, Diwali, the "Festival of Lights", symbolizes the victory of good over evil, and is one of the most celebrated festivals of Hindu, Sikhs, Buddhists and Jain; and

WHEREAS, the US Senate and House of Representatives have officially passed resolutions since 2007 recognizing the religious and historic significance of Diwali; and

WHEREAS, Diwali, falls during the new moon and the darkest night in the lunar calendar and is symbolic of the victory of light over darkness, good over evil, compassion over despair, and knowledge and peace; and

WHEREAS, Diwali celebrants light "diyas," small oil lamps, and place them around the home, and pray for health, knowledge over ignorance; and

WHEREAS, celebrants of Diwali believe that rows of lamps symbolize the light within the individual that rids the soul of darkness and ignorance; and

WHEREAS, Diwali is a reminder we must commit to lift each other up together to brighter future;

NOW THEREFORE, I, Neena Singh on behalf of Mayor Devra Keenan, and the Montgomery Township Committee, County of Somerset and the State of New Jersey, do hereby recognize the religious and historical significance of Diwali, and Diwali's message of tolerance, compassion and the victory of good over evil which resonates with the American spirit; and

BE IT FURTHER PROCLAIMED that the Township of Montgomery recognizes October 24, 2022 as "Diwali 2022" and calls upon its residents to observe and celebrate Diwali with various activities and programs to learn about its religious and historical significance.

5. **DEVELOPMENT PRESENTATION**

Administrator and Planning Director Lori Savron presented the Committee with the locations, timelines, project and status updates on development within the Township from the past 5 years to the present. Ms. Savron said a prior presentation can be found on the Township website located under Planning Topics. Developments discussed were:

- Belle Mead Planned Unit Development Harlingen Village Square Townhomes & Apartments
- RPM 100% Senior Affordable Housing - Municipal Complex
- Apartments at Montgomery Crossing - Montgomery Crossing - Village Walk
- 1377 Route 206 - Somerset Apartments
- Montgomery Promenade Shopping Center & Single Family Homes
- The Haven

6. **PUBLIC COMMENT**

We respectfully ask members of the public to limit your comments to approximately five (5) spoken minutes. Additionally, if your comments are similar to comments already made, instead of repeating them at length, we ask that you instead indicate that you join in or support those comments previously made.

Any questions posed to the Township Committee will be answered after the closure of public comment. Any question requiring research or additional information will be answered at a subsequent Township Committee meeting.

- 6-1. Jeffrey Grant, 6 Livingston Drive, provided his opinion on Mayor Keenan's comments regarding the January 6th attack on the Capital, MAGA hats, domestic terrorism, harassment allegations, former Committeeperson Huang and Committeeperson Schuldiner. He expressed positive appreciation for the Safety Meeting that was held, and looked forward to Mayor Keenan's future plans to build back a better Police force.

- 6-2. Marilyn Blasovsky, 14 Andover Circle, thanked Deputy Mayor Shelly Bell for her contributions and the Committee in its entirety for their efforts in approving the lives of Township residents. Ms. Blasovsky conveyed her concern over speeding on Blue Spring Road.
- 7-3. Deputy Mayor Bell thanked Ms. Blasovsky for her comments, and expressed her appreciation to her and other residents that attend public meetings and provide information on issues that are relevant to all residents.
- 6-4. Eric Bolger, Harlingen Road, expressed his concern over increased development, traffic congestion, and sewer system installation.
- 6-5. Susan Rogers, 80 Ichabod Crane Lane, voiced her disappointment regarding the scheduling of the Township Committee Meeting containing a public hearing on Ordinance #22-1690 amending consumption in public places, and the Health Department's first presentation on Cannabis health and safety. Ms. Rogers asked that the ordinance be tabled for a future meeting as residents would not be able to attend both simultaneously. Ms. Rogers commented on Ordinance #21-1666, RPM Senior Housing Project, grants, projects funding, monitoring obligations for senior housing, and the possible tax impact.
- 6-6. Michelle Parise, 325 Dutchtown-Zion Road, stated she received her sample ballot and was annoyed to discover her polling location moved again. She asked that the Committee provide assistance in securing a stable, easily accessible location. Ms. Parise asked that signage be placed on Grandview Road to save the bridge from truck damage, clean up debris at the end of her street leftover from the Hurricane Ida, and address the super fund site on Camp Meeting Avenue.
- 6-7. Kim Gallatro, 455 Springhill Road, asked if there was a requirement to provide a "paid for by" statement on signage for the Montgomery Full Day K, and an update on repairs to the sinking railroad tracks on Springhill Road.
- 6-8. Administrator Lori Savron replied to Susan Rodgers inquiry regarding funding of the RPM Senior Affordable Housing Project. Approximately \$150,000 was secured through a County Home Grant. The age restrictions for the property is age 55 and older. Plans are being discussed to have the developer provide an in-depth explanation of the PILOT program in early 2023.
- 6-9. Mayor Keenan responded to Susan Rogers's comments on the Township Committee and the Health Department's presentation scheduling conflict was due to the lack of access to the Chambers for Early Voting.
- 6-10. Mayor Keenan stated that a traffic study is in progress, and awaiting completion in response to Mr. Bolger's comments on traffic congestion.
- 6-11. Deputy Township Clerk Patricia Gravatt stated that the decision to change locations was due to structure loss from the after math of Hurricane Ida and other types of property damage, and the move to the new building. The 19 Districts remain the same. Districts are drawn after the completion of each decennial census to account for population, and are not decided by the Township Clerk.
- 6-12. Mayor Keenan said a request for the truck sign was made over year ago, and requested Administrator Savron follow up on that request.
- 6-13. Elizabeth Palius, River Road, made comments on the new Municipal Complex's stormwater management, and requested the Township keep and maintain the managed meadows, along with the addition trees. Ms. Palius said the Township's Municipal Complex should be an example of how to best deal with our climate, and thanked the Committee for their contributions to date.
- 6-14. Ping Carlson, Dutchtown-Zion Road, made remarks regarding the new CBD store, products, ingredients, dosage, effects, and asked how the Township would enforce against the use of its products by school age children. Ms. Carlson asked for assistance in abetting explosions that occur at the old 3M site. The explosions have caused vertical cracks in her drywall, and are disruptive.
- 6-15. Christine Newman, Springhill Road, relayed her appreciation of Deputy Mayor Bell's comments regarding the reporting issues and concerns that affect the lives of all residents. Ms. Newman expressed her opinion on domestic terrorism, the January 6th insurrection, and her displeasure regarding negative comments directed towards Mayor Keenan.
- 6-16. Sadaf Jaffer, 61 Harvard Circle, thanked Deputy Mayor Bell for her service.
- 6-17. Susan Rogers, 80 Ichabod Crane Lane, thanked Ping Carlson for her comments regarding the CBD store, and asked about caution notifications for Halloween Trick or Treaters.
- 6-18. Mayor Keenan commented on the Township Complex's rain gardens, and said a subcommittee is being developed to educate the community on the Committee's strides for the future of its stormwater and meadow management. Administrator Savron said she would follow up with the Health Department regarding the CBD store. Mayor Keenan said they have been contacted in the past regarding explosions at 3M. Committeeperson Schuldiner said there is a State Agency where residents can file a report. Mayor Keenan said she would look into meeting with the new owners to address the blasting.
- 6-19. Mayor Keenan and the Committee thanked Deputy Mayor Bell for her service to the community.
- 6-20. Committeeperson Singh said she would inquire with the Health Department regarding Halloween Safety Awareness, and follow-up to insure the distribution of flyers.

7. **CONSENT AGENDA** - All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any Township Committeeperson may request that an item be removed for separate consideration.

A. RESOLUTION #22-10-217 - REFUND OVERPAID TAX

<u>Name</u>	<u>Year</u>	<u>Block/Lot</u>	<u>Amount</u>
Ngoc Nguyen	2020	32001/9	\$1,584.00
Allied Title, LLC	2021	5024/20.03 Condo	\$2,550.46
Ngoc Nguyen	2021	32001/9	\$1,597.50

B. RESOLUTION #22-10-218 - TO AUTHORIZE AN AUCTION OF USED TOWNSHIP EQUIPMENT

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

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

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

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

<u>Vehicle #</u>	<u>Make</u>	<u>Model</u>	<u>Yr</u>	<u>Description</u>	<u>Plate #</u>	<u>Vin#</u>
510-T	Spalding	RMV		Hot patcher	MG29894	
514-T	0		1983	20' 20' Ton Hudson Equipment Trailer	MG29AD	HHTB182D1000B
583	INTHR	Hydro 84	1984	Tractor (red)	N/A	8600209B008224-X
445	Car Mate	Dbl Ax	1995	Double axle flatbed Trailer 22' for 580-D's Hauling (red)	MG22395	4PKU820D0SL003431
548	INTH	2654	2001	Diesel w/plow,sander	MG45119	1HTGMAAR01H368965
510	Ford	250	2008	Diesel w/snow plow	MG76789	1FTSX21R48EC87466
303	Dodge	Durango	2004	LT 4x4 Dodge 4x4 GUV6 A4	MG59014	1D4HB38N84F199299
914	Dodge	Ram P/U	2011	Pickup	MG90563	3D6WZ4CT3BG628348
502-M	552	Harpper	2009	72LC Basin mower Auto level		
504-T	AMER	CB Clean	1996	Tow behind catch Basin vac., diesel	MG79091	1A95SA1217TM274010

**C. RESOLUTION #22-10-219 - PURSUANT TO N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948)
Annual Youth Service Grant**

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 items of revenue in the budget of any County or Municipality when such item shall have been made 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 an equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Committee of the Township of Montgomery hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget of the year 2022, in the amounts listed below, which item is now available as a revenue form the County of Somerset;

2022 Youth Service Annual Grant \$5,000.00

BE IT FURTHER RESOLVED that a like sum, be, and the same, hereby is appropriated under the above appropriation titles.

BE IT FURTHER RESOLVED that the Chief Financial Officer shall file an electronic Special Item of Revenue resolution submittal form to the Division of Local Government Services.

D. RESOLUTION #22-10-220 - SHARED SERVICES AGREEMENT FOR A SHARED MUNICIPAL COURT BETWEEN THE TOWNSHIP OF HILLSBOROUGH AND THE TOWNSHIP OF MONTGOMERY

WHEREAS, the Townships of Hillsborough and Montgomery currently have a Shared Services Agreement for a Shared Municipal Court that expired on December 31, 2022; and

WHEREAS, the Shared Services Agreement is authorized under N.J.S.A. 40A:65-1 et seq., the "Uniform Shared Services and Consolidation Act", and N.J.S.A. 2B:12-1.c which allows for the establishment of Shared Municipal Courts; and

WHEREAS, the Townships received approval for the shared Municipal Court pursuant to New Jersey Court Rule 1:33-4(a) which provides that "[t]he Assignment Judge shall be the chief judicial officer within the vicinage and shall have plenary responsibility for the administration of all courts therein"; and

WHEREAS, the Townships now wish to renew the Shared Services Agreement for the Shared Municipal Court pursuant to the terms and conditions set forth in a Shared Services Agreement for a Shared Municipal Court between the Township of Hillsborough and the Township of Montgomery.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery, Somerset County, New Jersey, that:

1. The Mayor and Township Clerk are hereby authorized to sign the Shared Services Agreement for a Shared Municipal Court between the Township of Hillsborough and the Township of Montgomery for the period January 1, 2023 to December 31, 2027 upon the terms and conditions set forth in same.
2. The Township Clerk is directed to forward a signed copy to the Township Clerk of the Township of Hillsborough.

E. **RESOLUTION #22-10-221 - AUTHORIZING EXECUTION OF A GRANT AGREEMENT TO THE TOWNSHIP OF MONTGOMERY FROM THE SOMERSET COUNTY OPEN SPACE TRUST FOR THE DEVELOPMENT OF AN ALL-INCLUSIVE PLAYGROUND AT THE TOWNSHIP'S MUNICIPAL COMPLEX**

BE IT RESOLVED that the Mayor and Clerk are hereby authorized to execute a grant agreement with Somerset County for the development of an All-Inclusive Playground and that their signature constitutes acceptance of the terms and conditions of the agreement.

F. **RESOLUTION #22-10-222 - AUTHORIZING MONTGOMERY CROSSING, PHASE 1 PERFORMANCE GUARANTEE REDUCTION NO. 2**

WHEREAS, Mark Herrmann, Township Engineer, has certified on October 12, 2022 that a performance guarantee posted for Montgomery Crossing Phase 1 (formerly Block 28005, Lot 66) may be reduced; and

WHEREAS, the remaining and partially completed improvements will be adequately covered by a performance guarantee as specified in the Township Engineer's estimate dated October 12, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery Township Committee that a reduced performance guarantee amounting to \$645,152.34 reduced from \$710,037.06, be posted as follows:

10% cash	\$ 64,515.23
90% cash, Letter of Credit, or Surety Bond	\$580,637.11

There is sufficient escrow remaining for inspections.

G. **RESOLUTION #22-10-223 - AUTHORIZING MONTGOMERY CROSSING, PHASE 1 SAFETY AND STABILIZATION GUARANTEE REDUCTION NO. 2**

WHEREAS, Mark Herrmann, Township Engineer, has certified on October 12, 2022 that a safety and stabilization guarantee posted for Montgomery Crossing Phase 1 (formerly Block 28005, Lot 66) may be reduced; and

WHEREAS, the remaining and partially completed improvements will be adequately covered by a safety and stabilization guarantee as specified in the Township Engineer's estimate dated October 12, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery Township Committee that a reduced safety and stabilization guarantee amounting to \$29,528.76, reduced from \$32,709.86, be posted as follows:

10% cash	\$ 2,952.88
90% cash, Letter of Credit, or Surety Bond	\$26,575.88

There is sufficient escrow remaining for inspections.

H. **RESOLUTION #22-10-224 - AUTHORIZING MONTGOMERY CROSSING, PHASE 2 PERFORMANCE GUARANTEE REDUCTION NO. 1 AND REJECTION OF GUARANTEE RELEASE REQUEST**

WHEREAS, Sharbell Building Company, LLC has requested the release of a performance guarantee for Montgomery Crossing, Phase 2; and

WHEREAS, the Engineering Department has determined that there is still work to be completed; and

WHEREAS, Mark Herrmann, Township Engineer, has certified on October 12, 2022 that a performance guarantee posted for Montgomery Crossing, Phase 2 (formerly Block 28005, Lot 66) may be reduced; and

WHEREAS, the remaining and partially completed improvements will be adequately covered by a performance guarantee as specified in the Township Engineer's estimate dated October 12, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery Township Committee that a reduced performance guarantee amounting to \$6,928.20, reduced from \$23,094.00, be posted as follows

10% cash	\$ 692.82
90% cash, Letter of Credit, or Surety Bond	\$6,235.38

I. **RESOLUTION #22-10-225 - AUTHORIZING MONTGOMERY CROSSING, PHASE 2 SAFETY AND STABILIZATION GUARANTEE REDUCTION NO. 1**

WHEREAS, Mark Herrmann, Township Engineer, has certified on October 12, 2022 that a safety and stabilization guarantee posted for Montgomery Crossing at Montgomery Phase 2 (formerly Block 28005, Lot 66) may be reduced; and

WHEREAS, the remaining and partially completed improvements will be adequately covered by a safety and stabilization guarantee as specified in the Township Engineer's estimate dated October 12, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery Township Committee that a reduced safety and stabilization guarantee amounting to \$14,249.70, reduced from \$24,616.45, be posted as follows:

10% cash	\$ 1,424.97
90% cash, Letter of Credit, or Surety Bond	\$12,824.73

There is sufficient escrow remaining for inspections.

J. **RESOLUTION #22-10-226 - AUTHORIZING MONTGOMERY CROSSING, PHASE 3 PERFORMANCE GUARANTEE REDUCTION NO. 1**

WHEREAS, Mark Herrmann, Township Engineer, has certified on October 12, 2022 that a performance guarantee posted for Montgomery Crossing Phase 3 (formerly Block 28005, Lot 66) may be reduced; and

WHEREAS, the remaining and partially completed improvements will be adequately covered by a performance guarantee as specified in the Township Engineer's estimate dated October 12, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery Township Committee that a reduced performance guarantee amounting to \$113,276.64 reduced from \$315,070.80 be posted as follows:

10% cash	\$ 11,327.66
90% cash, Letter of Credit, or Surety Bond	\$101,948.98

There is sufficient escrow remaining for inspections.

K. **RESOLUTION #22-10-227 - AUTHORIZING MONTGOMERY CROSSING, PHASE 3 SAFETY AND STABILIZATION GUARANTEE REDUCTION NO. 1**

WHEREAS, Mark Herrmann, Township Engineer, has certified on October 12, 2022 that a safety and stabilization guarantee posted for Montgomery Crossing at Montgomery Phase 3 (formerly Block 28005, Lot 66) may be reduced; and

WHEREAS, the remaining and partially completed improvements will be adequately covered by a safety and stabilization guarantee as specified in the Township Engineer's estimate dated October 12, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery Township Committee that a reduced safety and stabilization guarantee amounting to \$16,168.60, reduced from \$29,114.09, be posted as follows:

10% cash	\$ 1,616.86
90% cash, Letter of Credit, or Surety Bond	\$14,551.74

There is sufficient escrow remaining for inspections.

L. **RESOLUTION 22-10-228 - AUTHORIZING GUARANTEE EXTENSIONS FOR THE COMPLETION OF IMPROVEMENTS - VARIOUS PROJECTS**

WHEREAS, the period for the completion of improvements on the following projects have recently expired or will expire soon. The developers for the projects below are working on completing the guaranteed improvements or are working on punch lists.

WHEREAS, Mark Herrmann, Township Engineer, has recommended that the Township Committee consider extending the time for completion of bonded improvements as follows:

<u>Development</u>	<u>New Completion Date</u>
165 Willow Road, Restoration - Road Opening Moratorium	10/22/2023
71 Colfax Road Safety and Stabilization Guarantee	11/05/2023
Rollins-Western Real Estate Holdings Performance Guarantee	11/07/2023
71 Colfax Road Landscaping Buffer Guarantee	11/12/2023

71 Colfax Road Performance Guarantee	11/13/2023
Montgomery Ridge Phase 2 Townhouse Site Work	12/03/2023
Montgomery Ridge Phase 3 Townhouses & 17 Additional Parking Spaces	12/03/2023
65 Belle Mead Griggstown Road, TCO Guarantee	06/07/2023

M. **RESOLUTION #22-10-229 - AUTHORIZING THE RETENTION, TRANSFER AND USAGE OF POSTED PERFORMANCE GUARANTY TO ALLOW FOR CONSTRUCTION OF SIDEWALKS ALONG ROUTE 206**

WHEREAS, JER/Herring Orchard, LLC (the "developer") received preliminary and final major site plan and minor subdivision and use variance approval from the Zoning Board of Adjustment of the Township of Montgomery for Case BA-07-09; and

WHEREAS, the developer is responsible for all site work improvements approved by Case BA-07-09 including a stretch of sidewalk to be constructed along Route 206 at the southwestern side of the signalized intersection with Orchard Road to facilitate pedestrian access to a NJ Transit bus stop; and

WHEREAS, Gail Smith, former Township Engineer, certified on June 3, 2014 that all public improvements in a project known as JER/Herring Office Building Lot were completed in accordance with the approved plans and the Code of the Township of Montgomery except for the construction of sidewalks along Route 206 near its intersection with Orchard Road; and

WHEREAS, by Resolution #14-6-134, the Montgomery Township Committee authorized release of the Performance Guarantee (LOC #18120304-00-000) conditioned upon, *inter alia*, the developer posting a \$5,000.00 Performance Bond to guaranty construction of the sidewalk along Route 206 near its intersection with Orchard Road; and

WHEREAS, on June 9, 2014 the developer posted \$5,000.00 cash in lieu of Performance Bond with the Township to guaranty future construction of the referenced sidewalks; all other performance and/or maintenance guarantees have since been released back to the developer; and

WHEREAS, Mark Herrmann, Township Engineer, certified on October 21, 2022 that developer has not constructed the referenced sidewalks such that the Township would itself undertake such construction, funding same utilizing the posted security, subject to this Committee's prior authorization and approval.

N. **RESOLUTION #22-10-230 - RELEASE OF LANDSCAPING BUFFER GUARANTEE - 159 DUTCHTOWN HARLINGEN ROAD, BLOCK 15015, LOT 8**

WHEREAS, Mark Herrmann, Township Engineer, has recommended that the Township Committee consider the release of the posted Landscaping Buffer Guarantee. The project was inspected in anticipation of the guarantee expiration. No apparent deficiencies were found during inspections conducted by the Engineering Department.

NOW, THEREFORE, BE IT RESOLVED by the Township committee that the Landscaping Buffer Guarantee Bond and posted inspection escrow fees be released to Paulina Dabek.

7-1. Deputy Mayor Bell moved to adopt CONSENT AGENDA. The motion was seconded by Committeeperson Schuldiner and carried on the following:

ROLL CALL - Ayes - Barragan, Singh, Schuldiner, Bell, Keenan
Abstain - Barragan (F, G & H)
Nays - None

8. **ORDINANCE #22-1690 - Amending Chapter 3-5.4 - Alcohol Beverage Permit - Public Hearing**

A. Title: AN ORDINANCE AMENDING SECTION 3-5.1 "CONSUMPTION IN PUBLIC PLACES", OF THE TOWNSHIP OF MONTGOMERY MUNICIPAL CODE

B. Mayor Keenan opened the hearing to the public. There being no comment, Deputy Mayor Bell moved that the public hearing be closed. The motion was seconded by Committeeperson Schuldiner and carried unanimously.

C. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance, as amended on October 6, 2022 be adopted this 26th day of October, 2022 and that a notice thereof be published in an official newspaper as required by law.

8-1. Deputy Mayor Bell moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Singh and carried on the following:

ROLL CALL - Ayes - Barragan, Singh, Schuldiner, Keenan
Abstain - Bell
Nays - None

9. **ORDINANCE #22-1691 - BOND ORDINANCE - Amending in its Entirety Bond Ordinance 22-1684_for the Stage II Flood Protection Project - Public Hearing**

A. Title: BOND ORDINANCE AMENDING IN ITS ENTIRETY BOND ORDINANCE 22-1684 FOR THE STAGE II FLOOD PROTECTION PROJECT

B. Mayor Keenan opened the hearing to the public. There being no comment, Deputy Mayor Bell moved that the public hearing be closed. The motion was seconded by Committeeperson Schuldiner and carried unanimously.

C. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance, as amended on October 6, 2022 be adopted this 26th day of October, 2022 and that a notice thereof be published in an official newspaper as required by law.

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

ROLL CALL - Ayes - Barragan, Singh, Schuldiner, Bell, Keenan
Nays - None

10. **PAYMENT OF BILLS - Posted**

WHEREAS, the Township Committee of the Township of Montgomery has received bills to be paid as listed; and

WHEREAS, the Chief Financial Officer and the Township Administrator have reviewed these bills and have certified that these bills represent goods and/or services received by the Township, that these are authorized and budgeted expenditures and that sufficient funds are available to pay these bills.

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

1. That these bills are hereby authorized for payment; and
2. That checks in the proper amounts are prepared and that necessary bookkeeping entries are made; and
3. That the proper Township Officials are authorized to sign the checks.

10-1. Deputy Mayor Bell moved the adoption of the foregoing resolution. The motion was seconded by Committeeperson Singh and carried on the following:

ROLL CALL - Ayes - Barragan, Singh, Schuldiner, Bell, Keenan
Nays - None

11. **ADMINISTRATOR'S REPORT**

11-1. Breast Cancer Awareness Month

Township staff wore pink in support of Breast Cancer Awareness, and the Health Department campaigned in its honor.

11-2. Municipal Complex Improvements

Continuation on improvements included removal of cement island located at the Orchard Road entrance of the building, lighting for building signage, automated doors for the front entrance and Library doors. The DOT denied the Township's request for wayfinding signage on Route 206. Alternatives are being discussed. The Township is ADA compliant regarding the entries to the building, but would like to make them more accessible for visitors.

11-3. Early Voting

Council Chamber will be off limits for Early Voting beginning October 7.

11-4. Closed Captioning/Headsets

Comcast Cable has provided Closed Captioning to the Township's live broadcasts, and is now available. Headsets have been ordered for the hearing impaired. The Township will continue in its efforts for accessibility for all residents.

11-5. 1020 Route 518 Structure

Progress is made regarding the roof collapse. Removal of asbestos, and utilities must be informed to disconnect. Verizon has been disconnected, and New Jersey American Water and PSE&G will be disconnected soon. Demolition is expected during winter 2022.

11-6. Shred Event

Somerset County Shred Event will be held at the Public Works Garage located on Chimney Rock Road on November 12, from 9:00 am to 1:00 pm. Shredding is free, and for County residents only.

11-7. 4th Quarter Property Tax

Taxes are due November 1 with a 10 day grace periods. Payments can be made on-line via the Township's website, mail, or the drop box located in front the Municipal Complex entrance.

11-8. RVCC Transportation

The Township put out messaging to obtain resident feedback, and received responses from 21 families who expressed interest. The Township met with the Somerset County Director of Public Works. He asked the Township to collect the data and an examination of adding routes will be discussed further.

11-9 Somerset County Library Special Permit

A request was received from the Library to obtain a Special Permit for a Fund Raising Event. Township Attorney Wendy Rubenstein-Quiorga for the Committee to approve due to a timing constraint. The code regarding consumption of alcohol in a public building does not require a resolution, but could be passed by voice vote.

11-10. Committeeperson Schuldiner moved the adoption of approving the Special Permit for the Somerset County Library System Literacy Volunteers Event, to be held November 4th. The motion was seconded by Committeeperson Singh and carried on the following:

ROLL CALL - Ayes - Barragan, Singh, Schuldiner, Bell, Keenan
Nays - None

12. **UPCOMING MEETINGS**

The next Township Committee Meeting is scheduled for November 10 at 7:00 pm.

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

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

1. The Township Committee will now convene in a closed session that will be limited only to consideration of items with respect to which the public may be excluded pursuant to Section 7B of the Open Public Meetings Act.
2. The general nature of the subject to be discussed in this session is as follows:
 - Police Candidate Interviews
3. It is unknown precisely when the matter discussed in this session will be disclosed to the public. No appointments shall be made except by action of the Township Committee in a public session.

13-1. Deputy Mayor Bell moved to close the meeting to the public. The motion was seconded by Committeeperson Schuldiner and carried unanimously.

13-2. Deputy Mayor Bell moved to reopen the meeting to the public. The motion was seconded by Committeeperson Schuldiner and carried unanimously.

ADJOURNMENT was at 11:22 p.m. on a motion by Deputy Mayor Bell. The motion was seconded by Committeeperson Barragan and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk