

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

January 16, 2020

The Marlboro Township Council held its regularly scheduled meeting on January 16, 2020 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President Mazzola 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 January 7, 2020; published in the Asbury Park Press on January 9, 2020; 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 Clerk called the Roll.

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

Also present: Brian Trelease, Esq., Business Administrator Jonathan Capp, Municipal Clerk Alida Manco and Deputy Municipal Clerk Susan A. Branagan.

Councilwoman Marder moved that the minutes of December 12, 2019 be approved. This was seconded by Council President Mazzola, and passed on a roll call vote of 2 - 0 in favor, with Council Vice President Cantor and Councilman Scalea abstaining (Absent: Metzger).

Councilwoman Marder moved that the minutes of January 6, 2020 be approved. This was seconded by Council President Mazzola, and passed on a roll call vote of 4 - 0 in favor (Absent: Metzger).

The following Resolution #2020-51/Ordinance #2020-1 (Authorizing Acceptance of Block 154, Lot 17.06 - Reids Hill Road) was introduced by reference, offered by Councilwoman Marder,

seconded by Council Vice President Cantor and passed on a roll call vote of 4 - 0 in favor (Absent: Metzger).

RESOLUTION # 2020-51

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

ORDINANCE # 2020-1

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF THE OPEN SPACE DEDICATION OF BLOCK 154, LOT 17.06 LOCATED ON REIDS HILL ROAD ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MARLBORO

be introduced and passed on first reading and that the same be advertised according to law; and

BE IT FURTHER RESOLVED that the same be considered for final passage on February 6, 2020 at 7:00 p.m. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE # 2020-1

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF THE OPEN SPACE DEDICATION OF BLOCK 154 LOT 17.06 LOCATED ON REIDS HILL ROAD ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MARLBORO

WHEREAS, Carl G. Antisell, Douglas A. Antisell and Donald T. Antisell received Zoning Board approval for a subdivision on April 26, 2016 which proposed dedication of Block 154 Lot 17.06, comprising approximately 14 acres located on REIDS HILL ROAD on the official tax map of the Township of Marlboro for conservation purposes as part of the grant of subdivision approval; and

WHEREAS, it is a matter of procedure that the Township of Marlboro adopt an Ordinance accepting the dedication of this Block and Lot.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Township Council of the Township of Marlboro that it hereby accepts the Deed of Dedication from Carl G. Antisell, Douglas A. Antisell and Donald T. Antisell to the Township of Marlboro, for any and all conservation purposes, for the property known as Block 154, Lot 17.06 on the official tax map of the Township of Marlboro.

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, this Ordinance shall take effect upon passage and publication in accordance with applicable law.

The following Resolution #2020-52/Ordinance #2020-2 (Amending Chapter 4 - Fixing Salaries of Various Officers and Employees 2020) was introduced by reference, offered by Councilman Scalea, seconded by Council Vice President Cantor and passed on a roll call vote of 4 - 0 in favor (Absent: Metzger).

RESOLUTION # 2020-52

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

ORDINANCE # 2020-2

ORDINANCE AMENDING CHAPTER 4, ARTICLE XX
(ADMINISTRATION OF GOVERNMENT, OFFICERS AND EMPLOYEES)
AND FIXING THE SALARIES OF VARIOUS
OFFICERS AND EMPLOYEES OF THE
TOWNSHIP OF MARLBORO 2020

be introduced and passed on first reading and that the same be advertised according to law; and

BE IT FURTHER RESOLVED that the same be considered for final passage on February 6, 2020 at 7:00 p.m. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE # 2020-2

ORDINANCE AMENDING CHAPTER 4, ARTICLE XX
(ADMINISTRATION OF GOVERNMENT, OFFICERS AND EMPLOYEES)
AND FIXING THE SALARIES OF VARIOUS

OFFICERS AND EMPLOYEES OF THE
TOWNSHIP OF MARLBORO 2020

BE IT ORDAINED by the Township Council of the Township of Marlboro, County of Monmouth, as follows:

SECTION 1. The salaries of the hereinafter designated Township officers and employees in accordance with Schedule "A" are attached hereto.

SECTION 2. All salary ordinances heretofore adopted are hereby repealed, and all other parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 3. This Ordinance shall take effect upon passage and publication as required by law.

	2020
Mayor	4,800
Councilperson	3,600
Business Administrator	85,000.00 - 161,000.00
Municipal Clerk	65,000.00 - 124,000.00
Deputy Municipal Clerk	45,000.00 - 79,000.00
Chief Financial Officer	78,000.00 - 134,000.00
Finance Director	2,500.00 - 15,000.00
Tax Collector	65,000.00 - 100,000.00
Tax Assessor	65,000.00 - 100,000.00
Municipal Presiding Judge	27,000.00 - 56,000.00
Municipal Judge	20,000.00 - 34,000.00
Township Engineer	90,000.00 - 134,000.00
Superintendent of Public Works	99,900.00 - 161,000.00
Recreation Director	70,000.00 - 106,000.00
Chief of Police	107,000.00 - 201,000.00
Director of Community Development	75,000.00 - 161,000.00

As the consent agenda, the following resolutions were introduced by reference, offered by Councilman Scalea, seconded by Council President Mazzola, and passed on a roll call vote of 4 - 0 in favor (Absent: Metzger): Res. #2020-53 (Authorizing Award of State Contracts and Monmouth and Somerset County Cooperative Purchasing Program Contracts to Various Vendors for the Purchase of Auto, Truck, Heavy Equipment and Lawn Mower Parts and Supplies), Res. #2020-54 (Authorizing Temporary Emergency Appropriations 2020), Res. #2020-55 (Lien Redemptions - Various), and Res. #2020-56 (Refunds for Tax Overpayments - Various).

RESOLUTION # 2020-53

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACTS AND
MONMOUTH AND SOMERSET COUNTY COOPERATIVE PURCHASING
PROGRAM CONTRACTS TO VARIOUS VENDORS FOR THE PURCHASE
OF AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS
AND SUPPLIES FOR THE DEPARTMENT OF PUBLIC WORKS
DIVISION OF VEHICLE

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, the Township is authorized to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from bids obtained from a cooperative pricing system such as the Monmouth and Somerset County Cooperative Purchasing Program pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, the Monmouth County Cooperative Purchasing Program conducted a public bidding process and awarded contracts to various vendors for the provision of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES; and

WHEREAS, the Public Works Department has indicated that the various vendors listed below have agreed to extend the pricing provided to Monmouth and Somerset County to Marlboro Township through the Monmouth and Somerset County Cooperative Purchasing Program; and

WHEREAS, the Township of Department of Public Works Division of Vehicle Maintenance is in need of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES in order to maintain the Township vehicle fleet; and

WHEREAS, at this time, the Director of Public Works Department has recommended the award of contracts as follows:

State Contract		
Vendor	Contract Number	Amount
C & M Auto Parts	86059	\$ 15,000.00
Service Tire Truck Center	19 – FLEET – 00708	\$ 20,000.00
Route 1 Chrysler Dodge	40802	\$ 15,000.00
Chemung Supply	88262	\$ 10,000.00
Creston Hydraulics	40823, 89297, 88272	\$ 15,000.00
A & K Equipment	88273	\$ 7,500.00
Brown Hunterdon Mack	42103, 42082	\$ 15,000.00
D & W Diesel	42124	\$ 5,400.00
Norman's Auto Services	40174	\$ 3,000.00
Quality Auto Glass	40176	\$ 3,000.00
Norcia	42083, 85864, 89298	\$ 3,500.00
Perth Amboy Springs	40835	\$ 7,500.00
Craft Oil (Petro Choice)	81514	\$ 18,000.00
Varga Transmission Center	40828	\$ 7,000.00
Trius, Inc.	88269, 85856, 89249, 42108	\$ 30,000.00
Sea Coast Chevrolet	40799	\$ 3,000.00
Foley Equipment	85846	\$ 15,000.00
Aurora Environmental	42274	\$ 5,500.00
Kaldor Emergency Lighting	42123	\$ 15,000.00
Praxair Distribution	83290	\$ 2,500.00
HA DeHart	17 – FLEET – 00323	\$ 10,000.00
W. E. Timmerman Co.	85857	\$ 2,500.00
Joseph Fazzio Steel	84215	\$ 5,000.00
B. J. and M. Auto	40857, 89295	\$ 2,500.00
NAPA Auto Parts (F & C Auto)	42104	\$ 60,000.00
Mid Atlantic Truck Center	42075	\$ 15,000.00
Edwards Tire	19 – FLEET – 00708	\$ 55,000.00
Air Brake & Equipment	42086, 89279	\$ 5,000.00
Campbell Freightliner	40814	\$ 5,000.00
Freehold Ford	86005	\$ 15,000.00
Storr Tractor	43038	\$ 10,500.00
Groff Tractor	17 – FLEET – 00202	\$ 2,000.00

and

Monmouth County Cooperative Purchasing		
Vendor	Contact Number	Amount
Mid Atlantic Truck Center	F-85-2019	\$ 15,000.00
Van Winkle Auto Supply	F-23-2020	\$ 8,000.00
Memphis Equipment Corp.	F-19-2020	\$ 10,000.00
Jesco	F-46-2020	\$ 2,500.00
Varga Transmissions	F-65-2019	\$ 5,000.00
Freehold Dodge	F-58-2020	\$ 20,000.00
Sea Coast Chevrolet	F-58-2020	\$ 5,000.00
Freehold Ford	F-58-2020	\$ 5,000.00
Swanton Fuel Oil Co.	F-38-2020	\$ 10,000.00
ElectroBatteries, Inc.	F-84-2019	\$ 5,000.00
Edwards Tire	F-28-2020	\$ 10,000.00
Eastern Auto Parts Warehouse	F-23-2020	\$ 5,000.00

; and

Somerset County Cooperative Purchasing		
Vendor	Contract Number	Amount
Gabrielli Kenworth of New Jersey	CC-0129-17	\$ 7,500.00
Freehold Ford	CC-0113-16	\$ 20,000.00
Custom Bandag, Inc.	CC-0020-18	\$ 10,000.00
Brown's Hunterdon Mack	CC-0129-17	\$ 5,000.00
Robert Hoover Truck Center	CC-0129-17	\$ 5,000.00
Sanitation Equipment	CC-0129-17	\$ 5,000.00
Chemung Supply	CC-0043-16	\$ 10,000.00

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the Department of Public Works to obtain auto and truck parts and supplies under the State Contracts and Monmouth and Somerset County Cooperative Purchasing Program in order to maintain the Township vehicle fleet; and

WHEREAS, funds will be certified by the Chief Financial Officer at the time of order; and

WHEREAS, the Township Council desires to approve the purchase of said AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the vendors and under the State Contracts identified above in an amount not to exceed \$403,400.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the aforementioned vendors pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program, for a total amount not to exceed \$100,500.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the aforementioned vendors pursuant to the bid obtained by the Somerset County Cooperative Purchasing Program, for a total amount not to exceed \$62,500.00.

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

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

RESOLUTION # 2020-54

EMERGENCY TEMPORARY APPROPRIATION
PRIOR TO ADOPTION OF THE BUDGET

WHEREAS, N.J.S.A. 40A:4-20 provides authorization for an emergency temporary appropriation after the first thirty days of the fiscal year and before the adoption of the 2020 Municipal budget; and

WHEREAS, this resolution authorizes appropriations representing 50% of the full 2019 appropriations with the exception of debt service and obligations associated with seasonal considerations; and

WHEREAS, the total emergency temporary resolutions adopted in the year CY 2020 pursuant to the provisions of N.J.C.A. 40A 4-20 (Chapter 96, P.L.1951 as amended) including this resolution total: \$24,436,725.26 for the municipal budget, \$6,839,446.08 for the

operations of the water utility, and \$1,560,053.01 for the operations of the recreation and swim utility; and

NOW THEREFORE, BE IT RESOLVED that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for each of the accounts listed on the attached.
2. That each said emergency temporary appropriation will be provided for in the CY 2020 budget under the same title as appropriated above.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

RESOLUTION # 2020-55

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$48,048.45 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 \$48,048.45 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>
2017-068	412.05/12	Trystone Capital Assets, LLC PO Box 1030 Brick, NJ 08723 Assessed Owner: Ciancio, Salvatore & Michelle	3,559.01
2019-011	147/35	ATCF II NJ LLC PO Box 54972 New Orleans, LA 70154 Assessed Owner: Tuhap Holdings, LLC	44,489.44

