

AGENDA FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
June 4, 2020
7:00 p.m.

It is the Township Committee's intention to conclude this meeting no later than 11:00 p.m.

ROLL CALL - Jaffer (), Schuldiner (), Gural (), Keenan (), Huang ()

ALSO PRESENT - Van Hise (), Nieman (), Pitts (), Kukla ()

MAYOR'S STATEMENT Although this meeting is the regularly scheduled meeting of the Montgomery Township Committee, due to the State of Emergency that exists as a result of the COVID-19 Coronavirus crisis, and in accordance with Executive Order No. 104 issued by Governor Murphy on Monday, March 16 limiting public gatherings, this meeting is being held virtually by webcast, simulcast on Comcast Cable Channel 29, and public participation is enabled by Zoom Meeting. Instructions for participating in this meeting are provided on the Township's website at www.twp.montgomery.nj.us. In light of these special circumstances, it is the Committee's intention to limit the agenda during this State of Emergency to items necessary for the continued operation of the Township and to conclude this meeting as soon as practicable.

SALUTE TO THE FLAG

1. **RESOLUTION CONDEMNING ALL ACTS OF RACISM AND RACIST VIOLENCE, INCLUDING POLICE VIOLENCE, THROUGHOUT THE COUNTRY, AND CALLING FOR DIALOGUE, UNITY AND HEALING**

WHEREAS, We are haunted by the vision of George Floyd's tragic killing by Minneapolis police as his pleas for help were ignored by those charged to serve and protect; and

WHEREAS, We understand that this was not an isolated incident. The list of names and similar tragedies are unconscionably long, and an undeniable part of the history and the present of this nation; and

WHEREAS, We extend our sincere condolences to those who knew and loved George Floyd, Breonna Taylor, Ahmaud Arbery and all those whose lives have been taken by racist violence; and

WHEREAS, Systematic racism against Black people has existed on this land since the arrival of the first slave ship in 1619; and

WHEREAS, White supremacist groups have become emboldened in our country and bias crimes across the United States have risen significantly since 2016; and

WHEREAS, Black people have experienced racial discrimination by having police called on them by non-Black people solely for their racial identity; and

WHEREAS, As public officials, these tragedies make us reflect on our own practices, behavior, and attitudes. We question whether we are doing enough, are we vigilant enough, have we fostered a true culture of respect and honesty? We strive to remain ever-thoughtful in our work - as public officials - to ensure that all members of our community are safe, protected, respected, and served by their public servants; and

WHEREAS, As public officials, it is our duty to use our legal and moral authority to protect all members of our community no matter their race or ethnicity. It is our duty to foster a community free of bias, fear, intimidation, and violence - a community in which people are not targeted or hurt unnecessarily - and provide equal protection under the law; and

WHEREAS, We know we can do better as a country and as a community to confront the historic, ongoing, and systemic racism that has brought us to this place; and

WHEREAS, Many people in our country and our community have seen the video of George Floyd's killing and other distressing tragedies and are trying to process the trauma. This is especially painful for those who experience racism in their daily lives. However, the current public health crisis makes it more difficult to connect with sources of support; and

WHEREAS, Many people in our country and our community are disgusted with the current state of affairs and have taken to the streets in protest.

NOW, THEREFORE, BE IT RESOLVED That the Montgomery Township Committee:

1. Condemns all forms of racism and racist violence, including police violence, and calls for an end to the use of excessive force and militarized policing practices in the United States;
2. Demands that all bias crimes, including those perpetrated by law enforcement, are properly investigated and prosecuted to the fullest extent of the law;
3. Honors those police and other law enforcement officers who put their lives on the line daily while lawfully serving and protecting the public and looks forward to continuing to work in partnership with our local police department to pursue our shared goal of equal protection under the law;

(Item #1 Cont.)

4. Stands in solidarity with peaceful protesters, calls on protesters to eschew violence, and calls on law enforcement agencies throughout the country to protect the civil rights of peaceful protesters and indeed to join with them in their effort to combat systemic racism;
5. Reaffirms our commitment to equality. We will work together with all our community leaders to determine the best ways for us to engage in an honest and open dialogue about how true equity, unity, and healing can be achieved.

Motion _____ Second _____ Favor _____ Opposed _____

2. **STATEMENTS BY TOWNSHIP COMMITTEE MEMBERS**

3. **POLICE DIRECTOR'S COMMUNITY ADDRESS**

4. **COVID-19 VIRUS UPDATE**

5. **PUBLIC COMMENT**

In light of the unique circumstances involved in broadcasting this meeting live and facilitating remote participation, we respectfully ask members of the public to limit your comments and/or Q&A to approximately three (3) 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. While it is not our intention to limit your ability to share your thoughts and concerns, we want to ensure that everyone has the ability to participate and provide for the orderly progression of this meeting during these exceptional circumstances.

There are two public comment options being offered:

1. Send your comments or questions via email either in advance or during the meeting to: publiccomment@twp.montgomery.nj.us and put "Public Comment" in subject line.
2. Questions may be called in using the following phone number and code:

Dial-in Time: June 4, 2020 07:00 PM

Dial-in Phone Number: 1-646-558-8656 **Enter Meeting Code:** 899 2555 2470

All questions and comments will be relayed to the Township Committee during the meeting and answered immediately.

If you have any additional comments or questions, to minimize in-person contacts during this State of Emergency, we ask that you phone, email, or mail your questions to any member of the Township Committee or our Administrator and we will respond as soon as possible.

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

A. **RESOLUTION #20-6-122 - REDEMPTION OF TAX SALE CERTIFICATE #2017-06**

BE IT RESOLVED That a refund in the amount of \$146,805.79 be given to Christiana T C/F Firsttrust, P.O. Box 5021, Philadelphia, PA 19111-5021 for the redemption of Tax Sale Certificate #2017-06 on Block 6006, Lot 5.

B. **RESOLUTION #20-6-123 - REFUND OVERPAID 2017 TAXES**

BE IT RESOLVED That a refund in the amount of \$1,153.12 be given to Geoffrey B & Colleen R Seiler, 32 Waverly Court, Belle Mead, NJ 08502 for the overpayment of 2017 taxes on Block 7021, Lot 50.06.

C. **RESOLUTION #20-6-124 - REFUND OVERPAID 2020 TAXES**

BE IT RESOLVED That a refund in the amount of \$4,496.46 be given to Aires, LLC, 100 Reserve Road, Suite G300, Danbury, CT 06810 for the overpayment of 2020 taxes on Block 22030, Lot 13.

(CONSENT AGENDA Cont.)

D. **RESOLUTION #20-6-125 - RELEASE OF PERFORMANCE GUARANTEE - Dana L. Castro - Street Opening Permit #19-R-39 (Block 34001, Lot 5)**

WHEREAS, Gail Smith, Township Engineer, has recommended the release of a cash performance guarantee to Dana L. Castro because all work has been satisfactorily completed with respect to a street opening permit at Block 34001, Lot 5 (1085 Cherry Hill Road).

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the cash performance guarantee in the amount of \$555.00 be released to Dana L. Castro, 1085 Cherry Hill Road, Princeton, NJ 08540

6-1. Motion to adopt **CONSENT AGENDA** _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Huang				
Keenan				
Gural				
Schuldiner				
Jaffer				

7. **RESOLUTION #20-6-127 - RESOLUTION OF MONTGOMERY TOWNSHIP AUTHORIZING THE PURCHASE OF NATURAL GAS SUPPLY SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE**

WHEREAS, The Montgomery Township has determined to move forward with the EMEX Reverse Auction in order procure natural gas for the and Montgomery Township; and

WHEREAS, The Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the "Act") authorizes the purchase of natural gas supply service for public use through the use of an online auction service; and

WHEREAS, Montgomery Township has utilized the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at www.energymarketexchange.com; and

WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, The auction was conducted pursuant to the "Act".

NOW, THEREFORE, BE IT RESOLVED That the Township Administrator, Donato Nieman is hereby authorized to execute on behalf of Montgomery Township the natural gas contract with Plymouth Rock Energy, which submitted a bid of \$0.53110, lower than the PSE&G 24 month price of \$0.53824 in the EMEX Reverse Auction.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Huang				
Keenan				
Gural				
Schuldiner				
Jaffer				

8. ORDINANCE #20-1637 - Providing for 3.5% CAP - Public Hearing

- A. Title: ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS PROVIDING FOR A 3.5% "CAP" FOR THE 2020 BUDGET AND TO ESTABLISH A CAP BANK PURSUANT TO NJS 40A:4-45.14
- B. Public Hearing. Motion to close_____ Second_____ Favor_____ Opposed_____
- C. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 4th day of June 2020 and that notice thereof be published in an official newspaper as required by law.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Huang				
Keenan				
Gural				
Schuldiner				
Jaffer				

9. APPROVAL OF MINUTES

If there are no corrections, the minutes for May 21, 2020 stand approved.

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

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.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Huang				
Keenan				
Gural				
Schuldiner				
Jaffer				

OLD/NEW BUSINESS

2020-2021 Municipal Deer Management Update

COMMITTEE AND SUB-COMMITTEE REPORTS

TENTATIVE JUNE 18 AGENDA

2020 Municipal Budget Public Hearing

UPCOMING MEETINGS

ADJOURNMENT at _____ p.m. Motion_____ Second_____ Favor_____ Opposed_____