

AGENDA FOR  
MONTGOMERY TOWNSHIP COMMITTEE MEETING  
July 16, 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. Instructions for participating in this meeting are provided on the Township's website at [www.twp.montgomery.nj.us](http://www.twp.montgomery.nj.us)."

**SALUTE TO THE FLAG**

1. **INTRODUCTORY PRESENTATION OF IDENTITY & HERITAGE OF MONTGOMERY TOWNSHIP** - Princeton University Students
2. **POLICE REPORT**
3. **COVID-19 VIRUS UPDATE**
4. **PUBLIC COMMENT**

We respectfully ask members of the public to limit your comments and/or Q&A to approximately three (3) 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.

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](mailto: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:** July 16, 2020 07:00 PM

**Dial-in Phone Number:** 1-646-558-8656 **Enter Meeting Code:** 849 1870 4794

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.

5. **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 #20-7-248 - REFUND OVERPAID 2020 SEWER TAX**

BE IT RESOLVED That a refund in the amount of \$40.38 be given to Weathervane Abstract & Settlement Services, LLC, 110 Main Street, P.O. Box 454, Flemington, NJ 08822 for the overpayment of the 2020 sewer tax on Block 37001 Lot 4.02.

B, **RESOLUTION #20-7-249 - REFUND OVERPAID 2019 & 2020 TAXES**

BE IT RESOLVED that a refund in the amount of \$5,559.11 be given to Core Logic Tax Services, Refund Department, P.O. Box 9202, Coppell, TX 75019-9978, for the overpayment of Taxes on Block 23001 Lot 21.

<b>TAX QUARTER</b>	<b>TAX AMOUNT</b>
2019/4 <sup>th</sup>	\$2,811.86
2020/1 <sup>st</sup>	\$2,747.25

C. **RESOLUTION #20-7-250 - REFUND OVERPAID 2020 TAXES**

BE IT RESOLVED That refunds be given to the following for the overpayment of 2020 taxes:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Amount</u>
37001	4.02	Weathervane Abstract & Settlement Services, LLC	\$27.93
4024	1	Sharath Korala & Anitha Gangidi	\$2,046.21
23001	21	Quicken Loans	\$2,747.24
27001	11.08	Anthony & Ahtoinette Melchione	\$3,978.38

D. **RESOLUTION #20-7-251 - PURSUANT TO N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) - Clean Communities 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 Township 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 2020, in the amounts listed below, which items is now available as a revenue from the State of New Jersey;

FY 2020 CLEAN COMMUNITIES GRANT	\$56,245.03
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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.

E. **RESOLUTION #20-7-252 - PURSUANT TO N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) - NJ Association of County & City Health Officials 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 Township 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 2020, in the amounts listed below, which items is now available as a revenue from the State of New Jersey;

FY NJACCHO GRANT	\$22,498.00
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(Consent Agenda Item E. Cont.)

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.

**F. RESOLUTION #20-7-253 - APPROVAL OF CONSTRUCTION SEQUENCE AGREEMENT - Bloomberg Business Park Second Solar Collector Project**

BE IT RESOLVED That the Mayor and Clerk are hereby authorized to execute a Construction Sequence Agreement for Bloomberg Business Park, Second Solar Collector Project, Block 34001, Lots 38.01, 38.001 and 38.03, PB-01-20, subject to the review and approval of the Township Attorney and the Township Engineer.

**G. RESOLUTION #20-7-254 - APPROVAL OF DETENTION BASIN EASEMENT - Village Shoppes at Montgomery, LLC**

BE IT RESOLVED That the Mayor and Clerk are hereby authorized to execute a detention basin easement from Village Shoppes at Montgomery, LLC to the Township of Montgomery for Block 28007, Lot 3, subject to the review and approval of the Township Attorney and the Township Engineer.

**H. RESOLUTION #20-7-255 - APPROVAL OF SIDEWALK EASEMENT - Village Shopper III, LLC and Village Shoppes at Montgomery, LLC**

BE IT RESOLVED That the Mayor and Clerk are hereby authorized to execute a sidewalk easement from Village Shopper III, LLC and Village Shoppes at Montgomery, LLC to the Township of Montgomery for Block 28005, Lot 66.02 and 69, subject to the review and approval of the Township Attorney and the Township Engineer.

**I. RESOLUTION #20-7-256 - RELEASE OF PERFORMANCE GUARANTEE - Pedro da Eira Street Opening Permit #18-R-61 Block 22004, Lot 7 - 245 Dead Tree Run Road**

WHEREAS, Gail Smith, Township Engineer, has recommended the release of a cash performance guarantee to Pedro da Eira because all work has been satisfactorily completed with respect to a street opening permit at Block 22004, Lot 7 (245 Dead Tree Run Road.

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the cash performance guarantee in the amount of \$435.00 be released to Pedro da Eira, 245 Dead Tree Run Road, Belle Mead, NJ 08502.

5-1. Motion to adopt **CONSENT AGENDA** \_\_\_\_\_ Second \_\_\_\_\_

**ROLL CALL VOTE:**

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Huang				
Keenan				
Gural				
Schuldiner				
Jaffer				

6. ORDINANCE #20-1642 - LDO-APT/TH & SSIZ-2 - Public Hearing

- A. Title: AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XVI, "LAND DEVELOPMENT", OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) COUNTY OF SOMERSET, STATE OF NEW JERSEY AND SPECIFICALLY SUBSECTION 16-4.4c REGARDING MAXIMUM BUILDING HEIGHT IN THE "APT/TH" APARTMENT/TOWNHOUSE DISTRICT AND SUBSECTION 16-4.14.b.5(a) REGARDING MAXIMUM BUILDING HEIGHT FOR APARTMENT BUILDINGS IN THE "SSIZ-2" SITE SPECIFIC INCLUSIONARY ZONE 2 DISTRICT.
- B. Report from Planning Board
- C. Public Hearing. Motion to close \_\_\_\_\_ Second \_\_\_\_\_ Favor \_\_\_\_\_ Opposed \_\_\_\_\_
- D. BE IT RESOLVED By the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 16<sup>th</sup> day of July, 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				

7. APPROVAL OF MINUTES

If there are no corrections, the minutes for July 2, 2020 stand approved.

8. 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

COMMITTEE AND SUB-COMMITTEE REPORTS

TENTATIVE AUGUST 6 AGENDA

UPCOMING MEETINGS

ADJOURNMENT at \_\_\_\_\_ p.m. Motion\_\_\_\_\_ Second\_\_\_\_\_ Favor\_\_\_\_\_ Opposed\_\_\_\_\_