

AGENDA FOR
MONTGOMERY TOWNSHIP COMMITTEE MEETING
May 6, 2021
7:00 p.m.

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

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

ALSO PRESENT - Rubinstein(), 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, 2020 limiting public gatherings, this meeting is being held virtually by webcast and simulcast on Comcast Cable Channel 29.

SALUTE TO THE FLAG

1. **COVID-19 UPDATE**

2. **POLICE OFFICERS MEMORIAL DAY AND POLICE WEEK - May 9 - 15, 2021**

WHEREAS, on Peace Officers Memorial Day and during Police Week, we commend the brave men and women of our law enforcement community for continually summoning the courage to fulfill their solemn oath to protect and serve. We also pause to remember all those who have lost their lives and who have suffered permanent disabilities defending their communities and the rule of law.

WHEREAS, the health, safety, and security of our citizens is important to the happiness, prosperity and well-being of the Township's families, communities; schools, and visitors; and

WHEREAS, the Township Committee is appreciative of the extraordinary efforts and sacrifices made by officers and their family members on a daily basis in order to protect our schools, workplaces, roadways, and homes; and

WHEREAS, we wish to show our support and gratitude for every tragedy averted, every accident avoided because an officer took a drunk driver off the streets, every child made safer because a criminal was brought to justice, and every life saved because police officers raced to the scene.

NOW, THEREFORE, BE IT RESOLVED that the Montgomery Township Committee celebrates those who protect and serve us every minute of every day, and we honor the courageous officers who devote themselves so fully to the safety of others.

BE IT FURTHER RESOLVED that the Montgomery Township Committee does hereby proclaim May 15, 2021, as Peace Officers Memorial Day and May 9 through May 15, 2021, as Police Week in honor of our hardworking law enforcement officers.

3. **RESOLUTION - 52nd ANNUAL PROFESSIONAL MUNICIPAL CLERKS WEEK - May 3 - May 7, 2021**

WHEREAS, the Office of the Professional Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

WHEREAS, the Office of the Professional Municipal Clerk is the oldest among public Servants; and

WHEREAS, the Office of the Professional Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other level; and

WHEREAS, Professional Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

WHEREAS, the Professional Municipal Clerk serves as the information center on functions of local government and community; and

WHEREAS, Professional Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Professional Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations; and

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Professional Municipal Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the Montgomery Township Committee does recognize the week of May 3 through May 7, 2021, as Professional Municipal Clerks Week, and further extend appreciation to our Professional Municipal Clerk, Donna Kukla and to all Professional Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

4. **MUNICIPAL COMPLEX STATUS UPDATE - Epic**

- 5. **ENVIRONMENTAL COMMISSION PRESENTATION ON THE PROPOSED ENVIRONMENTAL AWARD PROGRAM**
- 6. **DIGITAL INFRASTRUCTURE TASK FORCE UPDATE**
- 7. **PUBLIC COMMENT**

To make a public comment, participants may comment by utilizing the "Raise Your Hand" feature in Zoom. For members of the public participating by phone, you may "Raise Your Hand" by dialing *9

Members of the public may also submit comments in advance of any meeting by sending an email to: publiccomment@twp.montgomery.nj.us or by written letterform, delivered to the Montgomery Township Municipal Building, 2261 Route 206, Belle Mead, New Jersey 08502. All advance comments must be received by 4:00 p.m. the day of the scheduled meeting and will be read by the Township Clerk during the public comment portion of the meeting.

We respectfully ask members of the public to limit your comments 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.

- 8. **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 #21-5-112 - REFUND OVERPAID 2021 TAXES**

BE IT RESOLVED that a refund for overpayment of taxes given to those listed below in the amount of;

<u>Name</u>	<u>Block / Lot</u>	<u>Amount</u>
Daniel & Elizabeth Roth	34019 / 34	\$3,618.65
Diamondruff, LLC	5002 / 3	\$1,661.35

B. **RESOLUTION #21-5-113 - AMENDING RESOLUTION #21-2-2 - PETTY CASH CHECKS**

BE IT RESOLVED that resolution #21-1-2 be amended to authorize the Chief Financial Officer to draw checks, one in the amount of \$1,000, as the custodian of the CFO's Petty Cash Account.

C. **RESOLUTION #21-5-115 - AUTHORIZING ACCESS AND USE AGREEMENT BETWEEN THE TOWNSHIP OF MONTGOMERY AND MONTGOMERY TOWNSHIP BOARD OF EDUCATION - Swimming Pool**

BE IT RESOLVED That the Mayor and Clerk are hereby authorized to execute an Access and Use Agreement between the Township of Montgomery and the Montgomery Township Board of Education with respect to use of the swimming pool located at Montgomery High School. The term of the agreement shall be from July 1, 2021 to June 30, 2022.

D. **RESOLUTION #21-5-116 AUTHORIZING GRANT APPLICATION WITH THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE THROUGH THE COUNTY OF SOMERSET**

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Township Council of the Township of Montgomery, County of Somerset, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Somerset;

NOW, THEREFORE, BE IT RESOLVED by the Township of Montgomery, County of Somerset, State of New Jersey hereby recognizes the following:

The Township Council does hereby authorize submission of a strategic plan for the Montgomery-Rocky Hill Municipal Alliance grant for fiscal year 2021-2022 in the amount of:

DEDR	\$ 6,934.07
Cash Match	\$ 1,733.52
In-Kind	\$ 5,200.55

1. The Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.
2. The Township Council accepts subsequent award of this grant.

E. **RESOLUTION #21-5-117 - RELEASE OF PERFORMANCE GUARANTEE - Road Opening Permit #20-R-34 - 65 Willow Run Road**

WHEREAS, Gail Smith, Township Engineer, has recommended the release of a cash performance guarantee to Steven Bousserski because all work has been satisfactorily completed with respect to a street opening permit at Block 7005, Lot 4 (65 Willow Run Road).

NOW, THEREFORE, BE IT RESOLVED By the Montgomery Township Committee that the cash performance guarantee in the amount of \$1,600.00 be released to Steven Bousserski, 65 Willow Run Lane, Belle Mead, NJ 08502.

F. **RESOLUTION #21-5-118 - RELEASE OF PERFORMANCE GUARANTEES - BEDENS BROOK VALLEY PROJECT - 24 Sunnyside Lane**

WHEREAS, Keith and Lisa Tietjen purchased lot 11.06, and secured Zoning Board approval (BA-05-17) and Planning Board approval (PB-03-17) to, among other things, consolidate Lot 11.06 with adjacent Block 31001, Lot 11.07, and construct an additional dwelling unit on the consolidated property (now Block 31001, Lot 11.08); and

WHEREAS, as a condition of that approval, the Tietjen's were required to post guarantees for their new project and resolve the issue of the on-site soil that had been placed on the property in 2010; and

WHEREAS, Gail Smith, in her memo dated April 23, 2021, has recommended that the posted guarantees be released as the improvements and the soil issue have been resolved to the satisfaction of the engineering department and the Township.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery Township Committee that the following performance guarantees be released:

Cash Guarantee for Soil Removal in the Amount of \$5,000.00
 Cash Guarantee for Landscaping in the Amount of \$4,400.00
 Cash Guarantee for Driveway Apron in the Amount of \$900.00

BE IT FURTHER RESOLVED that a maintenance guarantee is not required.

G. **RESOLUTION #21-5-119 - AUTHORIZING SHARED SERVICES AGREEMENT WITH THE BOROUGH OF ALPHA PURSUANT TO THE UNIFORM SHARED SERVICES AND CONSOLIDATION ACT CONCERNING THE SERVICES OF THE TOWNSHIP OF MONTGOMERY'S REGISTERED MUNICIPAL CLERK (RMC)**

WHEREAS, the "Uniform Shared Services and Consolidation Act" N.J.S.A. 40A:65-1 through 40A:65-35 (the "Act"), authorizes local units of this State to enter into a contract with any other local unit or units for the joint provision within their several jurisdictions of any service which any party to the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the Parties have identified an area where working together through shared services will result in positive outcomes for both municipalities; and

WHEREAS, the Borough of Alpha desires to have the Township of Montgomery's Registered Municipal Clerk (RMC) provide services to the Borough of Alpha pursuant to the shared services agreement (the "Agreement"); and

WHEREAS, N.J.S.A. 40A:9-140.10 requires each municipality to have its own RMC, but allows for the use of the same RMC under a shared services agreement with another municipality; and

WHEREAS, Montgomery has agreed to provide the Borough of Alpha, beginning May 7, 2021 through May 6, 2022, with the services of its RMC, pursuant to the terms and conditions set forth in a Shared Services Agreement between the Parties.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery, Somerset County, New Jersey, that the Township Committee approves the Township's participation in the shared services agreement with the Borough of Alpha for RMC services; and further that the Mayor and Clerk are authorized and directed to execute the shared services agreement; and

BE IT FURTHER RESOLVED that a copy of this Resolution and the Agreement shall be filed, for informational purposes, with the Division of Local Government Services in the New Jersey Department of Community Affairs, and a copy of the shared services agreement will be available, pursuant to N.J.S.A. 40A:65-5.b., at the offices of the Township Clerk for public inspection.

H. **RESOLUTION #21-5-120 - AUTHORIZING THE ISSUANCE OF A 2021 TOWING LICENSE**

WHEREAS, the Township has received a completed towing application for a light duty towing license from Rich's Off-Road Towing to provide towing services in 2021; and

WHEREAS, the Police Department has reviewed said application and conducted appropriate investigations pursuant to section 4A-2.2 of the Code of the Township of Montgomery (1984); and

WHEREAS, the Police Director has reviewed the results of said investigations, approved said applications, and recommended the issuance of a light duty towing license to Rich's Off-Road Towing.

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

1. The Township Clerk is hereby authorized to issue a light duty license to Rich's Off-Road Towing for 2021.
2. The towing license is subject to the provisions set forth in Chapter IV-A of the Code of the Township of Montgomery (1984), and shall expire on December 31, 2021.
3. This resolution shall take effect immediately.

8-1. Motion to adopt **CONSENT AGENDA** _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

9. **RESOLUTION #21-5-121 - TO INCREASE THE BID THRESHOLD**

WHEREAS, pursuant to N.J.S.A. 40A:11-3, the State Treasurer has increased the minimum bid threshold from \$40,000 to \$44,000 for entities subject to the Local Public Contracts Law whose purchasing agents possess a Qualified Purchasing Agent (QPA) certificate awarded by the Division of Local Government Services. As such the new quote threshold for local units with QPAs is \$6,600 (15% of the \$44,000 QPA bid threshold); and

WHEREAS, the Township of Montgomery does employ a Qualified Purchasing Agent and desires to take advantage of the increased bid threshold.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery that the bid threshold is increased to \$44,000.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

10. **RESOLUTION #20-5-122 - AUTHORIZING PURCHASE OF WATCHGUARD BODY CAMERA AND EVIDENCE MANAGEMENT SOFTWARE THROUGH NEW JERSEY STATE CONTRACT #17-FLEET-00793**

WHEREAS, exemptions from competitive bidding are allowed for items/services purchased through New Jersey State Contract per N.J.S.A. 40A:11-12; and

WHEREAS, the Township of Montgomery has determined the following State Contract #17-Fleet-00793 has provided the Township with the most competitive price for these items/services; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds available for this purchase in Account #04-215-55-901-1494J.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery that the following purchase for body camera and evidence management

software at a not to exceed amount of \$67,394.00 be authorized through the utilization of the New Jersey State Contract to:

WatchGuard Video
415 E. Exchange
Allen Texas 75002

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

11. RESOLUTION #21-5-123 - APPROVING THE FINAL CONTACT AMOUNT FOR THE IMPROVEMENTS TO CHERRY VALLEY ROAD EAST PROJECT

WHEREAS, Resolution #18-7-163, adopted on July 5, 2018, authorized a shared services agreement between the Township of Montgomery (Montgomery) and the Municipality of Princeton (Princeton) for the reconstruction of a portion of Cherry Valley Road, where Princeton is the lead agency; and

WHEREAS, Resolution #18-10-231, adopted October 18, 2018, concurred with the Princeton's award to S. Brothers in the amount of \$2,987,198.05; and

WHEREAS, the was completed and the final contact amount includes an increase of \$184,322.95 in the contact amount, due to final contract quantities and various other adjustments as detailed in Princeton's Change Order No. 1, dated October 5, 2020, and Change order No. 2, dated March 31, 2021.

WHEREAS, the net increase in the original contract amount will be equally shared by Princeton and Montgomery in accordance with the construction shared services agreement; and

WHEREAS, the Township Engineer recommends the Committee's formal approval of the final contract amount; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds available for Montgomery's share of the increase (\$92,161.48) in Account Number 02-213-41-718-000.

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

1. Montgomery Township concurs with Princeton's approval of the final contract amount, which includes the increase to reflect quantity adjustments and costs for the project, as follows:

	Original Contract Amount	Net Increase	Final Contract Amount
Total	\$2,987,198.05	\$184,322.95	\$3,171,521.00
Montgomery's Share	\$1,493,599.03	\$ 92,161.48	\$1,585,760.50
Princeton's Share	\$1,493,599.03	\$ 92,161.48	\$1,585,760.50

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

12. RESOLUTION #21-5-124 - RESOLUTION OF NEED FOR AGE RESTRICTED AFFORDABLE HOUSING PURSUANT TO THE PROVISIONS OF THE NEW JERSEY HOUSING AND MORTGAGE FINANCE AGENCY LAW OF 1983, AS AMENDED (N.J.S.A. 55:14K-1 et seq.), THE RULES PROMULGATED

THEREUNDER AT N.J.A.C. 5:80-1.1 et seq.

WHEREAS, RPM Development, L.L.C. (hereinafter referred to as the "Sponsor") proposes to redevelop a portion of property described below with a 100% municipally-sponsored age-restricted affordable housing development comprised of approximately 70 affordable units for seniors (hereinafter referred to as the "Project") pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (N.J.S.A. 55:14K-1 et seq.), the rules promulgated thereunder at N.J.A.C. 5:80-1.1 et seq., and all applicable guidelines promulgated thereunder (the foregoing hereinafter collectively referred to as the "HMFA Requirements") within the Township of Montgomery (hereinafter referred to as the "Municipality") on a site known as 100 Headquarters Drive, designated as Block 20001, Lot 10.05 on the official Tax Map of the Township of Montgomery ("Property"); and

WHEREAS, the Project will be subject to the HMFA Requirements and the mortgage and other loan documents executed between the Sponsor and the New Jersey Housing and Mortgage Finance Agency (hereinafter referred to as the "Agency"); and

WHEREAS, pursuant to the HMFA Requirements, the governing body of the Municipality hereby determines that there is a need for this housing project in the Municipality.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Municipality (the "Committee") that:

- (1) The Committee finds and determines that the 70-unit age-restricted affordable housing Project proposed by the Sponsor meets or will meet an existing housing need;
- (2) The Committee does hereby adopt the within Resolution and makes the determination and findings herein contained by virtue of, pursuant to, and in conformity with the provisions of the HMFA Law to enable the Agency to process the Sponsor's application for Agency funding to finance the Project.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

13. **RESOLUTION #21-5-125 - CONDITIONALLY DESIGNATING RPM DEVELOPMENT LLC AS REDEVELOPER FOR A PORTION OF PROPERTY LOCATED AT ORCHARD ROAD AND HEADQUARTERS PARK DRIVE, ALSO KNOWN AS BLOCK 20001, LOT 10.05, LOCATED IN AN AREA IN NEED OF REDEVELOPMENT FOR DEVELOPMENT OF AN AFFORDABLE HOUSING PROJECT**

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq., as amended and supplemented (hereinafter referred to as the "Redevelopment Law"), provides a process for municipalities to participate in the redevelopment and improvement of parcel(s) of property designated as "areas in need of redevelopment"; and

WHEREAS, the Township Committee (hereinafter referred to as the "Governing Body") of the Township of Montgomery (the "Township") serve as an instrumentality and agency of the Township pursuant to the Redevelopment Law for the purpose of implementing a redevelopment plan and carrying out redevelopment projects within a redevelopment area; and

WHEREAS, on November 5, 2020, the Governing Body designated Orchard Road and Headquarters Park Drive, also known as Block 20001, Lot 10.05 (the "Property" or "Redevelopment Area") as an Area in Need of Redevelopment pursuant to the Redevelopment Law; and

WHEREAS, on December 17, 2020, the Governing Body adopted the Orchard Road + Headquarters Park Drive Redevelopment Area Redevelopment Plan (the "Redevelopment Plan"); and

WHEREAS, the Property is publicly owned; and

WHEREAS, RPM Development Group LLC has proposed to redevelop a portion of the Property with an affordable housing project (the "Project"); and

WHEREAS, the Project is part of the Court-approved Housing Element & Fair Share Plan as well as the Affordable Housing Settlement Agreement for the Township; and

WHEREAS, the proposed redevelopment of the Property by RPM Development Group has been found consistent with the Redevelopment Plan and the Township's goals for redeveloping the Redevelopment Area; and

WHEREAS, the Township is desirous of designating, RPM Development Group as redeveloper of the Property subject to certain conditions.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Montgomery that RPM Development Group, 77 Park Street, Montclair, NJ 07042 is hereby conditionally designated as redeveloper for the redevelopment of a portion of Orchard Road and Headquarters Park Drive, also known as Block 20001, Lot 10.05 for the Project and reasons set forth herein.

BE IT FURTHER RESOLVED, that said conditional designation is subject to the following conditions:

1. That the conditional designation is limited to a period of one hundred and twenty (120) days from the date of this Resolution at which time it will automatically expire and be of no further force and effect, and the parties will no longer have any obligation to the other, except as to final payment of any Township costs under the Escrow Agreement required herein. The Township may, in its sole discretion, extend and re-extend the conditional designation provided sufficient progress is being made in negotiation of a redevelopment agreement, which determination is at the sole discretion of the Township and which extension must be in the form of a duly adopted resolution of the Governing Body
2. That RPM Development Group, LLC agrees to pay any and all costs incurred by the Township from the date of the conditional designation to execution of a redevelopment agreement or termination of the redeveloper designation, as set forth herein. The escrow deposit shall be in the amount of \$10,000.00.
3. Within fourteen (14) days of the adoption of this resolution, RPM Development Group, LLC and the Township shall enter into an escrow agreement.
4. That RPM Development Group, LLC shall apply for and secure funding from New Jersey Housing Mortgage Finance Agency and other funding sources for the Project.
5. That RPM Development Group, LLC and the Township shall negotiate and agree upon the terms and conditions of a redevelopment agreement within the period of the conditional designation, as such period may be extended by the Township in its sole discretion.
6. That the Township shall obtain approval from the Somerset County Improvement Authority for the conveyance of the Property to itself or the Redeveloper for the Project.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

14. **2021 MUNICIPAL BUDGET**

A. **RESOLUTION #21-5-126 - REGARDING PUBLIC HEARING OF THE 2021 LOCAL MUNICIPAL BUDGET OF THE TOWNSHIP OF MONTGOMERY, STATEMENTS OF REVENUES AND APPROPRIATIONS**

WHEREAS, for at least one week, the complete Municipal Budget as advertised, has been posted in a public place in the Municipal Building; and

WHEREAS, the 2021 Budget has been made available to each and every person requesting the same for at least one week.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee (not less than a majority of the full membership concurring) of the Township of Montgomery in Somerset County, that the Township Committee hereby determines that the 2021 Municipal Budget, Statements of Revenues and Appropriations shall be read by title, and that the conditions of N.J.S.A. 40A:4-8, Sections 1A and 1B, have been satisfied.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				

Huang				
Gural				
Schuldiner				
Keenan				

B. **2021 MUNICIPAL BUDGET - Public Hearing**

- a. Motion to Open Public Hearing _____ Second _____ Favor _____ Opposed _____
- b. Motion to Close Public Hearing _____ Second _____ Favor _____ Opposed _____

C. **RESOLUTION #21-5-127 - ADOPTION OF THE 2021 MUNICIPAL BUDGET**

BE IT RESOLVED by the Township Committee of the Township of Montgomery, County of Somerset, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purpose stated of the sums therein set forth as appropriations, and authorization of the amount of **\$28,217,399.86** for municipal purposes and certification to the County Board of Taxation of the following summary of general revenues and appropriations.

(1)	GENERAL REVENUES		
	Surplus Anticipated	\$5,000,000.00	
	Miscellaneous Revenue Anticipated	\$5,546,670.98	
	Receipts from Delinquent Taxes	\$ 745,000.00	
(2)	AMOUNT TO BE RAISED BY TAXATION FOR		
	MUNICIPAL PURPOSES	\$16,925,728.88	
	TOTAL REVENUES	\$28,217,399.86	
(3)	GENERAL APPROPRIATIONS		
	Within "CAPS"	\$21,563,335.00	
	Operations Including Contingent		
	Excluded from "CAPS"	\$ 693,808.14	
	Operations - Total Operations Excluded from "CAPS"		
	Capital Improvements	\$ 107,500.00	
	Municipal Debt Service	\$ 4,702,756.72	
	Total Deferred Charges		
	Reserve for Uncollected Taxes	\$ 1,150,000.00	
	TOTAL APPROPRIATIONS	\$28,217,399.86	

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

15. **ORDINANCE #21-1656 - AMENDING SCHEDULE XIII OF CHAPTER "NO LEFT TURN" OF THE CODE OF THE TOWNSHIP OF MONTGOMERY - Public Hearing**

- A. Title: AN ORDINANCE AMENDING SCHEDULE XIII OF CHAPTER VII, "NO LEFT TURN," OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) TO REMOVE THE TIME RESTRICTIONS ON THE LEFT TURN PROHIBITIONS AT THE MONTGOMERY UPPER MIDDLE SCHOOL SOUTHERN DRIVEWAY INTERSECTION WITH BURNT HILL ROAD.
- B. Public Hearing. Motion to close _____ Second _____ Favor _____ Opposed _____

Item #15 Cont'd

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C. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be adopted this 6th day of May 2021 that a notice thereof be published in an official newspaper as required by law.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

16. **ORDINANCE #21-1657 - NO PARKING ON PORTIONS OF SKILLMAN ROAD, PIKE RUN ROAD & COUNTRY CLUB ROAD AND SPEED LIMITS ON A PORTION OF SKILLMAN ROAD - Introduction**

- A. Title: AN ORDINANCE AMENDING SCHEDULE I OF CHAPTER VII, "NO PARKING, AND SCHEDULE XVII OF CHAPTER VII, "SPEED LIMITS, " OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) TO PROHIBIT PARKING ON PORTIONS OF SKILLMAN ROAD, PIKE RUN ROAD, AND COUNTRY CLUB DRIVE, AND TO REDUCE THE SPEED LIMIT ON A PORTION OF SKILLMAN ROAD.
- B. BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby passed on first reading and that the same be published in an official newspaper as required by law together with a Notice of Pending Ordinance fixing May 20, 2021 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

17. **ORDINANCE #21-1658 - PROPERTY ACQUISITION FOR ROADWAY IMPROVEMENTS (BLOCK 28005, LOT 57) - Introduction**

- A. Title: AN ORDINANCE AUTHORIZING ACQUISITION OF A PORTION OF CERTAIN PROPERTY AND INTERESTS THEREIN LOCATED WITHIN THE TOWNSHIP OF MONTGOMERY IDENTIFIED ON THE TAX MAPS AS BLOCK 28005, LOT 57 FOR ROADWAY IMPROVEMENTS.
- B. BE IT RESOLVED by the Township of Committee of the Township of Montgomery that the foregoing ordinance be hereby passed on first reading and that the same be published in an official newspaper as required by law together with a Notice of Pending Ordinance fixing May 20, 2021 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

18. **ORDINANCE #21-1659 - BACKYARD CHICKENS - Introduction**

- A. Title: ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER V, "ANIMAL CONTROL", OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) COUNTY OF SOMERSET, STATE OF NEW JERSEY AND

SPECIFICALLY SUBSECTION 5-8 REGULATING THE KEEPING OF
BACKYARD CHICKENS ON RESIDENTIAL PROPERTY.

B. BE IT RESOLVED by the Township of Committee of the Township of Montgomery that the foregoing ordinance be hereby passed on first reading and that the same be published in an official newspaper as required by law together with a Notice of Pending Ordinance fixing May 20, 2021 at approximately 7:00 p.m. as the date and time when said ordinance will be further considered for final adoption.

Motion _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

19. **APPROVAL OF MINUTES**

If there are no corrections, the Regular Session minutes for April 1, 2021 and April 15, 2021 stand approved.

Motion _____ Second _____ Favor _____ Opposed _____ Abstain _____

20. **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
Bell				
Huang				
Gural				
Schuldiner				
Keenan				

COMMITTEE CORRESPONDENCE

EMS Recognition
Montgomery & Share My Meals

NEW & UNFINISHED BUSINESS

ADMINISTRATOR'S REPORTS

COMMITTEE AND SUB-COMMITTEE REPORTS

TENTATIVE MAY 20 MEETING

Routes 206 & 518 Redevelopment Zone
Wildlife Management Report
Green Purchasing Policy

21. **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 subjects to be discussed in this session are as follows:
 - Advice of counsel with regard to contract negotiations.
 - Attorney client privilege.
3. It is unknown precisely when the matter discussed in this session will be disclosed to the public. Agreements shall only be authorized by the Township Committee in a public session.

Motion _____ Second _____ Favor _____ Opposed _____ Abstain _____

ADJOURNMENT at _____ p.m. Motion _____ Second _____ Favor _____ Opposed _____