

**NORTH BRUNSWICK TOWNSHIP**  
**REGULAR COUNCIL MEETING**

**September 8, 2015**

1. Call to Order, Roll Call & Cell Phone Statement
2. Devices for the hearing impaired are available in the cable studio
3. Sunshine Notice
4. Pledge of Allegiance
  
5. Proclamations: *Drive Sober or Get Pulled Over 2015 Labor Day Grant*
  
6. Presentation: N.B.T.H.S. – September 11<sup>th</sup> Committee
  
7. SFY 2016 Budget presentation
  
8. Public Hearing: SFY 2016 Budget
  
9. CFO certifies compliance with NJSA 40A:4-8 (Advertising, posting and distribution requirements)
  
10. **Consent Agenda:**
  - a. NJ State Fireman’s Association Application: Charles Zaabadick IV / Fire Co. #2
  - b. NJ State Fireman’s Association Application: Kareem Shahat / Fire Co. #2
  - c. NJ State Fireman’s Association Application: Vasili Angloher / Fire Co. #2
  - d. NJ State Fireman’s Association Application: Cameron J. Kaltschmidt / Fire Co. #2
  - e. NJ State Fireman’s Association Application: Daniel Guillen / Fire Co. #3
  - f. NJ State Fireman’s Association Application: Gary Mercado / Fire Co. #3
  - g. Authorizing the reinstatement of installment payments for property owners within Belcourt at Hidden Lake for Water Services Project \_\_\_\_\_ 235-9.15
  - h. Establishing DPRCS Program Fees for 2015 \_\_\_\_\_ 236-9.15
  - i. Authorizing execution of an agreement with International Fireworks Mfg. Co., Inc. for the 2015 Heritage Day Fireworks display \_\_\_\_\_ 237-9.15
  - j. Adopting the State Fiscal Year 2016 Municipal Budget \_\_\_\_\_ 238-9.15
  - k. Authorizing a Change In Scope to the PSA with JM Sorge, Inc. appointed as one of the 2015 Environmental Engineering firms to include groundwater sampling for Block 4, Lots 3 & 4 (2688 – 2730 Route 27) \_\_\_\_\_ 239-9.15
  - l. Authorizing the advertisement for Receipt of Bids under DPRCS for tree removal and tree trimming services \_\_\_\_\_ 240-9.15
  - m. Authorizing a road closing on Cedar Ave \_\_\_\_\_ 241-9.15
  - n. Authorizing by public auction of municipally owned motor vehicles \_\_\_\_\_ 242-9.15
  - o. Authorizing the Award of Contract BID15008 to Waste Management of NJ for collection of Recyclable Services \_\_\_\_\_ 243-9.15
  - p. Authorizing the sale of abandoned vehicles \_\_\_\_\_ 244-9.15
  - q. Authorizing the advertisement for the Receipt of Bids under the Dept. of Public Works for Snow Removal Services \_\_\_\_\_ 245-9.15
  - r. Authorizing a Revocable Property Use License Agreement over a portion of property known as Block 241, Lot 7 on the Official Tax Map of the Township of North Brunswick, State of New Jersey \_\_\_\_\_ 246-9.15
  - s. Authorizing the North Brunswick Heritage Day Committee to conduct a Fireworks Display \_\_\_\_\_ 247-9.15
  - t. Payment of Bills \_\_\_\_\_ 248-9.15
  
11. Approval of Minutes: Regular Council Meeting / August 3, 2015  
Special Council Meeting / August 3, 2015
  
12. Public Hearing: Authorizing the Private Improvements Performance Bond Release for T-Mobile US, Inc., 1485 Livingston Avenue
  
13. Authorizing the Public and Private Improvements Performance Bond Release for T-Mobile US, Inc., 1485 Livingston Avenue \_\_\_\_\_ 249-9.15

14. **Public Hearing: Authorizing the Private Improvements Performance Bond Release for T-Mobile US, Inc., 1470 Cozzens Lane**
15. **Authorizing the Private Improvements Performance Bond Release for T-Mobile, 1470 Cozzens Lane \_\_\_\_\_ 250-9.15**
16. **Ordinance / First Reading / Introduction:**  
**#15-17 - An Ordinance of the Township of North Brunswick amending and supplementing Chapter 238 “Peace and Good Order” to replace Article II “Noise” in its entirety and adopting a new Article II “Noise” and to re-codify the remaining sections**
17. **Ordinance / Second Reading / Public Hearing:**  
**#15-13 - An Ordinance Amending Chapter 205 “Land Use”, to make changes to the Official Zoning Map of the Township of North Brunswick**  
  
**#15-14 – Bond Ordinance providing for Capital Improvements for and by the Township of North Brunswick, In the County of Middlesex, New Jersey, appropriating the aggregate amount of \$6,620,000 therefor and authorizing the issuance of \$6,289,00 in Bonds or Notes of the Township to finance part of the cost thereof**  
  
**#15-15 – Bond Ordinance providing for improvement of the Sewer Distribution System in and by the Township of North Brunswick, in the County of Middlesex, New Jersey, appropriating \$1,000,000 therefor and authorizing the issuance of \$1,000,000 Bonds or Notes of the Township for financing the cost thereof**  
  
**#15-16 – Bond Ordinance providing for improvement of the Water Distribution System in and by the Township of North Brunswick, in the County of Middlesex, New Jersey, appropriating \$2,000,000 therefor and authorizing the issuance of \$2,000,000 Bonds or Notes of the Township for financing the cost thereof**
18. **Reports from Mayor, Council, Administrator, CFO**
19. **Public Hearing**
20. **Adjourn**

**BOND ORDINANCE PROVIDING FOR CAPITAL IMPROVEMENTS FOR AND BY THE TOWNSHIP OF NORTH BRUNSWICK, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$6,620,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,289,000 IN BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF**

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF NORTH BRUNSWICK, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (the "Township") (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township as general improvements. For the improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, said sums being inclusive of all appropriations heretofore made therefore and amounting in the aggregate to \$6,620,000, including the aggregate sum of \$331,000 as the several down payments for the improvements or purposes required by the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law"). The down payments have been made available by virtue of provision for down payments or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvements or purposes not covered by application of the down payments, negotiable bonds are hereby authorized to be issued in the

principal amount of \$6,289,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes in a principal amount not exceeding \$6,289,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each such improvement and the appropriation therefore, the estimated maximum amount of bonds or notes to be issued for each such improvement and the period of usefulness of each such improvement are respectively as follows:

Improvement or Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
a) Acquisition of heavy equipment and related accessories for the Department of Public Works.	\$ 125,000	\$ 118,750	15 years
b) Improvements to various streets and roads pursuant to the multi-year road improvement program on file with the Department of Community Development.	\$3,000,000	\$2,850,000	20 years
c) Acquisition of trucks and related accessories for various departments including, but not limited to: the Public Safety Department, Department of Community Development, and the Department of Public Works.	\$685,000	\$650,750	10 years
d) Improvements to various parks including, but not limited to: Veterans Park, Babbage Park, the North Brunswick Community Park, Boyd Bond Spillways, and the Pulda Farm.	\$1,225,000	\$1,163,750	15 years
e) Upgrades to the Public Safety Department's communication systems including, but not limited to: acquisition mobile data transport units, docking stations, AED Defibrillators, EMD Dispatch protocol system, and riot helmets.	\$55,000	\$52,250	10 years
f) Upgrades and improvements to the Township's Information Technology Network including, but not limited to: acquisition of computers, servers, printers, digital copiers, network infrastructure, and other related office equipment.	\$140,000	\$133,000	5 years
g) Renovations and upgrades to municipal buildings including, but not limited to: Senior Center carpeting, Municipal Complex carpeting, Public Works Vehicle Storage Facility, Municipal Complex generator, and Heating Ventilation and Air Conditioning (HVAC) upgrades.	\$1,390,000	\$1,320,500	5 years
<b>TOTALS:</b>	<b><u>\$6,620,000</u></b>	<b><u>\$6,289,000</u></b>	

The excess of the appropriations made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefore, as above stated, is the amount of the down payment for each purpose.

The appropriations and estimated costs for the above improvements include all costs and materials necessary therefore and related or incidental thereto.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board, as approved by the Director of the Division of Local Government Services are on file with the Clerk and are available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses and are each an improvement that the Township may lawfully undertake as a general improvement, and no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 14.395 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and an electronic copy thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$6,289,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$1,200,000 for items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated costs indicated herein for the purposes or improvements.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15(c)2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 9. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the jurisdiction of the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 10. The Township intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Township expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$6,289,000. If the

Township incurs any such costs prior to the issuance of the bonds or notes, the Township intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

Section 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved  Yes  No  
Rejected  Yes  No

  
Francis "Mac" Womack, Mayor  
Township of North Brunswick

Reconsidered by Council \_\_\_\_\_

Override Vote  Yes  No

\_\_\_\_\_  
Council President

\_\_\_\_\_  
Clerk, Township of North Brunswick

**ROLL CALL**

First Reading 8-3-15

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	✓			
NICOLA	A			
CORBIN	✓			
DAVIS	A			
SOCIO	✓			
ANDREWS	✓			
MAYOR WOMACK				

Second Reading 9-8-15

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
CORBIN	✓			
DAVIS	✓			
SOCIO	✓			
ANDREWS	✓			
MAYOR WOMACK				

**FY 2016 Capital**

Pothole Patcher.....	25,000	a		
Vehicle Maint Equipment analyzer.....	10,000	a		
Vehicle Maint Air Compressor.....	10,000	a		
Two-post dump truck lift.....	20,000	a		
Winter Brine Operation Equipment.....	60,000	a		
	<u>125,000</u>	a	0.95	118,750
Improvements to various roads.....	<u>3,000,000</u>	b	0.95	2,850,000
Community Development (2) 4x4 Replacement Vehicles.....	50,000	c		
Police Department (3) 4x4 Replacement Vehicles.....	130,000	c		
Side Loading Sanitation Collection Unit - 2007 Autocar.....	325,000	c		
Roll-off (replaces 1996 Volvo).....	180,000	c		
	<u>685,000</u>	c	0.95	650,750
Veterans Park Improvements.....	1,000,000	d		
Babbage Park Improvements.....	225,000	d		
	<u>1,225,000</u>	d	0.95	1,163,750
Public Safety Mobile Data Terminal Replacements (MDT) .....	25,000	e		
AED Defibrillators (10 units) in cars.....	8,000	e		
Vita Click Dynamic EMD Protocol system.....	5,000	e		
Police Department Paper Shredding Unit.....	7,000	e		
Riot Helmets for Officers .....	10,000	e		
	<u>55,000</u>	e	0.95	52,250
Computer/Printers/Copiers, IT Infrastructure.....	140,000	f		
	<u>140,000</u>	f	0.95	133,000
Municipal Buildings Carpeting.....	30,000	g		
Senior Center Carpeting Replacement.....	10,000	g		
Public Works Vehicle Storage Facility.....	700,000	g		
Generator for Municipal .....	550,000	g		
Municipal Buildings Maintenance and Upgrades.....	100,000	g		
	<u>1,390,000</u>	g	0.95	1,320,500
Capital Improvement Budet	<u>\$6,620,000</u>		0.95	<u>\$6,289,000</u>

CIF - Downpayment \$ 331,000

**BOND ORDINANCE PROVIDING FOR  
IMPROVEMENT OF THE SEWER DISTRIBUTION SYSTEM  
IN AND BY THE TOWNSHIP OF NORTH BRUNSWICK, IN THE  
COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING  
\$1,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF  
\$1,000,000 BONDS OR NOTES OF THE TOWNSHIP FOR  
FINANCING THE COST THEREOF**

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF NORTH BRUNSWICK, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (the "Township") (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$1,000,000. No down payment is required as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,000,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law"). In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is for improvements to the sewer distribution system, sewer pump and lift stations, including cleaning, lining, relining, looping, repairing and replacement of sewer mains and including all equipment, materials and work necessary therefore and incidental thereto, in, by and for the Township, together with other purposes necessary, appurtenant or incidental thereto or thereof.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is \$1,000,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is \$1,000,000.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and an electronic copy thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,000,000, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$400,000 for items of expense listed in and

permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) This bond ordinance authorizes obligations of the Township solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

Section 7. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 9. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the jurisdiction of the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. The Township intends to issue bonds or notes to finance the cost of the improvement or purpose described in Section 3 of this bond ordinance. The Township expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvement or purpose described in Section 3 of this bond ordinance is \$1,000,000. If the Township incurs any such costs prior to the issuance of the bonds or notes, the Township intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.



Township of North Brunswick

Reconsidered by Council \_\_\_\_\_

Override Vote  Yes  No

\_\_\_\_\_  
Council President

\_\_\_\_\_  
Clerk, Township of North Brunswick

**ROLL CALL**

First Reading 8-3-15

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	✓			
NICOLA	A			
CORBIN 1	✓			
DAVIS	A			
SOCIO	✓			
ANDREWS 2	✓			
MAYOR WOMACK				

Second Reading \_\_\_\_\_

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
NICOLA				
CORBIN				
DAVIS				
SOCIO				
ANDREWS				
MAYOR WOMACK				

**BOND ORDINANCE PROVIDING FOR  
IMPROVEMENT OF THE WATER DISTRIBUTION SYSTEM  
IN AND BY THE TOWNSHIP OF NORTH BRUNSWICK, IN THE  
COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING  
\$2,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF  
\$2,000,000 BONDS OR NOTES OF THE TOWNSHIP FOR  
FINANCING THE COST THEREOF**

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF NORTH BRUNSWICK, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (the "Township") (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1 The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$2,000,000. No down payment is required as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,000,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law"). In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is for the improvements to the water distribution system, including cleaning, lining, relining, looping, repairing and replacement of water mains and including all equipment, materials and work necessary therefore and incidental thereto, in, by and for the Township, together with other purposes necessary, appurtenant or incidental thereto or thereof.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is \$2,000,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is \$2,000,000.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and an electronic copy thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and bond anticipation notes provided in this bond ordinance by \$2,000,000, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$800,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) This bond ordinance authorizes obligations of the Township solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

Section 7. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 9. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the jurisdiction of the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. The Township intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Township expects that the maximum principal amount of bonds or bond anticipation notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$2,000,000. If the Township incurs any such costs prior to the issuance of the bonds or bond anticipation notes, the Township intends to reimburse itself for such expenditures with the proceeds of the bonds or bond anticipation notes.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved       Yes             No  
Rejected       Yes             No

  
Francis "Mac" Womack, Mayor

# 15-16

Township of North Brunswick

Reconsidered by Council \_\_\_\_\_

Override Vote  Yes  No

\_\_\_\_\_  
Council President

\_\_\_\_\_  
Clerk, Township of North Brunswick

ROLL CALL

First Reading 8-3-15

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA 1	✓			
NICOLA	A			
CORBIN	✓			
DAVIS	A			
SOCIO	✓			
ANDREWS 2	✓			
MAYOR WOMACK				

Second Reading 9-8-15

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
CORBIN 2	✓			
DAVIS	✓			
SOCIO	✓			
ANDREWS	✓			
MAYOR WOMACK				

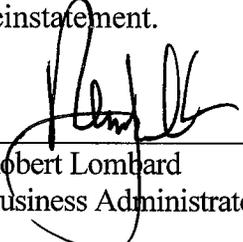
**RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH  
BRUNSWICK AUTHORIZING THE REINSTATEMENT OF  
INSTALLMENT PAYMENTS FOR PROPERTY OWNERS WITHIN  
BELCOURT AT HIDDEN LAKE FOR WATER SERVICE PROJECT**

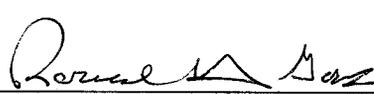
**WHEREAS**, the Township Council of the Township of North Brunswick, County of Middlesex, has previously authorized and established a Local Improvement Assessment for the property owners of Belcourt at Hidden Lake for water service improvements within the development; and

**WHEREAS**, the installment payment for the Local Improvement Assessment was due October 3, 2014 and pursuant to N.J.S.A.40:56-35, any property owner who fails to pay their installment by the due date of any bill, requires that the full assessment shall be due to and payable, but this same legislation authorizes that a delinquent property owner may petition the Governing Body and the Governing Body may agree to reinstate the installment agreement for a property owner in such situations, provided the property owner pays the delinquent installment amount plus interest, and

**WHEREAS**, the Tax Collector has received written request(s) from property owners at Belcourt at Hidden Lake per the attached list to have their installment plans reinstated and have understood and agreed to comply with the conditions of the statute for reinstatement;

**NOW THEREFORE, BE IT RESOLVED** the Township Council of the Township of North Brunswick, in the County of Middlesex, and the State of New Jersey, does hereby approve reinstatement of the property owners on the attached listing to the installment plan for the Local Improvement Assessment for Belcourt at Hidden Lake provided they comply with the terms of reinstatement.

  
\_\_\_\_\_  
Robert Lombard  
Business Administrator

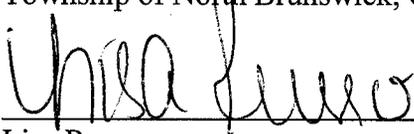
  
\_\_\_\_\_  
Ronald Gordon, Esq.  
Township Attorney  
Approved as to legal form

**ROLL CALL:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
CORBIN 2	✓			
DAVIS	✓			
SOCIO 1	✓			
ANDREWS	✓			
WOMACK				

**CERTIFICATION**

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held September 8, 2015.

  
\_\_\_\_\_  
Lisa Russo  
Municipal Clerk

C. F. Ciprot  
H. Hammarsstrom

List of Belcourt at Hidden Lake Property Owners requesting reinstatement -09/08/15

1. 1134 Schmidt Lane
2. 1067 Schmidt Lane
3. 1154 Schmidt Lane
4. 1071 Schmidt Lane
5. 1032 Schmidt Lane
6. 1133 Schmidt Lane

RESOLUTION # 236-9.15  
 RESOLUTION ESTABLISHING DEPARTMENT OF PARKS, RECREATION AND  
 COMMUNITY SERVICES PROGRAM FEES  
 Fall 2015

**WHEREAS**, the Township of North Brunswick Department of Parks, Recreation, and Community Services strives to provide programs at a reasonable fee for North Brunswick residents; and

**WHEREAS**, the Department looks to offset costs when possible by seeking additional sources of funding, group discounts, and donated services; and

**WHEREAS**, the Department also looks to ensure the attendance of those registered so that participation slots are taken by only those who intend to attend; and

**NOW THEREFORE BE IT RESOLVED**, on the 8th day of September, 2015, the Mayor and Township Council of the Township of North Brunswick approves the following program fees for the Department of Parks, Recreation and Community Services 2015 Fall Programs:

**Aquatics Resident Fees**

\$ 75.00	30 minute swim lesson	\$ 80.00
\$ 80.00	45 minute swim lesson	\$ 85.00
\$ 85.00	60 minute swim lesson	\$ 90.00
\$255.00	Lifeguard Training	\$260.00

**New Aquatic Program**

Adaptive Aquatics 30 minute lesson	\$ 60.00
------------------------------------	----------

**Non- Resident Aquatic Fees**

\$ 90.00	30 minute swim lesson	\$ 95.00
\$ 95.00	45 minute swim lesson	\$100.00
\$100.00	60 minute swim lesson	\$105.00
\$270.00	Lifeguard Training	\$275.00

**New Aquatic Program**

Adaptive Aquatics 30 minute lesson	\$ 90.00
------------------------------------	----------

**New Special Needs Programs for Residents**

Social/Sports Club 45 minutes 6 sessions	\$65.00
Arts & Crafts Club 45 minutes 6 sessions	\$65.00

**New Special Needs Programs for Non-Residents**

Social/Sports Club 45 minutes 6 sessions	\$75.00
Arts & Crafts Club 45 minutes 6 sessions	\$75.00

**New Program**

Guitar Lessons	\$45.00
----------------	---------

**Adult Programs**

\$80.00	Club Rainbow	\$85.00
---------	--------------	---------

**A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH  
INTERNATIONAL FIREWORKS MFG. CO., INC. FOR THE  
2015 HERITAGE DAY FIREWORKS DISPLAY**

**WHEREAS**, the Township of North Brunswick Department of Parks, Recreation & Community Services has planned a fireworks display for the Township's Heritage Day on September 19, 2015 (Rain date of September 20, 2015); and

**WHEREAS**, International Fireworks Mfg. Co., Inc. has agreed to provide the Township with a fireworks display for Heritage Day for the amount of \$4,000.00, pursuant to the terms and conditions contained in the attached Contract; and

**WHEREAS**, the attached Contract is exempt from the public bidding requirements as such Contract is below the bid threshold requiring public bids in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of North Brunswick that the Mayor or the Business Administrator, with the Township Clerk as witness, are hereby authorized to execute the Contract and Hold Harmless Agreement for Fireworks Display with International Fireworks Mfg. Co., Inc. for Heritage Day on September 19, 2015 (Rain date of September 20, 2015) in the amount of \$4,000.00, in a form substantially the same as that attached hereto, such fireworks display to be undertaken by the operator, International Fireworks Mfg. Co., Inc. pursuant to N.J.S.A. 21:3-1, et seq., and more particularly N.J.S.A. 21:3-3, subject to the following terms and conditions:

1. Receipt of approval by the Chief of the Police and Fire Department in accordance with the terms set forth hereinabove;
2. The posting of adequate surety which may be cash, government bonds, personal bond, or other form of insurance in a sum of not less than Two Thousand Five Hundred Dollars (\$2,500.00), pursuant to N.J.S.A. 21:3-4 in a form acceptable to the Township Attorney;
3. The furnishing of the necessary Certificates of Insurance to the Township in a form acceptable to the Township Attorney;
4. The presentation of International Fireworks Mfg. Co., Inc.'s Fire Safety Certificate (Rules);
5. The presentation of International Fireworks Mfg. Co., Inc.'s drivers' Safety Documents;
6. Proof of issuance by International Fireworks Mfg. Co., Inc., of its FAA Notification Letter;
7. Proof from International Fireworks Mfg. Co., Inc., of its Worker's Compensation and Employers Liability Policy; and
8. Receipt of the Plot/Site Plan for the fireworks' display.

**TITLE**

This Resolution shall be known and may be cited as the Resolution Authorizing an Agreement with International Fireworks Mfg. Co., Inc. for the 2015 Heritage Day Fireworks Display.

**A RESOLUTION ADOPTING THE  
STATE FISCAL YEAR 2016  
MUNICIPAL BUDGET**

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of North Brunswick, County of Middlesex, State of New Jersey, that the Budget heretofore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization in the amount of \$29,097,252.00 for Local Tax for Municipal purposes.

**SUMMARY OF REVENUES**

<b>General Revenues:</b>	
Surplus Anticipated	2,850,000.00
Miscellaneous Revenue Anticipated	12,174,645.46
Amount to be Raised by Taxation for Municipal Purposes (Item 6(a) sheet 11)	29,097,252.00
Minimum Library Tax	1,480,011.00
 <b>TOTAL REVENUES</b>	 <b>\$45,601,908.46</b>

**SUMMARY OF APPROPRIATIONS**

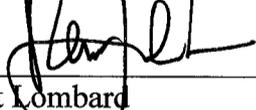
<b>General Appropriations</b>	
Within "CAPS"	35,469,722.00
Excluded from "CAPS"	
Operations	3,437,172.46
Capital Improvements	331,000.00
Debt Service	5,717,665.00
Reserve for Uncollected Taxes	646,349.00
 <b>TOTAL APPROPRIATIONS</b>	 <b>\$45,601,908.46</b>

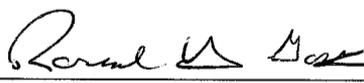
It is hereby certified that the budget here within is a true copy of the budget finally adopted by resolution of the Governing Body on the 8<sup>th</sup> day of September 2015.

It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the SFY2016 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

**BE IT FURTHER RESOLVED** that two certified copies of this resolution be filed with the Director of the Division of Local Government Services for approval.

  
Kala Sriranganathan  
Chief Financial Officer

  
Robert Lombard  
Business Administrator

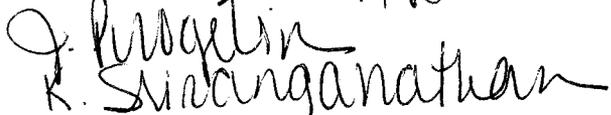
  
Ronald Gordon, Esq.  
Township Attorney  
Approved as to legal form

**RECORDED VOTE:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
CORBIN 2	✓			
DAVIS	✓			
SOCIO 1	✓			
ANDREWS	✓			
MAYOR WOMACK				

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on September 8, 2015.

  
Lisa Russo, Township Clerk

DIGS (2) -> Y. Russo  


**A RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH BRUNSWICK  
AUTHORIZING A CHANGE IN SCOPE TO  
THE PROFESSIONAL SERVICE AGREEMENT WITH  
JM SORGE, INC. APPOINTED AS ONE OF THE 2015  
ENVIRONMENTAL ENGINEERING FIRMS TO INCLUDE  
GROUNDWATER SAMPLING FOR BLOCK 4, LOTS 3 & 4 (2688-2730 ROUTE 27)**

**WHEREAS**, resolution 16-1.15 approved by the Township Council authorized JM Sorge, Inc. with offices at 57 Fourth Street, Somerville, New Jersey, to provide environmental engineering consulting services for calendar year 2015, awarded under a fair and open contract process, pursuant to the provisions of N.J.S.A. 19:44A-20.1 et seq.; and

**WHEREAS**, the Township of North Brunswick has been committed to acquiring property for the purpose of Open Space; and

**WHEREAS**, in 2013 the owner of Block 4, Lots 3&4 approached the Township with an interest in selling the property; and

**WHEREAS**, the subject property consisted of two contiguous lots totaling 6.31 acres improved with a two-story, 3,300SF mixed use building consisting of a first floor office unit (currently Mid-Jersey OB-GYN Associates, P.A.) and a second floor apartment unit; and

**WHEREAS**, Martin Appraisal Services Inc. and Sterling DiSanto and Associates were previously engaged to provide appraisal reports; and

**WHEREAS**, should the Township proceed with negotiating the acquisition of said property, the Township intends on applying for New Jersey Green Acres funding that can offset 50% of the acquisition cost; and

**WHEREAS**, as part of the Green Acres application process, a Preliminary Assessment (PA) must be conducted; and

**WHEREAS**, in April 2014 the Township engaged JM Sorge, Inc. to conduct a PA, to be completed in accordance with the Technical Requirements for Site Remediation (TRSR) – N.J.A.C.7:26E-3.1 and 3.2, as required by the New Jersey Department of Environmental Protection (NJDEP); and

**WHEREAS**, after the initial inspection of the property an above ground storage tank (AST) located behind a brick wall and underneath stone steps that lead to the front door of the building was determined to be classified as an Underground Storage Tank (UST) which required soil sampling adjacent to the tank area and a report on findings; and

**WHEREAS**, JM Sorge, Inc. was engaged in August 2014 to provide additional services required for conducting a soil sampling adjacent to the UST; and

**WHEREAS**, the soil samples collected confirmed that contamination was present and remediation was necessary (in accordance with NJDEP rules and regulations) by the owner for the Township to consider acquisition of the property; and

**WHEREAS**, in February 2015 the Township engaged JM Sorge to oversee the removal and disposal of the UST, excavation and removal of impacted soils, collection of post-excavation samples (and potentially a groundwater sample), backfill of the excavation with certified clean backfill, and restoration of the remediation area for a cost not to exceed \$2,000.00; and

**WHEREAS**, the property owner conducted the site remediation, without notification to JM Sorge or the Township and a no Remedial Action Report was submitted to the NJDEP in June 2015 and a No Further Action (NFA) report issued in July 2015; and

**WHEREAS**, after reviewing the report, it is the Business Administrator's recommendation to engage JM Sorge to provide supplemental groundwater sampling adjacent where the UST was previously located to ensure that the discharge from the tank did not result in any impacts to the groundwater; and

**A RESOLUTION AUTHORIZING THE ADVERTISEMENT  
FOR RECEIPT OF BIDS UNDER THE  
DEPARTMENT OF PARKS, RECREATION & COMMUNITY SERVICES FOR  
TREE REMOVAL AND TREE TRIMMING SERVICES**

**WHEREAS**, the Department of Parks, Recreation & Community Services provides for ground maintenance of Parks and various municipal property and contracts out for tree removal and trimming services that require specialized lawn care equipment; and

**WHEREAS**, the current contract with High Tech Landscape, Inc. expires December 31, 2015; and

**WHEREAS**, Lou Ann Benson, the Director for the Department, has determined there is a need for a third party to continue providing for said services; and

**WHEREAS**, funding for said services was previously included as part of the Parks OE – Tree Maintenance Budget; and

**WHEREAS**, the Business Administrator has reviewed the Director’s request and recommends authorizing a new contract for tree removal and trimming services; and

**WHEREAS**, the aggregate amount for said goods and services is anticipated to exceed the current bid threshold, and is therefore required to be procured under a formal process pursuant the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

**NOW, THEREFORE, BE IT RESOLVED**, on this 8<sup>th</sup> day of September 2015 that the Township Council of the Township of North Brunswick does hereby authorize advertisement for the receipt of bids for the following specification:

**BID OPENING DATE: October 1, 2015**

**CONTRACT BID15012: Tree Removal and Tree Trimming Services**

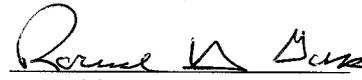
**CERTIFICATION**

I, Kala Sriranganathan, Chief Financial Officer of the Township of North Brunswick, certify that funds have been made available for this purpose under Contract BID15012.

  
Kala Sriranganathan  
Chief Financial Officer

  
Lou Ann Benson  
Director of Parks, Recreation  
& Community Services

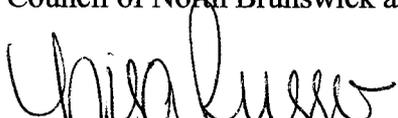
  
Robert Lombard  
Business Administrator

  
Ronald Gordon, Esq.  
Township Attorney  
Approved as to legal form

**RECORDED VOTE:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
CORBIN 2	✓			
DAVIS	✓			
SOCIO 1	✓			
ANDREWS	✓			
MAYOR WOMACK				

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of North Brunswick at a meeting duly held on the 8<sup>th</sup> day of September 2015.

  
Lisa Russo  
Township Clerk

C:    
 Home News

**RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH BRUNSWICK AUTHORIZING A ROAD CLOSING ON CEDAR AVENUE**

**WHEREAS**, the Department of Public Safety has received a request by members of The Sanctuary (The Reformed Church of North Brunswick) to hold a Youth Gathering Outdoor Service on Cedar Avenue between Laurel Place and Chestnut Street, on September 18, 2015 from 7:00 pm until 9:00 pm; and

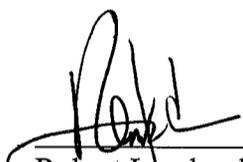
**WHEREAS**, the Governing Body recognizes that a Youth Group Gathering is a public celebration in which many members of a congregation gather to celebrate at an event of some importance or simply for mutual enjoyment and that events of this nature strengthen neighborhood spirit; and

**WHEREAS**, the aforementioned request is for a municipal street that meets the basic standards of a road closing in that it does not close an intersection, and does not have a bus stop; and

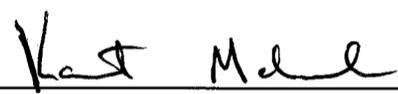
**WHEREAS**, N.J.S.A. 39:4-8(c), subject to the provisions of N.J.S.A. 39:4-138, in the case of any street under municipal or county jurisdiction, a municipality or county may, without the approval of the Commissioner of Transportation, by resolution approve street closings for periods up to forty-eight (48) continuous hours; and

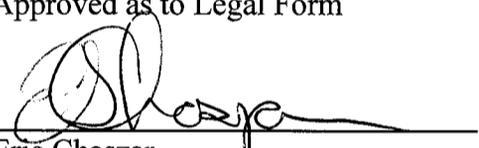
**WHEREAS**, The Traffic Safety Bureau of the Department of Public Safety has thoroughly reviewed this request in coordination with the Department of Public Works and recommends that it be approved,

**NOW THEREFORE BE IT RESOLVED**, by the Township Council of the Township of North Brunswick, County of Middlesex, and State of New Jersey, that Cedar Avenue be approved for a road closure from 7:00 pm until 9:00 pm on September 18, 2015 not to exceed forty-eight (48) hours.

  
 \_\_\_\_\_  
 Robert Lombard, Business Administrator

  
 \_\_\_\_\_  
 Ronald Gordon, Esq.  
 Township Attorney  
 Approved as to Legal Form

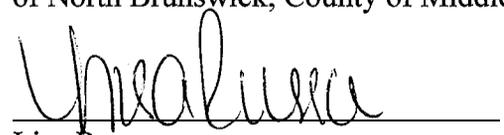
  
 \_\_\_\_\_  
 Kenneth P. McCormick  
 Director of Public Safety

  
 \_\_\_\_\_  
 Eric Chaszar  
 Director of Public Works

**RECORDED VOTE:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
ANDREWS	✓			
CORBIN 2	✓			
DAVIS	✓			
SOCIO 1	✓			
NICOLA	✓			
MAYOR WOMACK				

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held September 8, 2015.

  
 \_\_\_\_\_  
 Lisa Russo  
 Township Clerk

C. K. McCormick

M. McGinn

E. Chaszar

**A RESOLUTION OF THE TOWNSHIP OF NORTH BRUNSWICK  
AUTHORIZING SALE BY PUBLIC AUCTION OF MUNICIPALLY OWNED  
MOTOR VEHICLES**

**WHEREAS**, the Township Council of the Township of North Brunswick, County of Middlesex, State of New Jersey does hereby authorize the sale by Public Auction of municipally owned personal property no longer needed for Township use as set forth on attached lists; and,

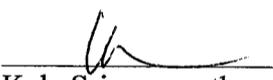
**WHEREAS**, the auction is subject to the following conditions of sale:

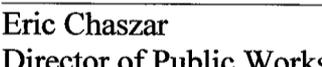
1. Terms shall be set forth in the required advertisement;
2. The Township of North Brunswick reserves the right to reject all bids where the highest bid is not acceptable and reserves the right to reject the highest bidder;
3. Everything is sold "AS IS, WHERE IS, HOW IS". The Township makes no representation of condition or performance of any equipment and provides no implied or expressed warranty or guarantee of operation on any equipment. There is no recourse through the Township subsequent to sale;
4. The successful bidder must make a payment of 100% of the bid price, which shall be paid in full at time of bid;
5. The successful bidder must remove item(s) within 10 days between the hours of 8am and 2pm. Items not removed will be discarded by the Director of Public Works.

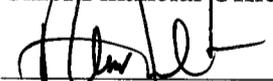
**NOW, THEREFORE, BE IT RESOLVED**, that municipal motor vehicles shall be exposed to public sale to the highest bidder by online auction at [www.usgovbid.com](http://www.usgovbid.com) beginning Friday, October 2, 2015 and ending Thursday, October 8, 2015. Inspections prior to the auction are to be scheduled with the North Brunswick Department of Public Works Director located at 45 Quarry Lane, New Jersey 08902.

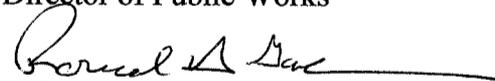
**BE IT FURTHER RESOLVED**, US Gov Bid is an approved vendor by the state to provide online auction services for the sale of surplus personal property by a municipality and is hereby authorized to conduct this auction.

**BE IT FURTHER RESOLVED**, that notice of this auction shall be published in the Home News & Tribune.

  
Kala Sriranganathan  
Chief Financial Officer

  
Eric Chaszar  
Director of Public Works

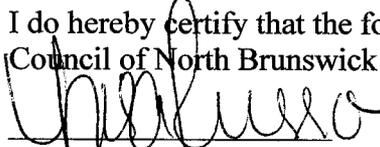
  
Robert Lombard  
Business Administrator

  
Ronald Gordon, Esq.  
Township Attorney  
Approved as to legal form

**RECORDED VOTE:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
CORBIN 2	✓			
DAVIS	✓			
SOCIO 1	✓			
ANDREWS	✓			
MAYOR WOMACK				

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of North Brunswick at a meeting duly held on the 8<sup>th</sup> day of September 2015.

  
Lisa Russo  
Township Clerk

C: E. Chaszar Home News  
J. Pregel  
S. Guresh

**A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT BID15008  
TO WASTE MANAGEMENT OF NEW JERSEY FOR  
COLLECTION OF RECYCLABLE SERVICES**

**WHEREAS**, the Department of Public Works Division of Sanitation is responsible for the collection of recyclable refuse generated by residents and various approved entities located within the municipality; and

**WHEREAS**, the current outside contract for collection of recyclables is scheduled to end August 30, 2015 and Eric Chaszar, the Director for the Department of Public Works, determined there is a continued need for said services; and

**WHEREAS**, on June 1, 2015 the Township Council of the Township of North Brunswick approved Resolution 187-6.15 authorizing advertisement for receipt of bids for the collection of recyclable generated refuse; and

**WHEREAS**, the Deputy Municipal Clerk witnessed the receipt of two bids on August 13, 2015 submitted by Waste Management of N.J. and Central Jersey Waste and Recycling; and

**WHEREAS**, Eric Chaszar, Purchasing, and Ron Gordon with the firm Decotiis, Fitzpatrick, Cole, and Wisler, LLP, appointed Municipal Legal Counsel, have reviewed the two bid proposals and determined Waste Management of N.J. (107 Silvia Street, Ewing, New Jersey 08628) the lowest responsible bidder under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey; and

**WHEREAS**, Waste Management of N.J. submitted a proposed amount of \$1,649,856.00, based on estimated quantities provided by the Township, with a five year term.

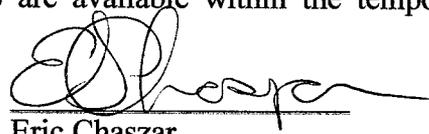
**NOW THEREFORE, BE IT RESOLVED**, that the bid submitted by Waste Management of N.J. is hereby accepted.

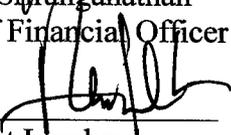
**BE IT FURTHER RESOLVED**, Township Council of the Township of North Brunswick does hereby authorize the Mayor to execute and Township Clerk to witness an agreement with Waste Management of N.J. for the collection of recyclable generated refuse, Contract BID15008, in an amount not to exceed \$1,649,856.00, based on estimated quantities provided by the Township, with a five year term beginning September 1, 2015.

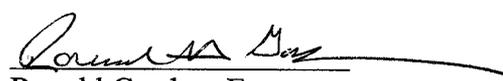
**CERTIFICATION**

I, Kala Sriranganathan, Chief Financial Officer of the Township of North Brunswick, certify that funds in the amount of \$160,400.00 for FY2016 are available within the temporary budget account 6-01-26-305-307-200. Contract BID15008.

  
Kala Sriranganathan  
Chief Financial Officer

  
Eric Chaszar  
Director of Public Works

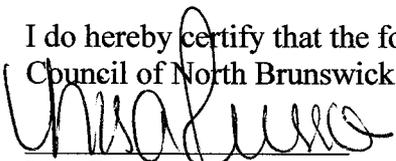
  
Robert Lombard  
Business Administrator

  
Ronald Gordon, Esq.  
Township Attorney  
Approved as to legal form

**RECORDED VOTE:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
CORBIN 2	✓			
DAVIS	✓			
SOCIO 1	✓			
ANDREWS	✓			
MAYOR WOMACK				

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of North Brunswick at a meeting duly held on the 8<sup>th</sup> day of September 2015.

  
Lisa Russo  
Township Clerk

*C. E. Chaszar*  
*J. Proglor*  
*K. Sriranganathan*

*Home News*

**A RESOLUTION OF THE TOWNSHIP OF NORTH BRUNSWICK AUTHORIZING  
THE SALE OF ABANDONED VEHICLES**

**WHEREAS**, the Township of North Brunswick Police Department has come into possession of certain abandoned and/or unclaimed motor vehicles as listed on the attached document; and

**WHEREAS**, the Township Police Department desires that such motor vehicles be sold at public auction in accordance with N.J.S.A. 39:10A-1 and the Township Council is desirous of same.

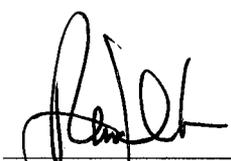
**NOW, THEREFORE, BE IT RESOLVED**, on this 8<sup>th</sup> day of September 2015, by the Township Council of the Township of North Brunswick, that the rights, title and interest of the motor vehicles set forth on the attached list be exposed for public sale to the highest bidder by auction on Friday, September 25, 2015 at 10:00 a.m. to be held at the North Brunswick Municipal Complex, 710 Hermann Road, North Brunswick, New Jersey; and

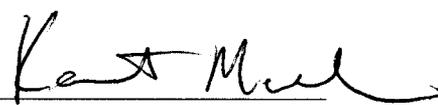
**BE IT FURTHER RESOLVED**, that confirmation the Township Council's acceptance of the bids for said motor vehicles shall be no later than the next regular Township Council meeting following the closing of the auction bidding; and

**BE IT FURTHER RESOLVED**, that the said sale is subject to the following terms and conditions:

1. The terms set forth in the required advertisement.
2. The Township of North Brunswick reserves the right to reject all bids where the highest bid is not acceptable and reserves the right to reject the highest bidder.
3. Ten percent (10%) of the bid price shall be paid in cash or by certified check payable unconditionally to the Township of North Brunswick when the property (i.e., the motor vehicle) is struck off and in the default of payment thereof, it may be put up again and sold immediately. The full bid price is required of a bidder with prior negative experience.
4. Upon acceptance of a bid or bids the successful bidders shall receive title for the motor vehicle from the Township of North Brunswick upon payment of the balance due thereon, if any which shall be paid in full no later than 30 days from confirmation of sale.
5. All conditions, heretofore mentioned shall be binding upon the purchaser, his/her heirs, executors, administrators, successors and assigns.
6. Pursuant to Resolution 274-10.10 the governing body has authorized towing companies the ability to use their credit balance with the Township for towing and storage of vehicles towards their respective bid price for the purchase of vehicles at the auction.
7. The said motor vehicles may be inspected by prospective purchasers during operational business hours at: Logans Garage, on Old Georges Road, North Brunswick, New Jersey; Jay's Recovery Service on Cozzens Lane, North Brunswick, New Jersey; Joe's Service Center on Livingston Avenue, North Brunswick, New Jersey; Rich's Towing on 14<sup>th</sup> Street, North Brunswick, New Jersey; Puleio's Towing on Livingston Avenue, North Brunswick, New Jersey; and Coppas on Route 1 North, North Brunswick, New Jersey; and

**BE IT FURTHER RESOLVED**, that notice of the pending sale pursuant to statute shall be published in the Home News and Tribune.

  
\_\_\_\_\_  
Robert Lombard  
Business Administrator

  
\_\_\_\_\_  
Kenneth McCormick  
Director of Public Safety

  
\_\_\_\_\_  
Ronald Gordon, Esq.  
Township Attorney  
Approved as to legal form

**A RESOLUTION AUTHORIZING THE ADVERTISEMENT  
FOR THE RECEIPT OF BIDS  
UNDER THE DEPARTMENT OF PUBLIC WORKS FOR  
SNOW REMOVAL SERVICES**

**WHEREAS**, the Department of Public Works Street and Roads Division is responsible for providing snow removal services from public streets and access ways; and

**WHEREAS**, in addition to the Street and Roads Division provided snow removal, the Department currently contracts out for supplemental services during large snow events; and

**WHEREAS**, the current contract with Vitelli Trucking expires November 30, 2015; and

**WHEREAS**, Eric Chaszar, Director of the Department of Public Works, determined there is a continued need to have supplemental resources available due to the unpredictability of snow events; and

**WHEREAS**, funding for said services will be made available from FY2016 Streets and Roads OE and subsequent fiscal years contingent adoption of future fiscal year budgets; and

**WHEREAS**, the Business Administrator has reviewed the Director's request and recommends authorizing a new contract for snow removal services; and

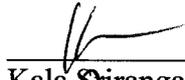
**WHEREAS**, the aggregate amount for said goods and services is anticipated to exceed the current bid threshold, and is therefore required to be procured under a formal process pursuant the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

**NOW, THEREFORE, BE IT RESOLVED**, on this 8<sup>th</sup> day of September 2015 that the Township Council of the Township of North Brunswick does hereby authorize advertisement for the receipt of bids for the following specification:

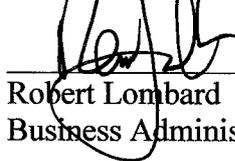
**BID OPENING DATE:      OCTOBER 1, 2015  
CONTRACT BID15014:      SNOW REMOVAL SERVICES**

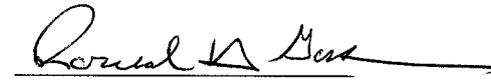
**CERTIFICATION**

I, Kala Sriranganathan, Chief Financial Officer of the Township of North Brunswick, certify that funds are available for this purpose under Contract BID15014.

  
\_\_\_\_\_  
Kala Sriranganathan  
Chief Financial Officer

  
\_\_\_\_\_  
Eric Chaszar  
Director of Public Works

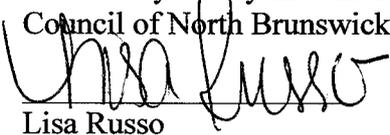
  
\_\_\_\_\_  
Robert Lombard  
Business Administrator

  
\_\_\_\_\_  
Ronald Gordon, Esq.  
Township Attorney  
Approved as to legal form

**RECORDED VOTE:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
CORBIN 2	✓			
DAVIS	✓			
SOCIO 1	✓			
ANDREWS	✓			
MAYOR WOMACK				

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of North Brunswick at a meeting duly held on the 8<sup>th</sup> day of September 2015.

  
\_\_\_\_\_  
Lisa Russo  
Township Clerk

C: E. Chaszar  
M. Weener  
J. Progehen

**A RESOLUTION AUTHORIZING A REVOCABLE PROPERTY USE LICENSE AGREEMENT OVER A PORTION OF PROPERTY KNOWN AS BLOCK 241, LOT 7 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF NORTH BRUNSWICK, STATE OF NEW JERSEY**

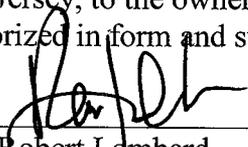
**WHEREAS**, the Township of North Brunswick (“Township”) owns lands known as Block Block 241, Lot 7, Township of North Brunswick, New Jersey (the “Township Property”); and

**WHEREAS**, the Township property is adjacent to property known as Block 241, Lot 6, Township of North Brunswick, New Jersey; and

**WHEREAS**, the Township desires to grant a Revocable Property Use License to Mr. Peter M. and Anne R. Brown, the owners of Block 241, Lot 6, more commonly known as at 376 Independence Boulevard;

**NOW, THEREFORE BE IT RESOLVED**, that the Township Council of the Township of North Brunswick hereby authorizes a Revocable Property Use License Agreement over a portion of Township Property known as Block 241, Lot 7, North Brunswick, New Jersey, to the owner of property located at Block 241, Lot 6, North Brunswick, New Jersey be and is hereby authorized in form and substance attached hereto.

  
 Michael C. Hritz  
 Director of Community Development

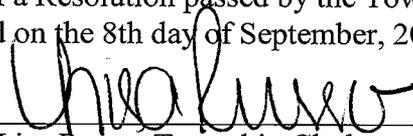
  
 Robert Lombard  
 Business Administrator

  
 Ronald Gordon, Township Attorney  
 (Approved legal form)

**RECORDED VOTE:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
DAVIS	✓			
CORBIN 2	✓			
SOCIO 1	✓			
ANDREWS	✓			
MAYOR WOMACK				

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of the Township of North Brunswick at a meeting duly held on the 8th day of September, 2015.

  
 Lisa Russo, Township Clerk

C: M. Hritz  
 R. Gordon

## REVOCABLE PROPERTY USE LICENSE

**THIS REVOCABLE PROPERTY USE LICENSE** is made on 9/9, 2015 between **THE TOWNSHIP OF NORTH BRUNSWICK**, a municipal corporation of the State of New Jersey, with an address at 710 Hermann Road, North Brunswick, NJ 08902, (hereinafter referred to as the "Owner"), and **PETER M. BROWN AND ANNE R. BROWN**, whose address is Block 241 Lot 6, residing at 376 Independence Boulevard, North Brunswick, NJ 08902 (hereinafter referred to as the "Licensee").

Owner hereby permits and conveys to Licensee a revocable license for the use of a portion of Owner's property known as Block 241, Lot 7 (hereinafter referred to as the "Revocable License Use Area"), as more particularly described on a survey attached hereto and made a part hereof as Exhibit "A".

This Revocable Property Use License permits the Licensee to maintain a fence and gate thereto on the Revocable License Use Area, provided that the Licensee shall: (1) undertake no further construction, other than a fence, or activities upon the lands comprising the Revocable License Use Area; (2) maintain the gate and fence at Licensee's sole cost and expense; (3) allow the Owner access to the Revocable License Use Area; and (4) maintain the Revocable License Use Area at Licensee's sole cost and expense.

Owner assumes no responsibility or liability for any condition which may be disclosed by Licensee's entering upon and onto the Revocable License Use Area.

Licensee hereby indemnifies and holds Owner, its successors and assigns, employees, agents, servants, consultants, contractors and/or designees, as the case may be, harmless from and against any and all damages, liabilities, suits, claims and judgments and any reasonable fees relating thereto, including, but not limited to, reasonable attorneys' fees and court costs, arising out of Licensee's activities within the Revocable License Use Area during the time that this License remains in effect.

Owner hereby reserves the right to use the lands contained in the Revocable License Use Area in any manner that will not prevent or interfere with the exercise by the Licensee of the rights granted herein.

The rights granted herein may be revoked by the Owner at any time and at Owner's sole discretion. Owner shall provide thirty (30) days written notice to Licensee that the fence and gate must be removed and that all of Licensee's activities within the Revocable License Use Area must cease. Such notice shall constitute the valid termination of the Revocable Property Use License. Should Licensee fail to remove such fence and gate and vacate any use of the Revocable License Use Area within such thirty (30) day notice period, Owner shall remove, or contract to remove, such fence and gate from the Revocable License Use Area, and the cost of such removal shall be borne solely by the Licensee. If the Licensee fails to pay such costs of removal incurred by the Owner, such costs shall be assessed against the Licensee's property, (known as Block 241, Lot 6 on the Official Tax Map of the Township of North Brunswick, Monmouth County, New Jersey), and may be filed as a lien against Licensee's property by the Clerk of the Township of North Brunswick. Such lien shall be superior in dignity to all other liens or encumbrances upon the Licensee's property, including the lien of a mortgage, and shall be equal in dignity to the lien of ad valorem taxes.

The promises made in this Revocable Property Use License are legally binding upon the Owner and Licensee and all who lawfully succeed to the Owner's and Licensee's rights and responsibilities. These promises may be enforced by the Owner and Licensee.

**OWNER:**

**Witnessed by or Attested to:**

**ATTEST:  
Municipal**

  
\_\_\_\_\_  
**Lisa Russo, Municipal Clerk**

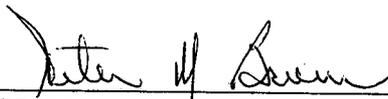
**TOWNSHIP OF NORTH BRUNSWICK**

By:   
\_\_\_\_\_  
**FRANCIS WOMACK III, Mayor**

**LICENSEE:**

**Witnessed by or Attested to:**

  
\_\_\_\_\_

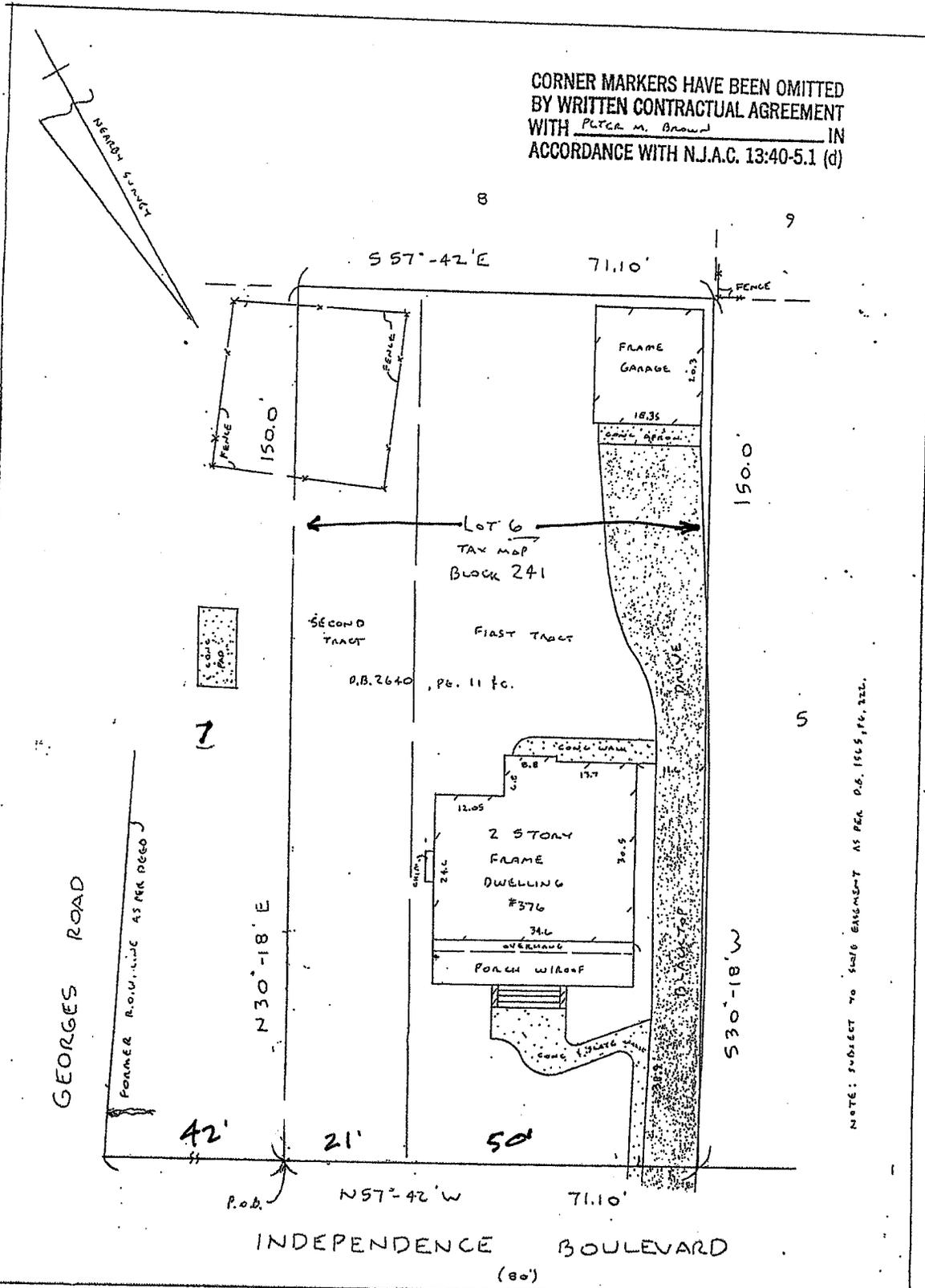
  
\_\_\_\_\_  
**PETER M. BROWN**

  
\_\_\_\_\_  
**ANNE R. BROWN**



Block 241, Lot 7 - Proposed Fence

CORNER MARKERS HAVE BEEN OMITTED  
 BY WRITTEN CONTRACTUAL AGREEMENT  
 WITH Peter M. Brown IN  
 ACCORDANCE WITH N.J.A.C. 13:40-5.1 (d)



SURVEY OF PROPERTY FOR: Peter M. Brown and Anne R. Brown, h/w  
 SITUATED IN: Township of North Brunswick, Middlesex County, NJ  
 PREPARED BY: THOMAS M. ERNST & ASSOCIATES PROFESSIONAL LAND SURVEYORS, INC.  
 388N SPOTSWOOD ENGLISHTOWN ROAD, JAMESBURG, NJ  
 DATE: October 11, 1993 SCALE: 1"=20'  
 CERTIFIED TO: Peter M. Brown and Anne R. Brown, h/w;  
 The Prudential Home Mortgage Company, Inc.,  
 and/or assigns, as their interest may  
 appear;  
 Insured Title Service Inc.;  
 George W. Pressler, Esq.

  
 THOMAS M. ERNST  
 N.J.P.L.S. LIC. #19000

247-9.15

**RESOLUTION AUTHORIZING THE NORTH BRUNSWICK HERITAGE DAY COMMITTEE TO CONDUCT A FIREWORKS DISPLAY**

**WHEREAS**, the North Brunswick Heritage Day Committee has made a request for a permit to conduct a fireworks display to be held at North Brunswick Township High School, North Brunswick, New Jersey, on September 19, 2015 (Rain date of September 20, 2015); and

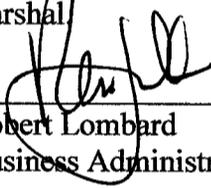
**WHEREAS**, the North Brunswick Heritage Day Committee has satisfied the insurance requirement of New Jersey State Fire Prevention Code, Chapter 31, SF3103.4; and

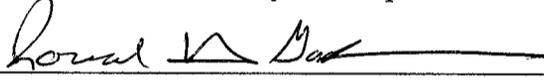
**WHEREAS**, the North Brunswick Heritage Day Committee and International Fireworks, Inc. has met the requirements of the Township of North Brunswick and the State of New Jersey Uniform Fire Code for insurance requirements carrying a minimum of \$1,000,000.00 of General Liability Insurance, \$1,000,000.00 in Automobile Liability Insurance, and \$4,000,000.00 in General Liability Umbrella Insurance.

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of North Brunswick, County of Middlesex and State of New Jersey that permission to the North Brunswick Heritage Day Committee to conduct a fireworks display at North Brunswick Township High School, North Brunswick, New Jersey, on September 19, 2015 (Rain date of September 20, 2015) is hereby granted, conditioned upon the North Brunswick Heritage Day Committee complying with any and all applicable state, county, and local ordinances or regulations pertaining to conducting such an event; and

**BE IT FURTHER RESOLVED** that the Township Clerk is hereby directed to forward a copy of this resolution to the Township Fire Marshal

  
\_\_\_\_\_  
Michael C. Hritz  
Director of Community Development

  
\_\_\_\_\_  
Robert Lombard  
Business Administrator

  
\_\_\_\_\_  
Ronald Gordon, Esq.  
Township Attorney (Approved as to legal form)

**TITLE**

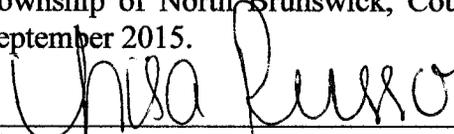
This Resolution shall be known and may be cited as the Resolution authorizing the North Brunswick Heritage Day Committee to conduct a fireworks display.

**RECORDED VOTE**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
CORBIN 2	✓			
DAVIS	✓			
SOCIO /	✓			
ANDREWS	✓			
MAYOR WOMACK				

**CERTIFICATION**

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on the 8th day of September 2015.

  
\_\_\_\_\_  
Lisa Russo, Township Clerk

C: M. Hritz  
Chalbone

**A RESOLUTION OF THE TOWNSHIP OF NORTH BRUNSWICK  
AUTHORIZING CHANGE ORDERS WITH  
APPLIED LANDSCAPE TECHNOLOGIES  
FOR THE SITE REMEDIATION AND IMPROVEMENTS AT  
VETERANS PARK AND A PORTION OF  
THE ADJOINING BOARD OF EDUCATION PROPERTY  
(PSE&G EASEMENT AND SOIL PILES) FOR THE  
DEPARTMENT OF PARKS, RECREATION, AND COMMUNITY SERVICES**

**WHEREAS**, in 2003, the North Brunswick Township Board of Education (BOE) started the process of enlarging and renovating the North Brunswick Township High School, and, during construction of the new High School addition in July 2003, waste material predominantly containing pharmaceutical and laboratory vials and other laboratory glassware was unearthed in the soils; and

**WHEREAS**, the contaminated soil has since been removed from the High School and Plains Gap residential properties, leaving soil at Veterans Park, the PSE&G easement and miscellaneous soil piles (located on the adjoining BOE property) need to be remediated; and

**WHEREAS**, the Veterans Park and High School remediation project was delayed due to ongoing litigation and settlement process; and

**WHEREAS**, the Governing Body has previously authorized settlements of the related litigation and has since received sufficient funding from the settling parties to commence the remediation of Veterans Park, and of the Board of Education's PSE&G easement and miscellaneous soil piles; and

**WHEREAS**, on March 16, 2015 the Township Council approved Resolution 111-3.18 authorizing advertisement for receipt of bids for site remediation and improvements at Veterans Park and a portion of the adjoining Board of Education Property (PSE&G Easement); and

**WHEREAS**, pursuant to Resolution 158-5.15 the Township Council authorized a contract with Applied Landscape Technologies (145 River Road, Montville, NJ 07045) with a base bid of \$8,989,283.00 for Items 1 through 93 inclusive, exclusive of Alternates "A" and "B" which were not awarded under this contract; and

**WHEREAS**, in August 2015 additional soil contamination sites were discovered by the baseball field; and

**WHEREAS**, the Governing Body previously authorized an Agreement with the engineering firm T&M Associates to provide LSRP, Design, Bid Phase and Construction Phase services for the Veterans Park Remediation and Improvements Project; and

**WHEREAS**, T&M Associates worked with Applied Landscape Technologies to delineate the contaminated site locations and developed an amended course of action not included within the bid; and

**WHEREAS**, compensation for said services shall be based upon their August proposal, for a not to exceed additional fee of \$54,366.31 (Change Order 1); and

**WHEREAS**, in August 2015 the Township requested a proposal from Applied Landscape Technologies for demolition of a sidewalk area located near the snack shack; and

**WHEREAS**, compensation for said services shall be based upon their August proposal, for a not to exceed an additional amount of \$5,000.00 (Change Order 2).

**NOW, THEREFORE, BE IT RESOLVED** on this 8<sup>th</sup> day of September, 2015 that the Township Council of the Township of North Brunswick does hereby authorize the Mayor to execute and the Township Clerk to witness amendments to the current agreement with Applied Landscape Technologies for additional site remediation and improvements at Veterans Park under Contract BID15006 for an additional amount not to exceed \$54,366.31 (Change Order 1) and for an additional amount not to exceed \$5,000.00 (Change Order 2) for a revised contract authorization amount not to exceed \$9,048,649.31.

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH BRUNSWICK  
AUTHORIZING A CHANGE IN SCOPE TO THE PROFESSIONAL SERVICE  
AGREEMENT WITH T&M ASSOCIATES APPOINTED AS ONE OF THE 2015  
TOWNSHIP ENVIRONMENTAL ENGINEERS TO INCLUDE ADDITIONAL  
CONTRACT DESIGN, ADMINISTRATION SERVICES AND SITE REVIEW  
FOR SITE REMEDIATION AND IMPROVEMENTS AT  
VETERANS PARK AND A PORTION OF  
THE ADJOINING BOARD OF EDUCATION PROPERTY (PSE&G EASEMENT)**

**WHEREAS**, resolution 16-1.15 approved by the Township Council authorized T&M Associates, with offices at Eleven Tindall Road, Middletown, New Jersey 07748, to provide environmental engineering consulting services for calendar year 2015, as awarded under a fair and open contract process, pursuant to the provisions of N.J.S.A. 19:44A-20.1 et seq.; and

**WHEREAS**, in 2003, the Board of Education (BOE) started the process of enlarging and renovating the North Brunswick Township High School, and during construction activities of the new High School auditorium wing addition in July 2003, waste material predominantly containing pharmaceutical and laboratory vials and other laboratory glassware was unearthed; and

**WHEREAS**, in 2003, on behalf of the BOE and the Township, Powell~Harpstead, Inc. (currently Kleinfelder) conducted a remedial investigation at the High School, Veterans Park and surrounding areas; and

**WHEREAS**, the contamination has since been removed from the High School and Plains Gap residential properties, leaving Veterans Park and the PSE&G easement (located on the adjoining BOE property) to be remediated; and

**WHEREAS**, the New Jersey Department of Environmental Protection (NJDEP) 2004 RAW and the Supplement proposed the removal of hotspots and the installation of engineering controls for the area within Veterans Park that was impacted with waste material; and

**WHEREAS**, the Veterans Park and High School remediation project was delayed, in part, due to the ongoing litigation and settlement process; and

**WHEREAS**, the Governing Body has authorized settlements of the related litigation and has since received sufficient funding from the settling parties to commence with the remediation of Veterans Park, and of the Board of Education's property (PSE&G easement) and miscellaneous soil piles; and

**WHEREAS**, the Township Council previously authorized in 2014, municipally appointed engineering firm, T&M Associates to provide LSRP, Design and Bid Phase services for the Veterans Park Remediation and Improvements Project (\$234,400.00); and

**WHEREAS**, the project went out to bid and Contract BID15006 was awarded in May 2015 to Applied Landscape Technologies for site remediation and improvements at Veterans Park and a portion of the adjoining Board of Education property (PSE&G Easement); and

**WHEREAS**, in May 2015 T&M Associates was authorized a 2015 contract amendment to include: Contract Administration and Inspection Services an amount not to exceed \$372,000.00 (\$300,000.00 non-LSRP Services and \$72,000.00 LSRP Services); and

**WHEREAS**, at the request of the Township, T&M has provided a proposal for additional design services previously rendered relating to the Veterans Park Improvement Project that included additional conceptual plans, a new restroom/concession building (services to be completed), stormwater management improvements, and a redesign of the softball field; and

**WHEREAS**, compensation for said services shall be based upon their May 4, 2015/Revised August 27, 2015 proposal, for a lump sum additional fee of \$31,231.00; and

**WHEREAS**, in August 2015 additional soil contamination sites were discovered by the baseball field; and

**WHEREAS**, at the request of the Township, T&M was engaged to performed analytical data to delineate the contaminated site locations and work with the contractor on an amended course of action not included within the bid; and

**WHEREAS**, T&M has provided a proposal for the additional costs not included in the original scope work completed to date associated with the investigation of the baseball field soil contamination (\$79,250.00), as well as a not to exceed cost for estimated additional environmental work necessary to address the impacted soil remaining (\$74,150.00) totaling \$153,400.00; and

**WHEREAS**, the professional services summary for the Veterans Park Project includes:

2014 LSRP, Design, Bid Phase:	\$234,400.00
2015 LSRP and Construction Administration:	\$372,000.00
2015 Additional Design:	\$ 31,231.00
<u>2015 Additional Environmental Work:</u>	<u>\$153,400.00</u>
2015 Summary:	\$556,631.00
<u>2014/2015 Summary:</u>	<u>\$791,031.00</u>

**WHEREAS**, services for this project will be funded from settlement proceeds (site remediation portion) and existing capital existing capital ordinances 04-05 and 14-10 (park improvements portion).

**NOW, THEREFORE, BE IT RESOLVED** on this 8<sup>th</sup> day of September, 2015 that the Township Council of the Township of North Brunswick does hereby authorize the Mayor to execute and the Township Clerk to witness an amendment to the current agreement with T&M Associates for additional design services rendered for the Veterans Park Improvement Project for a lump sum additional fee of \$31,231.00 plus services relating to additional soil contamination for a not to exceed amount of \$153,400 for a revised 2015 contract authorization amount not to exceed \$556,631.00.

**BE IT FURTHER RESOLVED** notice of this action shall be published in the Home News & Tribune as required by law within 10 (ten) days after its passage.

CERTIFICATION

I, Kala Sriranganathan, Chief Financial Officer of the Township of North Brunswick, certify that funds in the following accounts are available under Contracts:

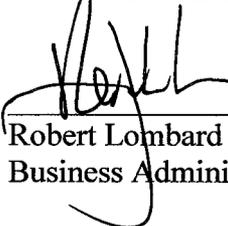
PRO15044:

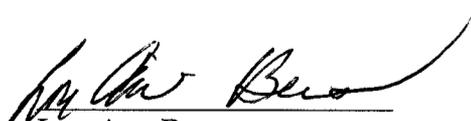
\$31,231 are available in FY2015 14-10 Capital account C-04-55-C15-141-903

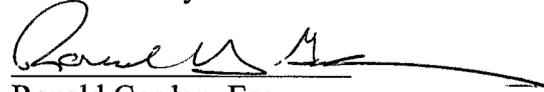
PRO15045:

\$107,919.16 are available in FY2015 14-10 Capital account C-04-55-C15-141-903 and \$45,480.84 are available in 04-05 Soil Remediation Capital C-04-55-C04-022-101.

  
 \_\_\_\_\_  
 Kala Sriranganathan  
 Chief Financial Officer

  
 \_\_\_\_\_  
 Robert Lombard  
 Business Administrator

  
 \_\_\_\_\_  
 Lou Ann Benson  
 Director of Parks, Recreation  
 & Community Services

  
 \_\_\_\_\_  
 Ronald Gordon, Esq.  
 Township Attorney  
 Approved as to legal form

RESOLUTION ESTABLISHING CURFEW FOR OCTOBER 30, 2015, MISCHIEF NIGHT AND OCTOBER 31, 2015, HALLOWEEN NIGHT

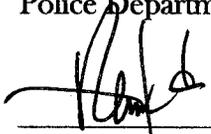
WHEREAS, it is deemed to be in the best interest of all the citizens of the Township of North Brunswick to limit activities usually connected with Halloween and so-called Mischief Night that precedes Halloween and;

WHEREAS, it is deemed appropriate to adopt a curfew for all children under the age of 18 years old for those two nights;

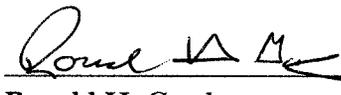
NOW, THEREFORE, BE IT RESOLVED on this 8<sup>th</sup> day of September, 2015 by the Township Council of the Township of North Brunswick, that a curfew be and is hereby imposed for Mischief Night, October 30, 2015 which curfew shall take effect at 8:00 P.M. and on Halloween, October 31, 2015 which curfew shall take effect at 8:00 P.M.;

BE IT FURTHER RESOLVED that the purpose of this curfew is that said children Shall not be permitted to be on the streets and in public areas of the Township of North Brunswick in the late hours of those said dates and;

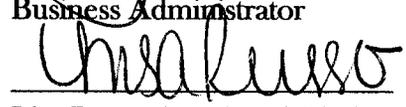
BE IT FURTHER RESOLVED that a copy of this Resolution be furnished to the Police Department and that notice of the curfew be published by the Municipal Clerk.

  
\_\_\_\_\_

Robert Lombard  
Business Administrator

  
\_\_\_\_\_

Ronald H. Gordon  
Township Attorney

  
\_\_\_\_\_

Lisa Russo, Municipal Clerk

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of the Township of North Brunswick at a meeting duly held on the 8<sup>th</sup> day of September, 2015.

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA	A			
NICOLA	✓			
CORBIN 2	✓			
DAVIS	✓			
SOCIO 1	✓			
ANDREWS	✓			
MAYOR WOMACK				

C: Home News  
Sentinel

K. McCormick  
C. Yetko

252-9.15

**RESOLUTION AUTHORIZING THE PRIVATE IMPROVEMENTS PERFORMANCE BOND  
RELEASE FOR T-MOBILE US, INC.**

**WHEREAS**, security was posted by T-Mobile US, Inc., for the project known as Omnipoint Communications, located at 1485 Livingston Avenue, in Block 90, Lots 40 and 41.02; and,

**WHEREAS**, the following security was posted:

- \$7,840.80 in performance bond for private improvements
- \$871.20 in cash performance bond for private improvements; and,

**WHEREAS**, CME Associates has performed a bond release analysis and submitted a written report dated July 28, 2015 recommending to release the private improvements security; and,

**WHEREAS**, the Township Council held a public hearing relative to the requested bond release on September 8, 2015; and,

**WHEREAS**, the Chief Financial Officer certifies that funds for the release of the cash bond are available in account #22-22851, PO# 16-00490; and,

**WHEREAS**, the Township Attorney is satisfied that said certification is in proper form; and,

**NOW THEREFORE BE IT RESOLVED**, on this 8<sup>th</sup> day of September, 2015, that the Township of North Brunswick does hereby authorize releasing the private improvements performance bond in the following amounts:

- \$7,840.80 in performance bond for private improvements
- \$871.20 in cash performance bond for private improvements

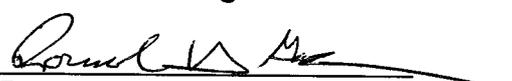
**CERTIFICATION**

I, Kala Sriranganathan, Chief Financial Officer of the Township of North Brunswick, certify that funds for the release of the cash private improvements performance bond in the amount of \$871.20 are available in account #22-22851, PO# 16-00490.

  
 \_\_\_\_\_  
 Kala Sriranganathan  
 Chief Financial Officer

  
 \_\_\_\_\_  
 Robert Lombard  
 Business Administrator

  
 \_\_\_\_\_  
 Michael C. Hritz  
 Director of Community Development

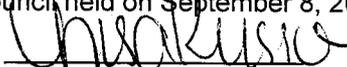
**Approved as to Legal Form**  
  
 \_\_\_\_\_  
 Ronald Gordon  
 Township Attorney

**RECORDED VOTE:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
MS. NARRA	A			
MR. ANDREWS	✓			
MR. CORBIN 2	✓			
MR. DAVIS	✓			
MR. SOCIO	✓			
MS. NICOLA 1	✓			
MAYOR WOMACK				

*C. S. Kunz  
file*

I, Lisa Russo, Township Clerk of North Brunswick, County of Middlesex, State of New Jersey, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a Regular Meeting of said Council held on September 8, 2015.

  
 \_\_\_\_\_  
 Lisa Russo, Municipal Clerk

253-9.15

**RESOLUTION AUTHORIZING THE PRIVATE IMPROVEMENTS PERFORMANCE BOND  
RELEASE FOR T-MOBILE US, INC.**

**WHEREAS**, security was posted by T-Mobile US, Inc., for the project known as Omnipoint Communications, located at 1470 Cozzens Lane, in Block 4.32, Lots 9, 10.01 and 11.01; and,

**WHEREAS**, the following security was posted:

- \$7,662.42 in performance bond for private improvements
- \$851.38 in cash performance bond for private improvements; and,

**WHEREAS**, CME Associates has performed a bond release analysis and submitted a written report dated July 20, 2015 recommending to release the private improvements security; and,

**WHEREAS**, the Township Council held a public hearing relative to the requested bond release on September 8, 2015; and,

**WHEREAS**, the Chief Financial Officer certifies that funds for the release of the cash bond are available in account #22-23191, PO# 16-00491; and,

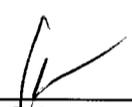
**WHEREAS**, the Township Attorney is satisfied that said certification is in proper form; and,

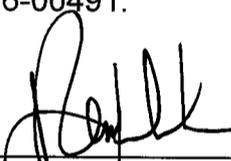
**NOW THEREFORE BE IT RESOLVED**, on this 8<sup>th</sup> day of September, 2015, that the Township of North Brunswick does hereby authorize releasing the private improvements performance bond in the following amounts:

- \$7,662.42 in performance bond for private improvements
- \$851.38 in cash performance bond for private improvements

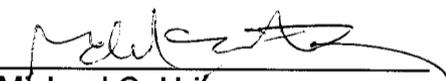
**CERTIFICATION**

I, Kala Sriranganathan, Chief Financial Officer of the Township of North Brunswick, certify that funds for the release of the cash private improvements performance bond in the amount of \$851.38 are available in account #22-23191, PO# 16-00491.

  
 \_\_\_\_\_  
 Kala Sriranganathan  
 Chief Financial Officer

  
 \_\_\_\_\_  
 Robert Lombard  
 Business Administrator

**Approved as to Legal Form**

  
 \_\_\_\_\_  
 Michael C. Hritz  
 Director of Community Development

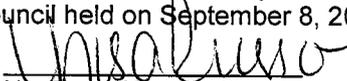
  
 \_\_\_\_\_  
 Ronald Gordon  
 Township Attorney

**RECORDED VOTE:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
MS. NARRA	A			
MR. ANDREWS	✓			
MR. CORBIN 2	✓			
MR. DAVIS	✓			
MR. SOCIO 1	✓			
MS. NICOLA	✓			
MAYOR WOMACK				

C. S. Kunz  
File

I, Lisa Russo, Township Clerk of North Brunswick, County of Middlesex, State of New Jersey, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a Regular Meeting of said Council held on September 8, 2015.

  
 \_\_\_\_\_  
 Lisa Russo, Municipal Clerk