

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

JANUARY 11, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman on January 11, 1973, at 8:10 P.M., in the Marlboro Elementary School.

Following the Salute to our Flag, the Clerk called the roll.

ROLL CALL: Present: Councilmen Klau, Vuola and Grossman
Absent: Councilmen Kaplan and McLaughlin

Councilman Kaplan arrived at 8:15 P.M. and Councilman McLaughlin arrived at 8:30 P.M.

Also present were Mayor Morton Salkind; Mary Denton, Business Administrator; Herbert Bierman, Township Attorney and Rose Fialkoff, Acting Clerk.

CITIZENS VOICE:

Since no one wished to be heard, the Citizen's Voice period was closed.

Since it was too early to hold the scheduled Public Hearings, the Chair exercised its prerogative to go on to New Business.

NEW BUSINESS:

The following resolution was offered by Councilman Klau:

RESOLUTION #2-73 - Sale of Township Property

WHEREAS, it is the policy of the Mayor and Township Council of the Township of Marlboro to return to the tax rolls at the earliest possible time parcels of land acquired and held by the Township of Marlboro and not required for municipal purposes:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the parcels of land enumerated on the attached Schedule "A" shall be offered for sale to the highest responsible bidder.
2. That the Business Administrator shall accept sealed competitive bids for said parcels which said bids shall be upon the terms and conditions provided in the notice to bidders and which

said bids shall be received by the Business Administrator at 8:00 P.M. on January 25th, 1973 and shall be opened at the meeting of the Township Council on that day and awarded to the highest responsible bidder.

3. That the Business Administrator is authorized and directed to forthwith arrange for the publication of the appropriate notice to persons interested in bidding on said premises as provided by law.

SCHEDULE "A"

<u>BLOCK</u>	<u>LOT</u>	<u>MINIMUM BID PRICE</u>
12	3	1,000
12	8	1,000
17	2	500
18	6	500
21	5	1,000
21	38	1,000
21	61	1,000
26	27	4,000
26	28	4,000
26B	3	1,000
27	28B	4,000
39	4	1,000
53	50	1,000
62	4	1,000
72	2	1,000

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Absent: Councilmen Kaplan and McLaughlin.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #3-73 - Inrem Foreclosures

(Resolution #3-73 attached hereto and made a part of these minutes.)

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Absent: Councilman McLaughlin.

Mayor Salkind explained that the township had in its possession 40 year old tax liens on property. The property that the town would not be able to use for municipal purposes would be put up for sale to the highest bidder.

The following resolution was offered by Councilman Vuola:

RESOLUTION #4-73 - Naming of Streets

BE IT RESOLVED that the streets and roads enumerated in Schedule "A" attached hereto and made a part hereof shall forthwith be known and identified by the name indicated in said Schedule; and

BE IT FURTHER RESOLVED that the Township Clerk is authorized and directed to forward a copy of this resolution to the Chief of Police of the Township of Marlboro; the Postmasters of the United States Post Offices servicing the Township of Marlboro, and the Fire Chief of each of the fire companies within the Township.

SCHEDULE "A"

1. The road now known as Wilson Avenue from Greenwood Road to the Matawan border to be known asTicetown Road.
2. State Highway No. 79 from School Road to the Township of Freehold border shall be known asSouth Main Street.
3. State Highway No. 79 from School Road to County Road No. 520 shall be known asNorth Main Street.
4. That road now known as Topanemus Road from School Road West to State Highway No. 18 shall be known asLenape Road.
5. That smaller blocked portion of road formerly known as Buckley Road shall be known asMohawk Drive.
6. That smaller blocked portion of road formerly known as Moore Road shall be known asMabel Place.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman, Kaplan. Absent: Councilman McLaughlin.

The following resolution was offered by Councilman Klau:

RESOLUTION #5-73 - Vacation of Road

BE IT RESOLVED by the Mayor and Township Council of the Township of Marlboro that an ordinance entitled:

ORDINANCE #1-73

"AN ORDINANCE VACATING A PORTION OF THOSE CERTAIN ROADS, AVENUES, STREETS OR HIGHWAYS AS SHOWN ON "MAP OF O.C.HERBERT, MARLBORO, N.J.

ORDINANCE # 1-73

AN ORDINANCE VACATING A PORTION OF THOSE CERTAIN ROADS, AVENUES, STREETS OR HIGHWAYS AS SHOWN ON "MAP OF O.C. HERBERT, MARLBORO, N. J., FILED AS MAP NO. 23-19 AND MAP OF LOTS BELONGING TO O. C. HERBERT, MARLBORO, MARLBORO, N.J., FILED AS MAP NO. 23-20" IN THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY.

WHEREAS, Florence H. Croddick, wife of Eugene F. Croddick, is the owner of certain premises more particularly described in a Deed from Charles W. Burn and Mariann Burn, husband and wife, to Florence H. Croddick, wife of Eugene F. Croddick, dated November 2, 1972, and recorded on December 4, 1972 in the Monmouth County Clerk's Office in Book 3811 of Deeds at Page 626 etc.; and

WHEREAS, there are filed in the Monmouth County Clerk's Office two maps, showing certain roads, avenues, streets or highways, which said roads, avenues, streets or highways are shown on maps more particularly described as

1. "Map of O. C. Herbert, Marlboro, N. J. C. B. Conover, Surveyor, dated March 17, 1897, filed March 28, 1905 as Map No. 23-19 and

2. "Map of Lots belonging to O. C. Herbert, Marlboro, Marlboro, N. J., James V. Muldoon, C.E. filed February 16, 1886 as Map No. 23-20." and

WHEREAS, a portion of those certain roads, avenues, streets or highways shown on the above referred to filed maps cross and

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intersect the above certain premises more particularly described in the above referred to Deed Book 3811, Page 626 etc., recorded in the Monmouth County Clerk's Office; and more particularly described as follows:

The aforesaid premises are also described in accordance with survey prepared by Frederick H. Kutzt, N.J.P.E. & L.S. 11298 of Parlin, New Jersey, dated Nov. 10, 1972 as follows:

BEGINNING at a point in the westerly right-of-way line of the Central Railroad of New Jersey, said point being distant South 26 degrees 8 minutes West three hundred feet (300') from the intersection of said westerly right-of-way line with the southerly line of Hobart Street and from said beginning point running thence

- (1) North $56^{\circ} 30'$ W one hundred feet (100') to a point; thence
- (2) South $26^{\circ} 8'$ West two hundred feet (200') along the easterly line of a 40 foot street or right-of-way to a point; thence
- (3) South $56^{\circ} 30'$ East one hundred feet (100') to a point in the westerly right-of-way line of the Central Railroad of New Jersey and thence
- (4) North $26^{\circ} 8'$ East two hundred feet (200') along said right-of-way line to the point and place of Beginning.

WHEREAS, that portion of those certain said roads, avenues, streets or highways appearing on said above referred to filed maps which cross and/or intersect the above described premises owned by Florence H. Croddick, wife of Eugene F. Croddick, are no longer required or necessary for the use of the inhabitants of the Township of Marlboro and the general public and have, in fact, not been used or maintained by the Township of Marlboro; and

WHEREAS, it is considered to be to the best interests of the inhabitants of the Township of Marlboro that those certain portions of the aforesaid roads, avenues, streets or highways as shown on "Map of O. C. Herbert, Marlboro, N. J., C. B. Conover, Surveyor,

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dated March 17, 1897, filed March 28, 1905 as Map No. 23-19 and "Map of Lots belonging to O. C. Herbert, Marlboro, Marlboro, N. J., James V. Muldoon, C.E. filed February 16, 1886 as Map No. 23-20", situate within the boundary lines of the aforesaid premises conveyed to the said Florence H. Croddick, wife of Eugene F. Croddick, by Charles W. Burn and Mariann Burn, husband and wife, by Deed dated November 2, 1972 as aforesaid, be vacated and all public rights therein be extinguished;

BE IT ORDAINED by the Mayor and Township Council of the Township of Marlboro, in the County of Monmouth, State of New Jersey, as follows:

SECTION 1. That the portions of those certain strips of land or roads, avenues, streets or highways, as it or they cross, intersect or in any way are situate within the boundary of the aforesaid tract of land described in the said Deed from Charles W. Burn and Mariann Burn, husband and wife, to Florence H. Croddick, wife of Eugene F. Croddick, dated November 2, 1972 and recorded in the Monmouth County Clerk's Office in Book 3811 of Deeds at Page 626 etc., situate in the Township of Marlboro, County of Monmouth, State of New Jersey, being those certain strips of land, roads, avenues, streets or highways, aforesaid, more particularly described in Schedule "A" annexed hereto and made a part hereof and incorporated herein by reference thereto as if fully recited herein,

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be and the same is or are hereby vacated and the same is hereby released from any and all dedications and the public rights in said land be and the same are hereby extinguished.

SECTION 2. This Ordinance shall take effect immediately upon its passage, approval and publication according to law.

PASSED:

ADOPTED:

SIGNED:

.....

MORTON SALKIND, Mayor

DATE OF SIGNATURE:

ATTEST:

.....
Rose Fialkoff

ROSE FIALKOFF, Township Clerk

SCHEDULE "A"

All those certain premises situate in the Township of Marlboro, County of Monmouth and State of New Jersey and being that portion of all those certain strips of land, roads, avenues, streets and highways appearing on the following two recorded maps, "Map of O. C. Herbert, Marlboro, N. J. C. B. Conover, Surveyor, dated March 17, 1897, filed March 28, 1905 as Map No. 23-19 and "Map of Lots belonging to O. C. Herbert, Marlboro, Marlboro, N. J., James V. Muldoon, C.E. filed February 16, 1886 as Map No. 23-20", as it or they cross, intersect or in any way appear situate on the tract of land described in a Deed from Charles W. Burn and Mariann Burn, husband and wife, to Florence H. Croddick, wife of Eugene F. Croddick, dated November 2, 1972 and recorded in the Monmouth County Clerk's Office on December 4, 1972 in Book 3811 of Deeds at Page 626 etc., more particularly described, as follows:

The aforesaid premises are also described in accordance with survey prepared by Frederick H. Kurtz, N.J.P.E. & L.S. 11298 of Parlin, New Jersey, dated Nov. 10, 1972, as follows:

BEGINNING at a point in the westerly right-of-way line of the Central Railroad of New Jersey, said point being distant South 26 degrees 8 minutes West three hundred feet (300') from the intersection of said westerly right-of-way line with the southerly line of Hobart Street and from said beginning point running thence

- (1) North $56^{\circ} 30'$ W one hundred feet (100') to a point; thence
- (2) South $26^{\circ} 8'$ West two hundred feet (200') along the easterly line of a 40 foot street or right-of-way to a point; thence
- (3) South $56^{\circ} 30'$ East one hundred feet (100') to a point in the westerly right-of-way line of the Central Railroad of New Jersey and thence
- (4) North $26^{\circ} 8'$ East two hundred feet (200') along said

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right-of-way line to the point and place of Beginning.

which said roads, avenues, streets or highways are at present located on part of Lot 15, Block 97, on the Tax Map of the Township of Marlboro.

FILED AS MAP NO. 23-19 AND MAP OF LOTS BELONGING TO O.C. HERBERT, MARLBORO, MARLBORO, N. J., FILED AS MPA NO. 23-20." IN THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY."

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on January 25th, 1973, at 8:30 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED, that all of the costs of advertising in connection with the above mentioned ordinance shall be paid for and borne by the petitioner herein.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Absent: Councilman McLaughlin.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #6-73 - Overpayment of Taxes - Veterans Exemption

WHEREAS, the attached list of owners have overpaid their 1972 taxes due to Veterans Exemption in the amount of \$900.00;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro, that the amounts as listed be returned to the property owners:

(list attached and made a part of these minutes)

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Absent: Councilman McLaughlin.

The following resolution was offered by Councilman Vuola:

RESOLUTION #7-73 - Fireman Exemption

WHEREAS, Chester A. Szymanski has honorably served in the Morganville Independent Fire Company for a period of seven years; and

WHEREAS, he is duly entitled to all benefits and exemptions granted under the laws of the State of New Jersey,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that Chester A. Szymanski is hereby declared Exempt Fireman in the Township of Marlboro.

Seconded by Councilman Kaplan and adopted on the following roll call vote: Ayes: Councilmen Klau, Kaplan, Vuola and Grossman. Absent: Councilman McLaughlin.

The following resolution was offered by Councilman Klau:

RESOLUTION #8-73 - Fireman Exemption

WHEREAS, Roland C. Boyce, Jr. has honorably served in the Morganville Independent Fire Company for a period of seven years, and

WHEREAS, he is duly entitled to all benefits and exemptions granted under the laws of the State of New Jersey;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that Roland C. Boyce, Jr. is hereby declared Exempt Fireman in the Township of Marlboro.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Absent: Councilman McLaughlin.

The following resolution was offered by Council President Grossman:

RESOLUTION #9-73 - School Referendum

WHEREAS, The Board of Education has requested that the Township Council express a position in connection with the proposed Robertsville School addition; and

WHEREAS, the Mayor and Council have repeatedly stated that the avoidance of double sessions in the elementary school system is at the highest priority; and

WHEREAS, the Mayor and Township Council have consistently advocated quality education for all Township children, and

WHEREAS, Mayor Morton Salkind acting with the advice and consent of the Township Council in May, 1972 publically advocated the building of a second elementary school at the Robertsville site as the best fiscally responsible method of meeting Township goals; and

WHEREAS, all of the substantial growth of the Township which has occurred thru the end of 1972 was in accordance of plans prior to December 31, 1963; and

WHEREAS, the State of New Jersey and Federal and private groups have placed increased pressure upon the municipality to permit accelerated growth; and

WHEREAS, in November, 1972 the Board of Education proposed a school addition at the Robertsville site to be constructed by September, 1973;

NOW, THEREFORE, BE IT RESOLVED:

1. That the Township Council endorses the construction of a second elementary school at the Robertsville site between Union Hill Road and Tennent Road.
2. That the Township Clerk is authorized and directed to forthwith publish a copy of the resolution in the Asbury Park Press.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Absent: Councilman McLaughlin.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #10-73 - Big Oak, Prelim. and Final Approval

WHEREAS, application for preliminary and final approval of the following described plat has been submitted to the Planning Board of the Township of Marlboro and approved by the said Board as will more fully appear by Resolutions dated 11/2/72 and 1/4/73, copies of which are made a part hereof as though annexed hereto;

Name of Plat: Big Oak

Name of Applicant: Big Oak Home & Development Corp.

WHEREAS, the premises are located in an R 60-C Zone according to the Zoning Ordinance of the Township effective March 23, 1972; and

WHEREAS, the Township Engineer has examined the final plans and has submitted a report and bond estimate to insure the installation of all utilities, as more fully appears in the Engineer's Report and Estimate, a copy of which is made a part hereof as though annexed hereto;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the Plat entitled Big Oak dated 1/4/73, a copy of

which is made a part hereof as though annexed hereto, be and the same is hereby granted Final Approval, subject to the filing of Bonds as required by the Township Engineer's Report, and the payment of all fees due and owing to the Township, and further subject to all of the terms, conditions and requirements of the Planning Board.

2. Nothing hereincontained is to be construed in any wise as an approval or acceptance of any utilities, streets, road, avenues, or other thoroughfares shown thereon without further formal action of the Township Council respecting same.

3. That the Mayor, Township Clerk and Township Engineer are hereby authorized and directed to execute any and all plats and other documents necessary to effect the purposes of this resolution.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Absent: Councilman McLaughlin.

The following resolution was offered by Councilman Vuola:

RESOLUTION #11-73 - HUD Grants

WHEREAS, on or about January 8, 1973 the Nixon Administration announced a freeze of federal subsidies for local programs being developed under the Department of Housing and Urban Development; and

WHEREAS, the Township of Marlboro, as well as many other suburban communities throughout the County of Monmouth and the State of New Jersey are in the process of submitting applications to the Department of Housing and Urban Development for various programs affecting the development of municipal facilities including parks, libraries, municipal offices, water and sanitary sewer facilities, police protection and various school projects; and

WHEREAS, the Township of Marlboro has expended considerable sums in the preparation of various applications and submissions to the Department of Housing and Urban Development which said applications have been delayed by reason of a jurisdictional dispute between the Department of Housing and Urban Development and the County of Monmouth; and

WHEREAS, some time ago the Mayor of the Township of Marlboro pointed out the jeopardy of the plans of the Township because of

the delay in the processing of the Township's applications, which plans will seriously affect the environment and ecology of the entire northern Monmouth County area; and

WHEREAS, these several applications now pending before the Department of Housing and Urban Development from the Township of Marlboro have not been acted upon and as a result of the recently announced freeze in federal subsidies by the Nixon Administration will now not be acted upon for a considerable period of time:

BE IT AND IT IS HEREBY RESOLVED:

1. The Mayor and Township Council of the Township of Marlboro deplores the imposition of the freeze on federal subsidies for the various programs under the Department of Housing and Urban Development and urges the Nixon Administration to reconsider its position in connection with said freeze.

2. The Mayor and Township Council of the Township of Marlboro urgently recommends a reconsideration of the recent directive and points out the devastating impact on the programs of the Township of Marlboro as well as upon programs of municipalities throughout the country for the development and protection of a better environment and way of life for all of the citizens of the country.

3. The Township Clerk is authorized and directed to forward a copy of this resolution to the President of the United States; to the Governor of the State of New Jersey; to the United States Senators from the State of New Jersey; to the Monmouth County Congressional representative and the State Legislative Delegation.

Seconded by Councilman Kaplan and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Although Councilman McLaughlin was present at the reading of Resolution #11-73 he chose to vote Absent. Discussion: Mayor Salkind explained how we have fought for recreation sites and the acquisition of Burnt Fly Bog. As a result of Nixon's announced freeze of federal subsidies for local programs being developed under HUD we will lose all federal funding for the recreation sites and Burnt Fly Bog.

The following resolution was offered by Councilman Klau:

RESOLUTION #1-73 - Action Ordinance #35-72

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

ORDINANCE #35-72

AN ORDINANCE ENTITLED "AN ORDINANCE TO PERMIT THE CONDUCTING OF GAMES OF CHANCE ON THE FIRST DAY OF THE WEEK COMMONLY KNOWN AND DESIGNATED AS SUNDAY, UNDER THE PROVISIONS OF THE STATUTE OF THE STATE OF NEW JERSEY KNOWN AS P.L. 1954, c.5 AND c.6 N.J.S.A. 5:8-31 and 5:8-58"

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

BE IT FURTHER RESOLVED, that aforesaid ordinance be declared an emergency and that the same shall be effective upon the signature of the Mayor.

Seconded by Councilman Vuola and adopted unanimously by all Councilmen. Discussion: Mayor Salkind explained how closely he worked with Father Connell and Father Sullivan and the vital role the church played in this community.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #1A-73, Bingo License - St. Gabriel's

BE IT RESOLVED by the Council of the Township of Marlboro that a Bingo License be issued to St. Gabriel's Church, in accordance with BA:146 for the purpose of holding Bingo Games at St. Gabriel's Church on Sunday nights beginning January 14, 1973 and each Sunday thereafter to December 30, 1973.

Seconded by Councilman Klau and adopted unanimously by all Councilmen.

ADMINISTRATIVE REPORT:

Mayor Salkind proclaimed the week of January 14-21 as National Council of Jewish Women Week in recognition of the many services rendered to our citizens by this organization.

(Proclamation enclosed and made a part of these minutes.)

PUBLIC SESSION:

Since no one wished to be heard the Public Session was closed at 8:35 P.M. and Council President Grossman offered a motion to adjourn, unanimously approved by all Councilmen. Adjournment: 8:40 P.M.

Minutes Approved: March 8, 1973

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Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman
Lawrence Grossman, Council
President

ORDINANCE NO. 35-72

AN ORDINANCE ENTITLED "AN ORDINANCE TO PERMIT THE CONDUCTING OF GAMES OF CHANCE ON THE FIRST DAY OF THE WEEK COMMONLY KNOWN AND DESIGNATED AS SUNDAY, UNDER THE PROVISIONS OF THE STATUTE OF THE STATE OF NEW JERSEY KNOWN AS L. 1954, c. 5 AND c. 6, N.J.S.A. 5:8-31 and 5:8-59"

WHEREAS, the "Raffles Licensing Law", L. 1954, c. 5 and the "Bingo Licensing Law", L. 1954, c. 6 have been duly adopted by the Legislature; and Whereas, the Council of the Township of Marlboro in accordance with the provisions of said Acts, have licensed various charitable and religious organizations to conduct Raffles and Bingo in the Township of Marlboro and

WHEREAS, each of said Statutes (N.J.S.A. 5:8-31 and 5:8-58) provide that games of Bingo and Raffles known as Games of Chance shall not be conducted on Sunday unless the municipality adopts an ordinance authorizing the conduct of such games on said first day of the week; and

WHEREAS, there have been numerous requests by charitable organizations to conduct said games on the first day of the week. The Council of the Township of Marlboro does ordain:

Section 1. Games of Chance commonly known as Bingo and Raffles, as provided by the Laws of the State of New Jersey, 1954, Chapters 5 and 6 may be conducted in the Township of Marlboro on the first day of the week commonly known and designated as Sunday, provided the applicant for the license to conduct such game otherwise qualifies under the provisions of the aforementioned Statutes of the State of New Jersey and the Rules and Regulations of the Legalized Games of Chance Control Commission and, specifically, providing that the organization conducting the games is a charitable, religious or other organization specifically qualifying under the provisions of the aforementioned Statutes.

Section 2. This ordinance shall take effect immediately after its final passage and publication as provided by law.

NOTICE

Public notice is hereby given that the above ordinance was introduced and passed on the first reading at a regular meeting of the Council of the Township of Marlboro held Thursday, December 28, 1972 and that said ordinance will be taken up for second reading and further consideration and final passage at a meeting of the Council of the Township of Marlboro to be held on Thursday, January 11, 1973 at the Marlboro Elementary School, located on School Road West, Marlboro Township, New Jersey at 8:30 p.m. or as soon thereafter as the said matter can be reached at which time and place all persons interested will be given an opportunity to be heard concerning the same. By order of the Council of the Township of Marlboro,

JOYCE HILFMAN,
Clerk

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PROCLAMATION

WHEREAS, The National Council of Jewish Women celebrates its 80th anniversary this month; and

WHEREAS, the growth of this organization includes women from most of the towns in the area; and

WHEREAS, The National Council of Jewish Women have given an enviable record of service to their respective communities and have earned the respect and gratitude of those they serve; and

WHEREAS, the Township of Marlboro takes pride in having such an outstanding group of women in the State of New Jersey and is grateful for all of the accomplishments and service they have given to our Community;

NOW, THEREFORE, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby proclaim the week of January 14th, 1973 to January 21st, 1973 as "National Council of Jewish Women Week" in grateful recognition and appreciation of the many services rendered to our citizens by this organization.

Morton Salkind,
Mayor of the Township
of Marlboro

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COUNCIL OF THE TOWNSHIP OF MARLBORO- REGULAR MEETING
JANUARY 25, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman on January 25, 1973, at 8:00 P.M., in the Marlboro Elementary School.

Following the Salute to our Flag, the Clerk called the roll.

ROLL CALL: Present: Councilmen Klau, Vuola, Grossman
Absent: Councilmen Kaplan and McLaughlin

Councilman McLaughlin arrived at 8:10 P.M.

Also present were Mayor Morton Salkind; Mary Denton, Business Administrator; Herbert Bierman, Township Attorney and Rose Fialkoff, Acting Clerk.

CITIZENS VOICE:

Since on one wished to be heard, the Citizen's voice period was closed at 8:05 P.M.

RECEIVING BIDS:

Council President received Bids for Sale of Township Property from Mary Denton, Business Administrator. Mayor Salkind asked if there were any Bids from the floor. As there were none, he proceeded to explain that between March 31st, 1973 and this date if the title cannot be properly delivered to the successful bidder the bidder will have the opportunity to have his money refunded if he so wished.

Council President Grossman read bids as follows:

Block 21, Lot 38 F. Lubutz, New York City.	\$1,000
Block 21, Lot 61 Custom Polyco, Farmingdale, New York	\$1,000
Block 53, Lot 50 SWA Realty Associates, East Orange, New Jersey	\$1.050
Block 62, Lot 4 F. Lubutz, New York City .	1.000
Block 72, Lot 2 SWA Realty Associates, East Orange, New Jersey	1.050

At the conclusion of the reading of bids the Business Administrator was asked to tabulate the bids and later on a resolution would be read to declare the successful bidder.

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The approval of the minutes was deferred until the next meeting.

Since it was too early to hold the scheduled Public Hearings, the Chair exercised its prerogative to go on to New Business.

NEW BUSINESS:

The following resolution was offered by Councilman Klau:

RESOLUTION #16-73 - Street Lighting Reimbursement

RESOLVED, that the Mayor and Clerk of this Body are hereby authorized and directed to execute agreements, in triplicate, between the Township of Marlboro and the State of New Jersey, which agreements cover reimbursement for highway lighting maintained within the limits of said Township of Marlboro.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Absent: Councilmen Kaplan and McLaughlin.

The following resolution was offered by Councilman Vuola:

RESOLUTION #17-73 - Suspension of Club License - Laing

WHEREAS, the Township Council of the Township of Marlboro has authorized and directed the Township Attorney to take all steps necessary to acquire possession of the premises known as Block 16, Lot 1, now occupied by Mr. Henry Laing; and

WHEREAS, pursuant to such direction the Township Attorney caused appropriate notice to be caused upon Mr. Laing requiring that in the event of his failure to pay rent for said premises that he vacate and quit the premises on or before January 31, 1973; and

WHEREAS, it appears that Mr. Laing has made no effort to pay the rental due and arrange for a rental of the premises in the future and it appears that he will not vacate and quit the premises on or before January 31, 1973.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. The Township Attorney is hereby authorized and directed to proceed with eviction proceedings so that the Township of Marlboro may obtain possession of the premises in question at the earliest possible date.

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2. That Club License No. CB-1 held by Henry Laing and/or Morganville Independent Club located upon the premises known as Block 16, Lot 1, in the Township of Marlboro, County of Monmouth and the State of New Jersey, be and it is hereby suspended until further action of this Council.

3. That the Township Clerk is authorized and directed to forward a copy of this Resolution to Mr. Henry Laing; the Marlboro Independent Club; the State Division of Alcoholic Beverage Control; and the Township Attorney.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Absent: Councilmen Kaplan and McLaughlin.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #18-73 - Dog Ordinance

BE IT RESOLVED by the Mayor and Township Council of the Township of Marlboro that an ordinance entitled:

ORDINANCE #2-73

AN ORDINANCE FOR THE UNIFORM CONTROL AND LICENSING OF DOGS AND KENNELS; TO AID IN PREVENTING THE SPREAD OF RABIES; TO ESTABLISH A UNIFORM BASIS FOR DETERMINING DOG DAMAGE CLAIMS ON THEIR MERITS; AND TO ESTABLISH PENALTIES FOR VIOLATIONS OF SAID ORDINANCE.

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on February 8, 1973, at 8:30 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Klau and adopted unanimously by all those present. Discussion: Mayor Salkind explained the official version to be advertised will be changed to read: SECTION 8:A. Upon the recommendation of The Division of Health, The Mayor, shall appoint a Dog Warden, or Dog Wardens for the exercise of such duties as it shall deem necessary for the enforcement of the provisions of this ordinance. Councilman Klau added that he felt due to the

ORDINANCE #2-73
AN ORDINANCE FOR THE UNIFORM CONTROL AND LICENSING OF DOGS AND KENNELS: TO AID IN PREVENTING THE SPREAD OF RABIES: TO ESTABLISH A UNIFORM BASIS FOR DETERMINING DOG DAMAGE CLAIMS ON THEIR MERITS: AND TO ESTABLISH PENALTIES FOR VIOLATIONS OF SAID ORDINANCE.
 ENACTED AND PASSED BY THE TOWNSHIP COUNCIL OF THE Township of Marlboro in the County of Monmouth:
 SECTION 1: PURPOSE:

The purpose of this ordinance shall be to preserve the public peace and good order in the Township of Marlboro and to maintain the public health, safety and general welfare by enforcing certain regulations and restrictions on the activities of dogs that are consistent with the rights and privileges of the owners of dogs and the rights and privileges of the citizens of the Township of Marlboro.
 SECTION 2: DEFINITIONS OF TERMS:

(a) ANIMAL - shall mean male and female cat and dogs.
 (b) DOG - shall mean any dog, bitch or spayed bitch.
 (c) CAT - shall mean any male or female cat sprayed or not.
 (d) CONFINED - as applied to an animal shall mean that such animal is securely confined or restrained and kept on the owner's premises, either within a building, kennel or wire or other suitable enclosure or securely fastened on a chain, wire or other effective tether of such length and so arranged that the animal cannot reach or endanger any person or any adjacent premises or on any public street, way or place, or, if the animal is being transported by the owner, that it is securely confined in a crate, or other container, or so restrained in a vehicle that it cannot escape therefrom.
 (e) DANGEROUS ANIMAL - shall mean, designate and apply to any animal which, without just cause bites, attacks, chases or snaps at or otherwise threatens to attack any person or attacks and wounds a dog or other domestic animal, or which displays any other fierce, vicious or dangerous propensities.

(f) DOG LICENSING AGE - shall mean any dog which has attained the age of seven months or which possesses a set of permanent teeth.
 (g) DOG ESTABLISHMENT - any bona fide kennel, pet shop, shelter or pound.

(1) KENNEL - shall mean any establishment where in the boarding, breeding or selling of dogs is carried on, except a pet shop.
 (2) PET SHOP - shall mean any room or group of rooms, cage or exhibition pen not a kennel wherein dogs are displayed for sale.

(3) POUND - shall mean that establishment contracted by the Board of Health for the confinement of dogs or cats seized under the provisions of this ordinance of the N.J. Revised Statutes, Title 25, Chapter 4, Article 7.
 (4) SHELTER - shall mean the temporary quarters in the Township of Marlboro which shall contain all animals seized under the provisions of this ordinance, or otherwise until the animal so seized shall be removed to the pound.

(h) KEEPER - shall mean any person exercising control over a dog or permitting a dog to remain under his premises under control.
 (i) - when applied to the proprietorship of a dog or cat shall include every person having a right of property in such dog or cat and every person who has such dog or cat in his care, custody, or control.
 (j) PUBLIC NUISANCE - as applied to an animal shall describe, designate or apply to:

(1) Every animal which seriously and habitually disturbs the peace and quiet of the neighborhood by barking or howling or making other disturbing noise.
 (2) Every animal which habitually chases any persons or bicycles, automobiles or other vehicles upon any public highway or in any such public place.
 (3) Every animal which is a dangerous animal as defined in the above definition of "dangerous." And every such animal is hereby declared to be a public nuisance.

(k) RUN AT LARGE - as applied to an animal shall mean and include the running animal at all times when it is off the premises of its owner or is on the premises of another without his consent, and is not under the visual and voice control of its owner.
 (l) SEEING EYE DOG - any dog used as a guide for the blind. The user of any such dog shall be exempt from paying the license and registration fee provided for herein.
 (m) VICIOUS DOG - shall mean any dog which has been declared by a Magistrate to be a vicious dog which has attacked or bitten any human being or which habitually attacks other dogs or domestic animals.

(n) BREEDING - shall mean the mating and/or raising of dogs, the training or education or rearing of dogs for private hobby or show purposes.
 SECTION 3: LICENSING REQUIREMENTS.
 A. APPLICATION FOR LICENSES:
 No dog of licensing age shall be allowed to be harbored in the Township of Marlboro without being licensed as hereinafter provided:

(1) The owner of any dog of licensing age harbored in the Township of Marlboro shall register annually said dog as to sex, breed, color and markings and whether such dog is of a long or short hair variety; name, address and telephone number of the owner, name of dog and proof of rabies inoculation with the Division of Licenses and Permits and pay therefor an annual license fee of \$3.00 and a fee of \$.50 for the registration tag of each dog except that users of Seeing Eye Dogs are exempt from such fees. License and registration tags shall expire on the last day of January of each year. The registration tag fee shall be forwarded within thirty (30) days after collection to the State Department of Health. The remainder thereof is to be paid to the Treasurer of the Township of Marlboro who shall place the same in a special account as provided by R.S.4:19-15.11.
 (2) The owner of any newly acquired dog of licensing age, or any dog which attains licensing age, shall apply for a license and registration tag within 10 days of such acquisition or age attainment.

(3) Any License registration for a dog obtained during the current licensing year in the city, borough or municipality of the State of New Jersey shall be honored in the Township of Marlboro for that year, and a duplicate Township of Marlboro license and tag shall be issued at a cost of \$.50 cents to the dog owner.
 (4) A penalty of \$.50 cents shall be imposed after March 1st of any year for late registration of a dog required for licensing prior to that date under any of the sections of this ordinance.
 (5) Any person who shall bring or cause to be brought into this state any dog licensed in another state for the current year, and bearing a registration tag and shall keep the same or permit the same to be kept within the state for a period of more than ninety (90) days shall immediately apply for a license and registration tag for such dog in the Township of Marlboro unless the dog shall be licensed as part of a kennel. Any person who shall bring or cause to be brought into this state any unlicensed dog and shall keep or permit the same to be kept within the state for a period of more than ten (10) days shall immediately apply for a license and registration tag for each dog in the Township of Marlboro unless such dog be licensed as part of a kennel.

B. SECURING TAG TO COLLAR OF DOG
 (1) The registration tag shall be securely fastened to the collar of the dog and in cases where the registration tag is lost, the owner of said dog shall apply to the office of the Division of Licenses and Permits for a new registration tag which shall be issued at cost of \$.50 cents to the owner of the dog.
 (2) No person, except an officer in the performance of his duties, shall remove a registration tag from the collar of any dog without the consent of the owner, nor shall any person attach a registration tag to a dog for which it was not issued.

C. OTHER LICENSES
 Marlboro Township Council hereby adopts by reference the provisions of New Jersey Statutes Title 4 Chapter 19 Sections 15.8 through 15.10 in regard to the proper licensing and registration of a kennel, pet shop, shelter or pound within the Township of Marlboro.

D. LICENSE RECORD
 The information on all applications under this chapter and the registration number issued to each licensed dog shall be preserved for a period of three years by the township clerk. In addition, the Township Clerk shall forward similar information to the State Department of Health each month on forms furnished by the department.
 E. ISSUANCE OF REGISTRATION TAG AND LICENSE CERTIFICATE
 The Division of Licenses and Permits shall provide, at the expense of the township, a metallic tag with corresponding number of year stamped on, and shall deliver to the owner of each dog so registered a certificate showing the breed, sex, age, color and markings of the dog registered and whether said dog is of a long or short-haired variety, and also the name, street and number and post-office address of the owner or custodian. The Clerk shall keep a duplicate record of each license issued.

Notwithstanding anything in this ordinance to the contrary, no person or persons shall own, keep, harbor or maintain at any one time within the limits of the Township of Marlboro more than five dogs of licensing age except in a kennel or pet shop, and excepting dogs that are held and confined in a shelter or pound under the provisions of this ordinance.
 F. DOG ESTABLISHMENTS
 Dog establishments whose dogs are confined upon the premises shall not be required to license or register such dogs.
 Establishments in which dogs are being trained for private hobby or show purposes shall not be required to license or register such dogs. Dogs and such dog establishments shall not be permitted off the premises except on a leash or while being trained be in a confined area used for such training. Dogs in dog establishments shall not be permitted off the premises except on a leash, in a crate or under other complete control.
 The owner of dogs being bred for sale in private premises may do so for only one litter of such mated dog. However, all provisions of this ordinance shall apply to such owners as to registration and control.
 G. LICENSE FEES
 The annual license fees for kennel and pet shop licenses shall be as follows:

a. Kennel accommodating ten or less dogs.	\$10.00
b. Kennel accommodating more than ten dogs.	25.00
c. Pet Shop.	10.00
d. Shelter or pound.	No fee

All kennel and pet shop licenses shall be issued in the same manner and for the same periods as dog licenses.
 SECTION 4: DOG AND ANIMAL CONTROL:
 (1) No dog shall run at large at any time in the municipality.
 (2) No person owning a dog, or having the care, custody or control of any dog shall permit such dog to be off the premises owned or in other manner in possession of such person, unless the dog is accompanied by a person at least 10 years of age and capable of controlling the dog which shall be on a leash not more than 6 feet long.
 (3) No dog owner shall allow the dog owned by him or in his care or custody to disturb the peace of the municipality by barking for a continued period of time in such a manner as to annoy the persons adjacent to his premises.
 (4) Dogs and other animals which are penned outside of the home shall be adequately housed in a shelter of appropriate size for the size of the animal. Adequate food and water shall be provided for the animal.
 (5) No person owning, harboring, keeping or in charge of any dog shall cause, suffer or allow such dog to soil, defile, defecate on or commit any nuisance on any common thoroughfare, sidewalk, passageway, bypath, play area, park, school ground, or any place where people congregate or walk, or upon any public or private property without the permission of the owner of said property. The restriction in this section shall not apply to the street right of way, except for sidewalk, from property line to property line which shall be used to curb such dog under the following conditions:

(a) The person who so curbs dog shall immediately remove all feces deposited by such dog by any sanitary method approved by the Division of Health of Marlboro Township.
 (b) The feces removed from the aforementioned designated area shall be disposed of by the person owning, harboring, keeping or in charge of any dog curbed in accordance with the provision of this ordinance, in a sanitary manner approved by the Division of Health.
 (6) No person who shall own, harbor, or be in charge of a dog or other animal shall allow such dog or other animal to do any injury or damage to any lawn, shrubbery, flowers, grounds, trees or any property belonging to any one other than the owner or person having the case of custody of such dog or other animal.
 (7) A female dog in heat must be confined to the house or pen. When she is walked or exercised she must be on a leash, and controlled by a responsible adult. During the period a female dog is in heat, such dog shall not be chained or tied in an open yard or area at any time.

SECTION 5: CRUELTY TO ANIMALS:
 The Council of the Township of Marlboro hereby adopts and makes part of this ordinance the provisions of New Jersey statutes Title 4 Chapter 22 Section 15, through 25.2 (NJSA 4:22-15 et seq.) as pertains to Cruelty to Animals occurring within the jurisdiction of Marlboro Township with the exception that penalties imposed for municipalities prosecutions under this ordinance shall be in accordance with section (6) of this ordinance.
 SECTION 6: IMPOUNDING OF DOGS OR OTHER ANIMALS:
 Any dog found running loose and/or causing a public nuisance as defined in Section 2 of this ordinance in Marlboro Township shall be taken into custody by any person authorized by the Division of Health of Marlboro Township to enforce the provisions of this ordinance, or in emergency situations, by any member of the Police Department. Such dog shall be impounded for a period of twenty days, and unless claimed during that period by its rightful owner shall be offered for adoption or destroyed in a manner causing as little pain as possible, in accordance with the laws of the State of New Jersey. Any dog so impounded who shall be claimed by its rightful owner within the twenty day period, such owner shall pay all expenses incurred by the impoundment of said dog.
 The owner or custodian of any dog or other animal impounded within the provisions of this ordinance shall be subject to the following provisions:
 (1) A fee of \$3.00 shall be paid to redeem the dog or other animal so impounded on first offense, plus a fee of \$1.00 per day for the care and feeding of a dog or other animal so impounded.
 (2) The charge for redemption shall be \$6.00 for the second offense, \$9.00 for the third offense and \$12.00 for the fourth offense and all subsequent offenses, together with the daily charges incurred.
 (3) No dog shall be returned to the owner or claimant of said dog unless the dog shall have a current license and shall have complied with the rabies inoculations requirements as hereinafter provided and has paid the proper fees required.
 Any cat found running at large in the Township of Marlboro shall be apprehended and impounded by the enforcing agent of the Division of Health upon complaint of any citizen.
 A. PROCEDURE FOR IMPOUNDING:
 No person owning, keeping, maintaining or harboring any dog which has been known to be vicious by having previously attacked or bitten any person or persons, shall permit such dog to be upon a public street or highway, or upon any premises other than those of the person owning such dog or those of the person who has given permission to said owner to keep

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or harbor such dog on such premises, unless such dog wears a muzzle securely fastened over his jaws in such manner that he cannot bite.

Any dog which has attacked or bitten any human being or has caused any person to be fearful for his own safety by chasing, worrying or otherwise or which has habitually attacked other dogs or domestic animals is hereby defined to be a vicious dog for the purposes of this ordinance. Upon complaint reciting subjects being filed in the Municipal Court of the Municipal Magistrate, upon due notice of the owner or other person having a property in such dog, if such there be, shall thereupon cause a hearing to be held to determine whether the said dog shall thereupon be prohibited from being upon any street, road or public place in the said Township of Marlboro, unless securely muzzled as hereinbefore set forth and under leash, or the Municipal Magistrate shall make such order with respect to the disposition of said dog as he shall deem consistent with the provisions of this ordinance and in the best interest of the health and welfare of the residents of the Township of Marlboro.

B. VICIOUS DOGS:

(1) Complaint, Investigation: It shall be the duty of the Police Department and the Dog Warden to receive and investigate complaints against dogs. If they deem any dog complained of to have rabies or to be a vicious dog, as defined in Section 6B they shall seize and impound the dog.

(2) Reporting Animal Bites: It shall be the duty of any adult person having knowledge of an animal bite to report the bite immediately to the local health official or to the Police Department.

Where possible the animal should be apprehended and confined for a reasonable period of time and examined to determine whether it may have rabies so that the victim of the bite may be treated accordingly.

The results of the examination are to be used as a guide for complying with Section 6B of this ordinance.

Destruction of Rabid Dogs:
All dogs noticeably infected with rabies and displaying vicious propensities shall be killed by the Dog Warden or other authorized persons, without notice to the owner. The owner shall be notified of such killing within three days as to the reason of the killing. Dogs impounded during the first two days of such proclamation, shall, if claimed within five days, be released to the owner, unless infected with rabies, upon payment of the impounding charges provided for. If unclaimed after that period, such dog may be put up for adoption or summarily destroyed.

If a dog is believed to have rabies or has been bitten by a dog suspected of having rabies, such dog shall be confined by a leash or chain on the owner's premises and shall be placed under the observation of a veterinarian at the expense of the township for a period of two weeks.

It shall be unlawful for any person knowing or suspecting a dog has rabies to allow such dog to be taken off his premises or beyond the limits of the township without the written permission of the Dog Warden, the Police Department or any other authorized persons, who shall either remove the dog to the pound or summarily destroy it.

SECTION 7: REQUIRED RABIES INOCULATION:

All dogs kept in the Township of Marlboro are required to be inoculated against rabies by a licensed veterinarian annually. Upon expiration of all licenses, registration tags and renewals thereof on the last day of January of each year, no new license, registration tag or renewal thereof shall be issued unless the applicant shall present to the Division of Licenses and Permits a certificate showing that the dog to be licensed has received an antirabies inoculation during the twelve-month period preceding the application for such license, registration tag or renewal thereof.

SECTION 8: ENFORCEMENT:

A. DOG WARDEN SERVICE

Upon the recommendation of The Division of Health, The Mayor, shall appoint a Dog Warden, or Dog Wardens for the exercise of such duties as it shall deem necessary for the enforcement of the provisions of this ordinance.

B. INTERFERENCE WITH ENFORCEMENT:

No person shall hinder, molest or interfere with anyone authorized to perform any duty under this ordinance.

C. ANNUAL DOG CENSUS:

An annual census of all dogs harbored within Marlboro Township will be taken under the direction of the Marlboro Township Police Department and with the assistance of the Dog Warden and the Division of Licenses and Permits.

D. DOGS OR OTHER ANIMALS DEEMED DANGEROUS:

When in the judgment of any officer of the Police Department of the Township of Marlboro any dog or other animal considered to be dangerous and a threat to humans or other animal life or property, said officer is authorized to kill such animal for the protection of any person or property.

Any dog or other animal having twice bitten any person or persons or another domestic animal shall upon the third offense be deemed a dangerous animal and shall be apprehended by the police or enforcing officer or officers under the Marlboro Township Dog Control Program or this ordinance and taken into custody, thereafter to be destroyed in a humane manner in accordance with the laws of the State of New Jersey, except where such biting takes place

(1) As a result of said dog or other animal being attacked by another animal or person.

(2) On the owners own property while the dog or other animal is properly confined and under control.

SECTION 9: VIOLATION AND PENALTIES:

A. Any person who shall violate any provision of this ordinance shall be subject to a fine of not less than \$10.00 or more than \$25.00 for the first offense, and not less than \$20.00 for the second offense or any offenses incurred thereafter.

B. Any animal impounded within the provisions of this ordinance shall be disposed of at the discretion of the person or persons, authorized to handle the control of animals by the Advisory Health Council of Marlboro.

SECTION 10: VALIDITY OF ORDINANCE:

A. Every section of this ordinance, or subdivision of separate part thereof, shall be considered a separate provision to the intent that if any portion shall be declared ineffective it shall not affect the remaining part of this ordinance.

SECTION 11: EFFECTIVE DATE AND REPEALER:

A. All ordinances and parts of ordinances inconsistent herewith are hereby repealed, including but not by way of limitation.

Upon final passage this ordinance shall take effect 30 days after its publication, pursuant to R. S. 26:3-69.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 25th day of January 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Township, New Jersey, at 8:30 p.m. on the 8th day of February, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF

I HEREBY CERTIFY the above to be a true and exact copy of Ordinance adopted by the Mayor and Township Council of the Township of Marlboro at a regular meeting held on January 25, 1973

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\$214.08

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increase in population we definitely need a strict dog ordinance to control some of the major complaints of the Township residents. Council President added that this is the first ordinance that we have under our new plan, where we would have a hearing before the ordinance was introduced. Most new ordinances, by the end of February, will be introduced at the Public Hearing prior to the introduction of the ordinance.

Resolution #19-73 was not introduced at this time, as it was still being worked on.

The following resolution was offered by Councilman Klau:

RESOLUTION #20-73 - Amendment to Administrative Code

BE IT RESOLVED, by the Mayor and Township Council of the Township of Marlboro that an ordinance entitled:

ORDINANCE #4-73

AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE RELATING TO THE ORGANIZATION AND ADMINISTRATION OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO IN THE COUNTY OF MONMOUTH PURSUANT TO THE MAYOR-COUNCIL PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (N.J.S.A. 40:69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED BY THE SAID OPTIONAL MUNICIPAL CHARTER LAW, BY THE STATUTES OF THE STATE OF NEW JERSEY, AND BY THE ORDINANCES OF THE TOWNSHIP OF MARLBORO"

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on February 8th, 1973, at 8:30 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Vuola:

ORDINANCE NO. 4-73

"AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE RELATING TO THE ORGANIZATION AND ADMINISTRATION OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH PURSUANT TO THE MAYOR-COUNCIL PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (N.J.S.A. 40:69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED BY THE SAID OPTIONAL MUNICIPAL CHARTER LAW, BY THE STATUTES OF THE STATE OF NEW JERSEY AND BY THE ORDINANCES OF THE TOWNSHIP OF MARLBORO"

BE IT ORDAINED by the Mayor and Township Council of the Township of Marlboro, in the County of Monmouth and State of New Jersey, that an Ordinance known as No. 1-72 and known by the short form title of "The Administrative Code of the Township of Marlboro" is hereby supplemented and amended as follows:

Section 1. Article 8.13 DIVISION OF POLICE shall be supplemented and amended so that the following shall be added:

Article 8.13 DIVISION OF POLICE.
(1) enforce all ordinances, rules, regulations and other lawful enactments of the municipality, the county and the State of New Jersey.

Section 2. This Ordinance shall take effect upon its passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 25th day of January, 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:30 P.M. on the 8th day of February, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF
Acting Clerk
Township of Marlboro

Jan. 31

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RESOLUTION #21-73 - Amendment to Bicycle Ord.

BE IT RESOLVED, by the Mayor and Township Council of the Township of Marlboro that an ordinance entitled:

ORDINANCE #5-73

"AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE TO CONTROL THE USE OF BICYCLES ON THE PUBLIC STREETS OF THE TOWNSHIP OF MARLBORO."

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on February 8th, 1973, at 8:30 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #22-73 - Repeal of 1972 Budget Transfer
(Res. #315-72)

WHEREAS, Resolution #315-72 was adopted for the purpose of making certain transfers of funds from various line items in the 1972 budget; and

WHEREAS, it has become apparent that Resolution #315-72 cannot be implemented:

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Township of Marlboro that Resolution #315-72 is hereby cancelled and that the Township Clerk be and she is hereby authorized to forward a copy of the within Resolution, certified to be a true copy, to the following:

1. Martin Rotheim, Director of Finance, Marlboro, N.J.
2. Louis J. Gartz, Auditor, P. O. Box 11, East Brunswick, N.J.
3. Rita Babin, Treasurer, Marlboro, N.J.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

NOTICE

ORDINANCE NO. 5-73

"AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE TO CONTROL THE USE OF BICYCLES ON THE PUBLIC STREETS OF THE TOWNSHIP OF MARLBORO."

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

Section 1. Section 3 of Ordinance No. 28-72 shall be supplemented and amended as follows:

Section 3.
Any person, eighteen years of age and under, who violates any of the provisions of this Ordinance, relating to the vehicle traffic laws or the bicycle safe riding rules and regulations and the official police instructions for the safe operation of a bicycle, shall be, for the first offense, reprimanded in writing by the police department, addressed to the parents or guardian of the offender, stating the nature of the violation and a warning that a repetition of the violation must be prevented by the parents or guardian. Any person over eighteen years of age, firm, or partnership violating any of the provisions of this Ordinance shall upon conviction thereof, shall be punished by the payment of a fine not to exceed \$100.00 dollars.

Section 2. This Ordinance shall take effect upon passage and publication as required by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 25th day of January 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:30 PM on the 8th day of February, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF,
Acting Clerk
Township of Marlboro

Jan. 31

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The following resolution was offered by Councilman Klau:

RESOLUTION #23-73 - Budget Transfer, 1972

BE IT RESOLVED, by the Council of the Township of Marlboro that the following budget transfers be made in the 1972 budget:

	<u>ACCOUNT</u>	<u>AMOUNT</u>
FROM:	Finance o/e	\$1,000.00
	Industrial o/e	2,000.00
	Historic Sites & Traditions o/e	1,000.00
		<hr/>
		\$4,000.00
TO:	Recreation & Open Space Site Acquisition	4,000.00

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Vuola:

RESOLUTION #24-73 - Sale of Property

WHEREAS, it is the policy of the Mayor and Township Council of the Township of Marlboro to return to the tax rolls at the earliest possible time parcels of land acquired and held by the Township of Marlboro and not required for municipal purposes:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the parcels of land enumerated on the attached Schedule "B" shall be offered for sale to the highest responsible bidder.
2. That the Business Administrator shall accept sealed competitive bids for said parcels which said bids shall be upon the terms and conditions provided in the notice to bidders and which said bids shall be received by the Business Administrator at 8:00 P.M. on February 8th, 1973 and shall be opened at the meeting of the Township Council on that day and awarded to the highest responsible bidder.
3. That the Business Administrator is authorized and directed to forthwith arrange for the publication of the appropriate notice to persons interested in bidding on said premises as provided by law.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present. Discussion: Mayor Salkind explained, there is a list of properties in numerical order, as many as are bid on, those that are received, reviewed and deleted upon, that number of replacements get added to list. (ex., removed five so five more have to go in and then it cuts for the next time). Council President Grossman further explained, in other words, those that are deleted, those that were bid upon tonight, will be sold tonight. There will still be fifteen properties up for sale, ten previous and five added.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #25-73 - Street Light at Tennent & 79

WHEREAS, the installation of a traffic light at the intersection of Tennent Road and Route 79 would prevent the continuance of numerous accidents;

WHEREAS, Route 79 is an important State Highway connecting Matawan and Freehold;

WHEREAS, Tennent Road is Monmouth County's Route 3, and is the direct route from Route 9 and Route 18 to the Garden State Parkway and is of increasing importance as shown on the Monmouth County Master Plan;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Marlboro requests that the Traffic Bureau of the State of New Jersey, Department of Transportation and the County Board of Freeholders investigate and survey the hazardous intersection of Tennent Road and Route 79.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present. Discussion: Council President Grossman said that he felt this intersection to be extremely dangerous. We not only want a light there, we hope it does not take as long as the one on School Road East which we have been wanting for four long years. Mayor Salkind felt that as our Town has grown and as traffic conditions and the test results of our analyses have indicated there are several intersections that must require street lights. Mayor Salkind said that this is the first of several lights which are very very important to the residents of Morganville in particular, and to the people within and outside of our municipality who use that getting, from example, to the train station. Also there is a new bank installation and shopping center construction at that intersection shortly to be opened. In his opinion it is incumbent upon the State to act on this.

The following resolution was offered by Councilman Klau:

RESOLUTION #26-73 - Naming of Road

BE IT RESOLVED, by the Council of the Township of Marlboro:

1. That small portion of road formerly known as Mabel Place shall be known as.....Brush Neck Road.
2. That road extending from School Road to Lenape Road shall be known as.....School Road South.

BE IT FURTHER RESOLVED, that the Township Clerk is authorized and directed to forward a copy of this resolution to the Chief of Police of the Township of Marlboro; the Postmasters of the United States Post Offices servicing the Township of Marlboro, First Aid Squads, and the Fire Chief of each of the fire companies within the Township.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Vuola:

RESOLUTION #19-73 - Amendment to Zoning Ord.

BE IT RESOLVED, by the Mayor and Township Council of the Township of Marlboro that an ordinance entitled:

ORDINANCE #3-73

AN ORDINANCE FURTHER AMENDING AND SUPPLEMENTING AN ORDINANCE ENTITLED "AN ORDINANCE LIMITING AND RESTRICTING TO SPECIFIED DISTRICTS OR ZONES AND REGULATING THEREIN BUILDINGS AND STRUCTURES ACCORDING TO THE CONSTRUCTION AND THE NATURE AND EXTENT OF THE USE OF LAND; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE PROVISIONS OF THE ORDINANCE ESTABLISHING A BOARD OF ADJUSTMENT AND FIXING PENALTIES FOR VIOLATIONS IN THE TOWNSHIP OF MARLBORO" ADOPTED DECEMBER 16, 1965 AS AMENDED AND SUPPLEMENTED.

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on February 8, 1973 at 8:30 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE # 3-73
AN ORDINANCE FURTHER AMENDING AND SUPPLEMENTING AN ORDINANCE ENTITLED "AN ORDINANCE LIMITING AND RESTRICTING TO SPECIFY DISTRICTS OR ZONES AND REGULATING THEREIN BUILDINGS AND STRUCTURES ACCORDING TO THE CONSTRUCTION AND THE NATURE AND EXTENT OF THE USE OF LAND; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE PROVISIONS OF THE ORDINANCE ESTABLISHING A BOARD OF ADJUSTMENT AND FIXING PENALTIES FOR VIOLATIONS IN THE TOWNSHIP OF MARLBORO" ADOPTED DECEMBER 16, 1945 AS AMENDED AND SUPPLEMENTED.

SECTION 1:
Sec. 301 Zoning Map shall be supplemented and amended as follows:

- A. The area bounded on the south by Brown Rd.; on the east by Rt. 79; on the north by the existing southerly line of the NC Zone; and on the west by the right of way of the Central Railroad of N.J. shall be transferred from the R 60/40 Zone to the NC Zone.
- B. All remaining R 60/40 northerly of the existing Jersey Central Power & Light Co. right of way and including Block 26 Lot 23 shall be transferred from R 60/40 Zone to the R 80C Zone.
- C. The radius of the HC Zone at the intersection of Rt. 18 and Tennent Rd. shall be increased to 2500 feet beginning at the northerly line of Rt. 520 on the east extending counterclockwise to Rt. 520 on the west exclusive of Block 53 Lot 48 and the premises included therein shall be transferred to the HC Zone.
- D. The MZ Zone shall be extended to include the premises located at the Southwest corner of Wyncrest Road and Rt. 520 identified as the premises to be dedicated to the Township of Marlboro by the Wyncrest Farm subdivision and those premises shall be transferred from the R60C Zone to the MZ Zone.

SECTION 2.
The Zoning Map shall be amended as of January 25, 1973 to include and reflect the above introduced modifications and amendments.

SECTION 3.
This ordinance shall take effect upon its passage and publication as provided by law.

NOTICE
NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 25th day of January, 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Township, New Jersey, at 8:30 P.M. on the 8th day of February, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF
I HEREBY CERTIFY the above to be a true and exact copy of Ordinance adopted by the Mayor and Township Council of the Township of Marlboro at a regular meeting held on Jan. 25, 1973.

(538.72) 055739

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Nays: None. Absent: Councilmen Kaplan and McLaughlin. Discussion: The Mayor explained that there are just four changes in the zoning ordinance as proposed by this amendment. This will take care of certain gaps the Council had been aware of. The first is in Morganville where the R/20 Zone is eliminated. There will be no further straight ½ acre zoning. The R60/40 zone minus a small area which is commercial is changed to 80/C, plus the property at the intersection of Lloyd and Nolan. This is referred to specifically as Block 26, Lot 23. All of that is going to be an R80/C Zone. The Planning Board is on record as endorsing this. Also endorsed by the Planning Board and I believe endorsed by the Council. The NC Zone in the Morganville area that runs between Route 79 and the railroad tracks is being extended to the south approximately 1,000' is being extended to the intersection of Brown Road. The third change is the so-called semi-circle at the intersection of Route 18 and Tennent Road (County Road 3). It is extended from its present radius of 1,500' to 2,500'. The zone will take in the area north of Rt. 520 and not take in the area south of Rt. 520. The fourth change involves extending the MZ which includes southeast corner of Wyncrest and Rt. 520 to include 48 acres being dedicated to the municipality. Steven Robinson, an attorney from Matawan asked a question pertaining to the R/20 Zone.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #27-73 - Uncollectable Taxes

WHEREAS, the Tax Collector of the Township of Marlboro has submitted the attached list, known as Schedule "A", of delinquent taxes which she believes are not collectable by reason of a fictitious, double or other palatably erroneous assessment, which said list includes the reason why the collector believes that such tax is not collectable; and

WHEREAS, the Tax Collector and other municipal officials have reviewed Schedule "A" attached hereto and have determined that the taxes reflected thereupon are uncollectable for the reasons expressed therein:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the Township Council of the Township of Marlboro has examined Schedule "A" attached hereto and are satisfied that the taxes so listed are not collectable.

2. That the Township Council of the Township of Marlboro hereby releases the Collector from the collection thereof and orders the same cancelled, pursuant to the authority of N.J.S.A. 54:4-91.2.

3. The Township Clerk is directed to forward a copy of this Resolution to the Tax Collector forthwith who is hereby authorized and directed to cancel the assessments shown on Schedule "A" attached hereto.

Seconded by Councilman Vuola and adopted unanimously by a roll call vote of those present.

The following resolution was offered by Councilman Klau:

RESOLUTION #28-73 - Tax Redemption

WHEREAS, the rightful owner of property known as Block 37, Lot 8-A located in the Township of Marlboro has redeemed Tax Sale Certificate #65-31 held by Alfred Friedman, 21 Springbrook Road, Livingston, New Jersey; and

WHEREAS, the sum of \$108.94 is due and owing Alfred Friedman on said Tax Sale Certificate;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the amount of \$108.94 as above be returned to Alfred Friedman.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Vuola:

RESOLUTION #29-73 - Tax Redemption

WHEREAS, the rightful owner of property known as Block 38, Lot 4 located in the Township of Marlboro has redeemed Tax Sale Certificate 65-32 held by Alfred Friedman, 21 Springbrook Road, Livingston, New Jersey; and

WHEREAS, the sum of \$452.91 is due and owing Alfred Friedman on said Tax Sale Certificate;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the amount of \$452.91 as above be returned to Alfred Friedman.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Klau:

RESOLUTION #30-73 - Tax Redemption

WHEREAS, the rightful owner of property known as Block 57, Lot 2 located in the Township of Marlboro has redeemed Tax Sale Certificate #72-16 held by Vincent Costigan, RR #2, Box 87, Colts Neck, New Jersey; and

WHEREAS, the sum of \$497.14 is due and owing Vincent Costigan on said Tax Sale Certificate;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the amount of \$497.14 as above be returned to Vincent Costigan.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Council President Grossman:

RESOLUTION #31-73 - Awarding Bids

BE IT RESOLVED that the following are declared to be the highest responsible bidder on the following described premises at the indicated price:

1. Block 21, Lot 38	F. Lubutz, N.Y.C.	\$1,000
2. Block 21, Lot 61	Custom Polyco, Farmingdale, New York	1,000
3. Block 53, Lot 50	SWA Realty Assoc., East Orange, N. J.	1,050
4. Block 62, Lot 4	F. Lubutz, N.Y.C.	1,000
5. Block 72, Lot 2	SWA Realty Assoc., East Orange, N. J.	1,050

BE IT FURTHER RESOLVED that the premises shall be conveyed to the highest responsible bidder according to the terms and conditions of the Notice to Bidder.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

PUBLIC HEARING:

Public Hearing was opened on Ordinance #1-73, Vacation of Road. Since no one wished to speak the Public Hearing was closed at 8:40 P.M.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #15-73 - Vacation of Road

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

ORDINANCE #1-73

AN ORDINANCE VACATING A PORTION OF THOSE CERTAIN ROADS, AVENUES, STREETS OR HIGHWAYS AS SHOWN ON "MAP OF O.C. HERBERT, MARLBORO, N.J., FILED AS MAP NO. 23-19 AND MAP OF LOTS BELONGING TO O.C. HERBERT, MARLBORO, MARLBORO, N.J., FILED AS MAP NO. 23-20" IN THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law. Discussion: Mayor Salkind stated that this resolution corrects a mistake that was made many years ago and sets the record straight on one of the important businesses in town.

ADMINISTRATIVE REPORT:

Mayor Salkind asked everyone in the audience to stand while he made a short speech giving special recognition in memory of Lynden Baines Johnson, 36th President of the United States.

Mayor Salkind performed several pleasant duties. He told the audience that the 1973 tax duplicate for the Township of Marlboro was delivered January 24th, 1973 to the Monmouth County Tax Board and he thanked the entire membership of the Department of Finance and Mrs. Norma Saathoff who is acting as our Acting Tax Assessor in addition to her appointment as Tax Collector. The total tax assessment amounted to \$131,156,164. which is an increase of approximately \$9,000,000.

The Mayor read a letter from the Honorable John I. Dawes, Assemblyman from the Western District of Monmouth County, addressed to the Mayor and Council. Assemblyman Dawes supported our Resolution #11-73 and his letter in part states:

"The State Assembly has already gone on record deploring the action by the Federal Government in freezing certain federal subsidies for local programs as being developed under the Department of Housing and Urban Development."

Mayor Salkind had the pleasure of presenting awards to the winners of the Christmas Home Decorations Contest sponsored by the Mid-Monmouth, Greater Freehold Chamber of Commerce. Mr. & Mrs. Holmes received an honorable mention for having one of the two most beautiful homes in the whole region. Mr. & Mrs. Koslofsky won last year and again this year. A special prize of a \$50.00 savings bond was awarded to Jenny and John Croddick for their outstanding presentation in Marlboro Township, and in addition, are the winners for the dozen municipalities that make up the Freehold area.

The Mayor announced the appointment of Dave Birnbaum as Acting Building Inspector and Mrs. Mary Denton to serve as signatory Zoning Officer. Martin Powers was appointed a member of the Zoning Board of Adjustment for a full five year term. The Mayor announced his own appointment to fill an unexpired term on the Municipal Utilities Authority and Council President was appointed to a full term effective February, 1973. The above concluded the administrative report.

PUBLIC SESSION:

Since no one wished to speak, the Public Session was closed at 8:40 P.M. Council President Grossman declared a five minute recess.

The meeting resumed at 8:50 P.M. with the Mayor's stating that he had been hoping to get something for the town that was very important. He was pleased to announce with a lot of hard work and cooperation from the WMUA, from it's attorney and from the principals involved that three deeds from the Marlboro Improvement Company were this evening presented to the Township of Marlboro. The deeds covered 70 acres, 48 acres at the intersection of Route 520 and Wyncrest Road, which zoning ordinance amendment will designate as Municipal Zone. This is where we plan to put our new municipal library in 1973. This represents one quarter of a million dollars worth of property and we are very pleased to get this and wish to thank the officers and directors of the Marlboro Improvement Corp.

Council President Grossman offered a motion to adjourn at 9:05 P.M., seconded by Councilman Klau and unanimously approved.

Minutes Approved: March 8, 1973

Rose Fialkoff, Acting
Clerk



Lawrence Grossman,
Council President

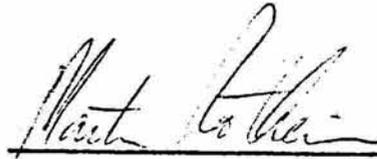
January 25, 1973

w/ minutes of
1/25/73

<u>Vender</u>	<u>Amount</u>
Princeton Nurseries (Shade Tree Acc't.)	\$8,768.00
The Village Garden Center (Shade Tree Acc't.)	-4,494.00
A & A Coffee Service	72.00
American Hotel	15.55
George J. Evans Sr.	20.00
IBM Supplies	14.98
N.J. Bell Telephone Co.	488.34
Van's Freehold Inn	22.20
Xerox Corporation	285.98
Linnett & Co.	37.63
Benjamin H. Danskin, County Clerk	12.00
Edapco, Inc.	222.16
Municipal Record Service, Inc.	15.00
Nick De Palma	248.82
Marlboro Pizza and Restaurant	15.00
Matawan Lumber Co.	92.12
N. J. Natural Gas Co.	163.93
Village Water Co.	28.00
Mullaney Tire Service	183.76
Modern Print Service	54.75
Lawyers Diary and Manual	15.00
Colot's Service Station	43.02
Manzo Contracting Co. Inc.	1,699.51
Millhurst Mills, Inc.	281.22
C. H. Roberson, Inc.	120.25
Sprague's Oil Service Inc.	373.83
Zep Manufacturing Company	129.20
Jersey Central Power & Light Co.	3,781.53

00037

<u>Vendor</u>	<u>Amount</u>
Schoor Engineering Inc.	2,145.00
Asbury Park-New York Transit Corp.	<u>\$ 107.90</u>
Total General Funds	\$10,688.68
Shade Tree Trust Acc't	<u>13,262.00</u>
TOTAL	\$23,950.68
	\$23,950.68



MARTIN ROTHEIM
DIRECTOR OF FINANCE

00038

COUNCIL OF THE TOWNSHIP OF MARLBORO - SPECIAL MEETING

JANUARY 20, 1973

The Special Meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman at 1:10 P.M. on January 20th, 1973 in the Municipal Building on Route 79.

Mayor Salkind read his letter calling for a Special Meeting of Council. (attached hereto.)

The Clerk called the roll:

ROLL CALL: Present: Councilmen Klau, Vuola and Grossman
Councilman Kaplan arrived at 1:15 P.M.

Absent: Councilman McLaughlin

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator; Herbert B. Bierman, Township Attorney; and Clerk, Rose Fialkoff.

Councilman Vuola offered the following resolution:

RESOLUTION #12-73 - MUA Appointment

WHEREAS, Martin Powers has resigned from the Marlboro Township Municipal Utilities Authority effective immediately:

BE IT AND IT IS HEREBY RESOLVED by the Council of the Township of Marlboro that Mayor Morton Salkind be and he is hereby appointed to fill the vacancy created on the Marlboro Township Municipal Utilities Authority for a term ending February 1, 1977.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Council President Grossman. Absent: Councilman McLaughlin.

Councilman Klau offered the following resolution:

RESOLUTION #13-73 - Zoning Board of Adjustment Appointment

BE IT AND IT IS HEREBY RESOLVED by the Council of the Township of Marlboro that Martin Powers be and he is hereby appointed as a member of the Zoning Board of Adjustment of the Township of Marlboro for a term commencing on January 1, 1973 and ending on December 31, 1977.

Seconded by Councilman Kaplan and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Council President Grossman. Absent: Councilman McLaughlin.

Councilman Kaplan offered the following resolution:

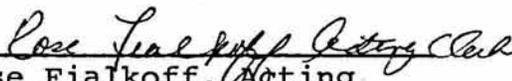
RESOLUTION #14-73 - MUA appointment

BE IT AND IT IS HEREBY RESOLVED by the Council of the Township of Marlboro that Lawrence Grossman be and he is hereby appointed to a term on the Marlboro Township Municipal Utilities Authority beginning on February 1, 1973 and running until February 1, 1978.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola. Council President voted absent. Absent: Councilman McLaughlin.

Council President Grossman offered a motion to adjourn at 1:20 P.M., seconded by Councilman Klau and unanimously approved.

Minutes Approved: March 8, 1973


Rose Fialkoff, Acting
Clerk


Lawrence Grossman,
Council President

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746

(201) 462-0059

MORTON SALKIND
Mayor

January 19, 1973

Members of the Township Council
Township of Marlboro
Marlboro, New Jersey 07746

Gentlemen:

In accordance with the provisions of N.J.S.A. 40:69A-179, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby call a special meeting of the Township Council, commencing at 1:00 P.M. on Saturday, January 20, 1973 at the Municipal Offices for the purpose of:

a. Consideration of an action upon resolution to fill the vacancy on the Marlboro Township Municipal Utilities Authority caused by the resignation of Martin Powers received this date.

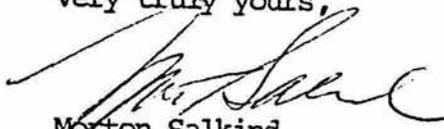
b. Consideration of an action upon a resolution appointing a member of the Zoning Board of Adjustment for the term January 1, 1973 to December 31, 1977.

c. Consideration of an action upon a resolution appointing a member of the Marlboro Township Municipal Utilities Authority for the full term commencing February 1, 1973 in accordance with the attached letter from the Municipal Utilities Authority Chairman, The Honorable J. Edward Tilton.

Action at this date is specifically stimulated by the Zoning Board hearing scheduled for Monday. I wish the new member to be able to be present.

Your attendance at this meeting is requested.

Very truly yours,



Morton Salkind
Mayor

MS:pc
Encl.

00041

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

FEBRUARY 8, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Grossman on February 8, 1973, at 8:10 P.M., in the Marlboro Elementary School.

Following the Salute to our Flag, the Clerk called the roll.

ROLL CALL: Present: Councilmen Kaplan (arrived 8:15 P.M.)
Klau, Vuola and Grossman

Absent: Councilman McLaughlin

Also present were Mayor Morton Salkind; Mary Denton, Business Administrator; Herbert Bierman, Township Attorney and Rose Fialkoff, Acting Clerk.

RECEIVING BIDS:

Council President Grossman called for the bids on properties advertised. He announced that the bids would be opened in the future at 8:00 P.M. sharp. The bids were opened on:

Block 22, Lot 32	SWA Realty Associates	\$2,060
Block 22, Lot 32	Mathew Prince	\$5,100
Block 27, Lot 28 8	Maryann Clifner Penn	\$4,100

Council President Grossman handed the bids to the Business Administrator for tabulation.

CITIZENS VOICE:

John Tergis, said that after reading the papers he discovered that the revenue sharing program was a step in aiding the municipalities for the purpose of reducing taxes, but with all the federal programs being cut by the President's new policy it seems there would be an increase in taxes.

Council President Grossman reminded Mr. Tergis that the Council had gone on record opposing the President's cutback of federal funding.

Since no one else wished to be heard, the Citizen's Voice period was closed.

A motion to approve the minutes of December 14, 1972 was made by Councilman Vuola, seconded by Councilman Klau and approved on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Absent: Councilmen Kaplan and McLaughlin.

ADMINISTRATIVE REPORT:

Mayor Salkind asked Deputy Mayor Goldzweig to announce the appointment of Jeff Elgart and J. Culmanick to the Economic Planning and Research Committee and Bob Shafton, to the Industrial Division. The Mayor told us of some potential ratables in the southern part of town. Council President Grossman reminded the Mayor of the \$1,200,000 worth of commercial and industrial ratables approved at the last planning board meeting.

Mayor Salkind acknowledged the presence of Cathy Hartnett. He wished the Hartnett family well on their new endeavor and said how sorry Marlboro was to lose the Hartnett family to New England.

Council President Grossman spoke about the acoustical study with regard to Route 18. He said that although we did not get a report as yet we can expect a full report by March 15th. Since it was 8:30 P.M. Council President Grossman called for the first Public Hearing.

PUBLIC HEARING: Ordinance #2-73 - Dog Ordinance

Myrna Klineman, wanted to know if a cat can be apprehended. Councilman Klau said a cat can be apprehended by the dog warden if it goes off the owner's property.

Marty Powers, wanted to know if we are going to have a cat ordinance.

Ed Adams wanted to know if it was possible to distribute this ordinance to dog owners. Council President Grossman said we will make some type of provision for this.

The Mayor felt that this was a good attempt by this committee to put an ordinance of this type into effect. Councilman Klau felt this was the best and most comprehensive ordinance in this part of New Jersey.

or harbor such dog on such premises, unless such dog wears a muzzle securely fastened over his jaws in such manner that he cannot bite.

Any dog which has attacked or bitten any human being or has caused any person to be fearful for his own safety by chasing, worrying or otherwise or which has habitually attacked other dogs or domestic animals is hereby defined to be a vicious dog for the purposes of this ordinance. Upon complaint reciting the facts being filed in the Municipal Court, the Municipal Magistrate, upon due notice of the owner or other person having a property in such dog, if such there be, shall thereupon cause a hearing to be held to determine whether the said dog shall thereupon be prohibited from being upon any street, road or public place in the said Township of Marlboro, unless securely muzzled as hereinbefore set forth and under leash, or the Municipal Magistrate shall make such order with respect to the disposition of said dog as he shall deem consistent with the provisions of this ordinance and in the best interest of the health and welfare of the residents of the Township of Marlboro.

B. VICIOUS DOGS:

(1) Complaint, Investigation: It shall be the duty of the Police Department and the Dog Warden to receive and investigate complaints against dogs. If they deem any dog complained of to have rabies or to be a vicious dog, as defined in Section 6B they shall seize and impound the dog.

(2) Reporting Animal Bites: It shall be the duty of any adult person having knowledge of an animal bite to report the bite immediately to the local health official or to the Police Department.

Where possible the animal should be apprehended and confined for a reasonable period of time and examined to determine whether it may have rabies so that the victim of the bite may be treated accordingly.

The results of the examination are to be used as a guide for complying with Section 6B of this ordinance.

Destruction of Rabid Dogs:
All dogs noticeably infected with rabies and displaying vicious propensities shall be killed by the Dog Warden or other authorized persons, without notice to the owner. The owner shall be notified of such killing within three days as to the reason of the killing. Dogs impounded during the first two days of such proclamation, shall, if claimed within five days, be released to the owner, unless infected with rabies, upon payment of the impounding charges provided for. If unclaimed after that period, such dog may be put up for adoption or summarily destroyed.

If a dog is believed to have rabies or has been bitten by a dog suspected of having rabies, such dog shall be confined by a leash or chain on the owner's premises and shall be placed under the observation of a veterinarian at the expense of the township for a period of two weeks.

It shall be unlawful for any person knowing or suspecting a dog has rabies to allow such dog to be taken off his premises or beyond the limits of the township without the written permission of the Dog Warden, the Police Department or any other authorized persons, who shall either remove the dog to the pound or summarily destroy it.

SECTION 7: REQUIRED RABIES INOCULATION:

All dogs kept in the Township of Marlboro are required to be inoculated against rabies by a licensed veterinarian annually. Upon expiration of all licenses, registration tags and renewals thereof on the last day of January of each year, no new license, registration tag or renewal thereof shall be issued unless the applicant shall present to the Division of Licenses and Permits a certificate that the dog to be licensed has received an antirabies inoculation during the twelve-month period preceding the application for such license, registration tag or renewal thereof.

SECTION 8: ENFORCEMENT:

A. DOG WARDEN SERVICE

Upon the recommendation of The Division of Health, The Mayor, shall appoint a Dog Warden, or Dog Wardens for the exercise of such duties as it shall deem necessary for the enforcement of the provisions of this ordinance.

B. INTERFERENCE WITH ENFORCEMENT:

No person shall hinder, molest or interfere with anyone authorized to perform any duty under this ordinance.

C. ANNUAL DOG CENSUS:

An annual census of all dogs harbored within Marlboro Township will be taken under the direction of the Marlboro Township Police Department and with the assistance of the Dog Warden and the Division of Licenses and Permits.

D. DOGS OR OTHER ANIMALS DEEMED DANGEROUS:

When in the judgment of any officer of the Police Department of the Township of Marlboro any dog or other animal considered to be dangerous and a threat to humans or other animal life or property, said officer is authorized to kill such animal for the protection of any person or property.

Any dog or other animal having twice bitten any person or persons or another domestic animal shall upon the third offense be deemed a dangerous animal and shall be apprehended by the police or enforcing officer or officers under the Marlboro Township Dog Control Program or this ordinance and taken into custody, thereafter to be destroyed in a humane manner in accordance with the laws of the State of New Jersey, except where such biting takes place

(1) As a result of said dog or other animal being attacked by another animal or person.

(2) On the owners own property while the dog or other animal is properly confined and under control.

SECTION 9: VIOLATION AND PENALTIES:

A. Any person who shall violate any provision of this ordinance shall be subject to a fine of not less than \$10.00 or more than \$25.00 for the first offense, and not less than \$20.00 for the second offense or any offenses incurred thereafter.

B. Any animal impounded within the provisions of this ordinance shall be disposed of at the discretion of the person or persons, authorized to handle the control of animals by the Advisory Health Council of Marlboro.

SECTION 10: VALIDITY OF ORDINANCE:

A. Every section of this ordinance, or subdivision of separate part thereof, shall be considered a separate provision to the intent that if any portion shall be declared ineffective it shall not affect the remaining part of this ordinance.

SECTION 11 EFFECTIVE DATE AND REPEALER:

A. All ordinances and parts of ordinances inconsistent herewith are hereby repealed, including but not by way of limitation.

Upon final passage this ordinance shall take effect 30 days after its publication, pursuant to R. S. 26:3-69.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 25th day of January 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Township, New Jersey, at 8:30 p.m. on the 8th day of February, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF

I HEREBY CERTIFY the above to be a true and exact copy of Ordinance adopted by the Mayor and Township Council of the Township of Marlboro at a regular meeting held on January 25, 1973

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The following resolution was offered by Councilman Klau:

RESOLUTION #32-73 - Dog Ordinance

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

ORDINANCE #2-73

AN ORDINANCE FOR THE UNIFORM CONTROL AND LICENSING OF DOGS AND KENNELS; TO AID IN PREVENTING THE SPREAD OF RABIES; TO ESTABLISH A UNIFORM BASIS FOR DETERMINING DOG DAMAGE CLAIMS ON THEIR MERITS; AND TO ESTABLISH PENALTIES FOR VIOLATIONS OF SAID ORDINANCE

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Vuola and adopted unanimously by all those present. Discussion: Council President Grossman thanked Councilmen Klau and McLaughlin for doing a good job on this ordinance.

PUBLIC HEARING: Ordinance #3-73 - Zoning Amendment - Tabled

Township Attorney, Herbert Bierman said that this ordinance would have to be tabled as a result of incorrect publishing by the Asbury Park Press. Mayor Salkind said that the Press was very upset for their error and they apologized.

RESOLUTION #33-73 - Zoning Amendment - Voided

PUBLIC HEARING: Ordinance #4-73 - Amend. to Admin. Code

Council President Grossman said there was a question as to whether the police could enforce all ordinances. This amendment clarifies just that.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #34-73 - Amend. to Admin. Code

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

ORDINANCE #4-74

"AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE RELATING TO THE ORGANIZATION AND ADMINISTRATION OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH PURSUANT TO THE MAYOR-COUNCIL PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (N.J.S.A. 40:69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED BY THE SAID OPTIONAL MUNICIPAL CHARTER LAW, BY THE STATUTES OF THE STATE OF NEW JERSEY AND BY THE ORDINANCES OF THE TOWNSHIP OF MARLBORO".

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Klau and adopted unanimously by all those present.

PUBLIC HEARING: Ordinance #5-73 - Amend. Bicycle Ordinance

Council President Grossman explained that this amendment changes the age of the child appearing before the Judge from 16 to 18 years. Council felt they would hate to send any youngster down to juvenile domestic relations court because he didn't have a light on his bicycle. Mrs. Hartnett felt there was confusion by the youngsters over this ordinance. The children were originally taught to ride facing traffic and now they are taught to ride with traffic. Which is correct? Township Attorney Herbert Bierman said according to present statutes it is required that all moving vehicles on public roads ride on the right of that road. Bicycles must move with traffic.

The following resolution was offered by Councilman Vuola:

RESOLUTION #35-73 - Amend. to Bicycle Ordinance

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

ORDINANCE #5-73

"AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE TO CONTROL THE USE OF BICYCLES ON THE PUBLIC STREETS OF THE TOWNSHIP OF MARLBORO."

ORDINANCE NO. 4-73

"AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE RELATING TO THE ORGANIZATION AND ADMINISTRATION OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH PURSUANT TO THE MAYOR-COUNCIL PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (N.J.S.A. 40:69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED BY THE SAID OPTIONAL MUNICIPAL CHARTER LAW, BY THE STATUTES OF THE STATE OF NEW JERSEY AND BY THE ORDINANCES OF THE TOWNSHIP OF MARLBORO"

BE IT ORDAINED by the Mayor and Township Council of the Township of Marlboro, in the County of Monmouth and State of New Jersey, that an Ordinance known as No. 1-72 and known by the short form title of "The Administrative Code of the Township of Marlboro" is hereby supplemented and amended as follows:

Section 1. Article 8.13 DIVISION OF POLICE shall be supplemented and amended so that the following shall be added:

Article 8.13 DIVISION OF POLICE,
(1) enforce all ordinances, rules, regulations and other lawful enactments of the municipality, the county and the State of New Jersey.

Section 2. This Ordinance shall take effect upon its passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 25th day of January, 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:30 P.M. on the 8th day of February, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF
Acting Clerk
Township of Marlboro

Jan. 31

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NOTICE

ORDINANCE NO. 5-73

"AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE TO CONTROL THE USE OF BICYCLES ON THE PUBLIC STREETS OF THE TOWNSHIP OF MARLBORO."

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

Section 1. Section 3 of Ordinance No. 28-72 shall be supplemented and amended as follows:

Section 3.

Any person, eighteen years of age and under, who violates any of the provisions of this Ordinance, relating to the vehicle traffic laws or the bicycle safe riding rules and regulations and the official police instructions for the safe operation of a bicycle, shall be, for the first offense, reprimanded in writing by the police department, addressed to the parents or guardian of the offender, stating the nature of the violation and a warning that a repetition of the violation must be prevented by the parents or guardian. Any person over eighteen years of age, firm, or partnership violating any of the provisions of this Ordinance shall upon conviction thereof, shall be punished by the payment of a fine not to exceed \$100.00 dollars.

Section 2. This Ordinance shall take effect upon passage and publication as required by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 25th day of January 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:30 PM on the 8th day of February, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF,
Acting Clerk
Township of Marlboro

Jan. 31

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be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Klau and adopted unanimously on a roll call of those present.

NEW BUSINESS:

The following resolution was offered by Councilman Klau:

RESOLUTION #36-73 - Reintroduction of Amendment to
Zoning Ordinance

WHEREAS, Ordinance #3-73 was introduced upon first reading on January 25, 1973; and

WHEREAS, it has come to the attention of the Township Council that certain amendments, modifications and changes are required in connection with the proposed amendments to the Zoning Ordinance of the Township of Marlboro; and

WHEREAS, in order to give all persons desiring to be heard full opportunity, it is deemed necessary to re-advertise the proposed amendments and provide for a public hearing thereon:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That Ordinance #3-73 is hereby tabled and no further action shall be taken upon said ordinance.

2. That an ordinance entitled:

AN ORDINANCE FURTHER AMENDING AND SUPPLEMENTING AN ORDINANCE ENTITLED "AN ORDINANCE LIMITING AND RESTRICTING TO SPECIFIED DISTRICTS OR ZONES AND REGULATING THEREIN BUILDINGS AND STRUCTURES ACCORDING TO THE CONSTRUCTION AND THE NATURE AND EXTENT OF THE USE OF LAND; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE PROVISIONS OF THE ORDINANCE ESTABLISHING A BOARD OF ADJUSTMENT AND FIXING PENALTIES FOR VIOLATIONS IN THE TOWNSHIP OF MARLBORO" ADOPTED DECEMBER 16, 1965 AS AMENDED AND SUPPLEMENTED.

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

BE IT FURTHER RESOLVED, that the same be considered for

final passage on March 8, 1973, at 8:30 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Kaplan and adopted unanimously on a roll call vote of those present. Discussion: Mayor Salkind explained the changes in zoning. The ordinance eliminates the ability of people to park a 3/4 ton truck out of doors overnight in a residential zone. It also allows the planning board to waive the twenty-five acre minimum requirement in such cases that are beneficial to the town.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #37-73 - Jersey Central Power & Light Co.

Where the Jersey Central Power & Light Company has made application for site plan approval for the construction of additional facilities at or near the intersection of Rt. 520 and State Highway Route 79; and

WHEREAS, the Planning Board of the Township of Marlboro has reviewed the application of the Jersey Central Power & Light Company and has requested certain changes and modifications to provide for future anticipated growth which will require a widening of Route 520 for the safety and convenience of the residents of the Township of Marlboro and other persons using said highway; and

WHEREAS, Jersey Central Power & Light Company has refused to consider the recommendations of the Planning Board of the Township of Marlboro and has arbitrarily and unreasonably threatened to proceed with the proposed project and to use whatever powers of eminent domain it may have to force its proposed construction program upon the people of the Township of Marlboro without consideration of the recommendations and the reasonable requirements of the Planning Board of the Township of Marlboro; and

WHEREAS, the Township of Marlboro recognizes the requirements of the Jersey Central Power & Light Company to provide service in the area and further recognizes that the requirements of the Jersey Central Power & Light Company must be compatible with the general development plans in the immediate neighborhood, a fact which has been overlooked and ignored by the Jersey Central Power & Light Company.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. The Township Council of the Township of Marlboro recommends and urges the Jersey Central Power & Light Company to reconsider its arbitrary and unreasonable position in connection with the improvements at the intersection of Route 520 and State Highway Route 79 and to revise its plans so as to comply with the reasonable requirements of the Planning Board of the Township of Marlboro.

2. The Township Council of the Township of Marlboro authorizes and directs Mayor Morton Salkind to take all steps necessary to resist the proposal as presently constituted of the Jersey Central Power & Light Company and specifically directs that he shall contact the State Public Utility Commission to advise said Commission of the arbitrary and unreasonable position of the Jersey Central Power & Light Company, and further authorizes Mayor Morton Salkind to take all steps necessary to protect the people of the Township of Marlboro.

3. The Township Clerk is authorized and directed to forward a copy of this resolution to Governor William Cahill, to President William E. Ozzard of the Department of Public Utilities, to the Monmouth County Legislative Delegation, and to the Jersey Central Power & Light Company.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present. Discussion: Councilman Klau said that at the last planning board meeting Jersey Central filed an application to enlarge their power station at Route 520 and Highway 79. The Town desperately needs more power but since this is a prime corner we wanted Jersey Central to move their enlargement down the road. We offered them every available source to help them locate down the road but Jersey Central felt no obligation to the town and said if we don't approve the application we would have no lights. Mayor Salkind said he intended to appear before the Board of the Public Utilities Commissioners and set the matter right.

The following resolution was offered by Township Auditor, Louis Gartz:

RESOLUTION #38-73 - Local Municipal Budget 1973

Council President Grossman explained the background of the budget. He said the Council promised in 1971 that in 1973 the tax rate would not go up one cent and it did not. In 1972 the proposed rate was announced at \$4.30 and in 1973 it stays the same. The total ratables for the year 1973 is \$131,156,000 which shows that there is an increase between 1972 and 1973 of almost

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**1973
LOCAL MUNICIPAL BUDGET**
Local Budget of the TOWNSHIP of MARLBORO, County of MONMOUTH for the fiscal year 1973

It is hereby certified that the budget annexed hereto and hereby made a part hereof is a true copy of the budget approved by resolution of the governing body on the 8th day of February, 1973 and that public advertisement will be made in accordance with the provisions of N.J.S.40 A:4-6.
Certified by me

ROSE FIALKOFF
Clerk
Municipal Bldg., Route 79, Marlboro, N.J.
Address
(201) 462-0059
Phone Number

This 8th day of February, 1973

It is hereby certified that the approved budget annexed hereto and hereby made a part hereof is an exact copy of the original on file with the clerk of the governing body, that all additions are correct, all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations.
Certified by me

LOUIS J. GARTZ
Registered Municipal Accountant
1138 North Broad Street, Hillside, New Jersey
Address
(201) 289-2222
Phone Number

This 8th day of February, 1973

LOCAL BUDGET NOTICE

Section 1.
Local Budget of the Township of Marlboro, County of Monmouth for the fiscal year 1973.
Be It Resolved, that the following statements of revenues and appropriations shall constitute the local budget for the year 1973.
Be It Further Resolved, that said budget be published in The Asbury Park Press in the issue of February 26 1973.
The governing body of the Township of Marlboro does hereby approve the following as the budget for the year 1973:

RECORDED VOTE Ayes
GROSSMAN
KLAU
KAPLAN
VUOLA
Absent McLAUGHLIN

Notice is hereby given that the budget and tax resolution was approved by the Township Council of the Township of Marlboro, County of Monmouth, on February 8, 1973

A hearing on the budget and tax resolution will be held at The Marlboro Elementary School, on March 8 1973 at 9:00 o'clock (P.M.) at which time and place objections to said budget and tax resolution for the year 1973 may be presented by taxpayers or other interested persons.

EXPLANATORY STATEMENT

Summary of Current Fund section of Approved Budget	Year 1973	Year 1972
General Appropriations For:		
Municipal Purposes		
Reserve for Uncollected Taxes — Based on Estimated 95 Percent of Tax Collections	1,494,516.63	1,275,258.73
Total General Appropriations	275,402.60	349,327.55
Less: Anticipated Revenues Other Than Current Property Tax (i.e. Surplus, Miscellaneous Revenues and Receipts from Delinquent Taxes)	1,769,919.23	1,624,586.28
Difference: Amount to be Raised by Taxes for Support of Municipal Budget (as follows):	1,461,867.30	875,051.18
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	308,051.93	749,535.10

Summary of 1972 Appropriations Expended and Canceled	General Budget
Budget Appropriations — Adopted Budget	1,624,586.28
Budget Appropriations Added by N.J.S. 40A:4-87	5,651.84
Emergency Appropriations	32,650.00
Total Appropriations	1,662,888.12
Expenditures:	
Paid or Charged	1,458,516.63
Reserve	204,371.49
Total Expenditures and Unexpended Balances	1,662,888.12

Explanation of Appropriations for "Other Expenses"

The amounts appropriated under the title of "Other Expenses" are for operating costs other than "Salaries and Wages."

Some of the items included in "Other Expenses" are:

- Material, supplies and nonbondable equipment.
- Repairs and maintenance of buildings, equipment, roads, etc.
- Contractual services for garbage and trash removal, fire hydrant service, aid to volunteer fire companies, etc.
- Printing and advertising, utility services, insurance and many other items essential to the service rendered by municipal government.

CURRENT FUND — ANTICIPATED REVENUES

GENERAL REVENUES	Anticipated		Realized in Cash
	1973	1972	in 1972
1. Surplus Anticipated	559,000.00	100,000.00	100,000.00
Total Surplus Anticipated	559,000.00	100,000.00	100,000.00
3. Miscellaneous Revenues:			
Licenses:			
Alcoholic Beverages			
Other	2,400.00	2,300.00	2,485.00
Fees and Permits:	4,200.00	1,000.00	4,525.25
Building			
Other	40,000.00	43,000.00	41,551.00
Fines and Costs:	20,000.00	24,000.00	21,113.26
Municipal Court			
State Road Aid — Formula Fund	34,000.00	34,000.00	34,529.00
Interest and Costs on Taxes	4,800.00	4,800.00	4,800.00
Bus Receipts Taxes	24,000.00	25,000.00	24,937.15
Franchise Taxes	300.00	450.00	327.78
Gross Receipts Taxes	140,000.00	131,000.00	141,627.82
Replacement Revenue — Business Personal Property (R.S. 54:11D)	100,000.00	93,000.00	102,809.75
State Sales Tax Aid Per Capita (R.S. 54:32B-30, Et. Seq.)	27,776.00	27,776.00	32,641.64
Interest on Investments and Deposits	42,815.80	42,980.19	42,815.80
Motor Fuel Tax Refunds	110,000.00	90,000.00	123,344.30
State Highway Lighting		3,000.00	
State and Local Fiscal Assistance Act of 1972:	400.00	400.00	442.27
Entitlement Periods:			
January 1, 1972 to June 30, 1972	33,061.00		
July 1, 1972 to December 31, 1972	31,725.00		
January 1, 1973 to June 30, 1973	32,393.00		
July 1, 1973 to June 30, 1974	16,196.50		
Special Items of General Revenue Anticipated With Prior Written Consent of Director of Local Government Services			
Emergency Employment Act of 1971 (Chap. 159 Resol.)	24,800.00	25,996.83	28,105.15
Total Miscellaneous Revenues	688,867.30	548,703.02	606,055.17
4. Receipts from Delinquent Taxes	214,000.00	232,200.00	235,687.84
5. Subtotal General Revenues (Items 1,2,3 and 4)	1,461,867.30	875,051.18	941,743.01
6. Amount to be Raised by Taxes for Support of Municipal Budget:			
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	308,051.93	749,535.10	
Total Amount to be Raised by Taxes for Support of Municipal Budget	308,051.93	749,535.10	1,070,590.77
7. Total General Revenues	1,769,919.23	1,630,238.12	2,012,333.78

CURRENT FUND—APPROPRIATIONS

	Appropriated			Expended 1972	
	for 1973	for 1972	for 1972 By Resolution	Total for 1972 As Modified By All Transfers	Paid or Reserved
8. GENERAL APPROPRIATIONS					
(A) Operations					
General Government					
Administrative and Executive:					
Salaries and Wages	80,000.00	75,500.00		75,500.00	62,889.38
Other Expenses	39,000.00	36,000.00		36,000.00	29,029.95
Elections:					
Salaries and Wages	300.00	300.00		300.00	300.00
Other Expenses	1,700.00	1,500.00	250.00	1,750.00	1,548.06
Financial Administration:					
Salaries and Wages					
Director's Office	3,600.00	3,600.00		3,600.00	3,600.00
Treasurer's Office	14,300.00	14,000.00		14,000.00	13,975.00
Other Expenses:					
1971-72 Annual Audit Fee	8,500.00	8,500.00		8,500.00	8,500.00
Miscellaneous Other Expenses	6,500.00	4,200.00		4,200.00	1,692.94
Assessment of Taxes:					
Salaries and Wages	15,000.00	15,000.00		15,000.00	14,247.35
Other Expenses					
Consultant	5,000.00				
Miscellaneous Other Expenses	3,000.00	2,500.00		2,500.00	1,890.40
Collection of Taxes:					
Salaries and Wages	14,300.00	14,000.00		14,000.00	11,873.06
Other Expenses	3,500.00	3,100.00		3,100.00	2,316.46
Liquidation of Tax Title Liens and Foreclosed Property:					
	3,000.00	2,000.00		2,000.00	2,000.00
Legal Services and Costs:					
Salaries and Wages:					
Municipal Prosecutor	6,000.00	6,000.00		6,000.00	6,000.00
Other Expenses:					
Contractual Fees	24,000.00	24,000.00		24,000.00	24,000.00
Filing Fees	2,000.00	2,000.00		2,000.00	139.50
Special Fees-Acq. Private Utilities			20,000.00	20,000.00	
Municipal Court:					
Salaries and wages	17,800.00	20,500.00		20,500.00	17,156.66
Other Expenses	2,000.00	2,000.00		2,000.00	1,908.98
Engineering Services and Costs:					
Salaries and Wages	21,000.00	19,800.00		19,800.00	19,271.54
Other Expenses	7,500.00	7,500.00		7,500.00	2,745.32
Public Buildings and Grounds:					
Salaries and Wages	3,300.00	3,300.00		3,300.00	3,300.00
Other Expenses	12,000.00	7,500.00		8,100.00	7,121.96
Planning Board:					
Salaries and Wages		1,000.00		1,000.00	999.96
Other Expenses	7,500.00	7,500.00		7,500.00	4,053.13
Miscellaneous Other Expenses					
Continued Planning Studies and Joint Regional Planning	8,000.00	8,000.00		8,000.00	2,815.00
Board of Adjustment:					
Salaries and Wages		1,000.00		1,000.00	1,000.00
Other Expenses	5,000.00	5,000.00		5,000.00	4,159.55
Board of Ethics:					
Other Expenses	500.00	500.00		500.00	500.00
Economic Development:					
Salaries and Wages:					
Director's Office	1,000.00	500.00		500.00	500.00
Industrial Development Office	18,000.00	15,000.00		15,000.00	15,000.00
Other Expenses:					
Industrial Development	10,000.00	10,000.00		3,328.00	251.20
Economic Planning	1,500.00	1,500.00		1,500.00	660.24
Municipal Indust. Park Development			2,000.00	2,000.00	839.76
Community and Government Relations:					
Salaries and Wages:					
Director's Office	500.00	500.00		500.00	500.00
Other Expenses:					
Intergovernmental Relations	500.00	1,000.00		1,000.00	19.50
Historic Sites and Traditions	2,000.00	2,500.00		2,500.00	375.53
Senior Citizens Affairs	3,000.00	2,500.00		2,500.00	983.63
Insurance	50,000.00	45,000.00		45,000.00	42,179.11
Public Safety:					
Division of Police:					
Salaries and Wages	300,000.00	275,000.00		275,000.00	264,154.75
Other Expenses	75,000.00	75,000.00		75,000.00	64,519.35
First Aid Organizations:					
Contributions	20,000.00	20,000.00		20,000.00	20,000.00
Purchase of Ambulance	15,000.00				
Inspections:					
Salaries and Wages:					
Inspection of Buildings	11,550.00	11,000.00		11,000.00	11,000.00
Inspection of Plumbing	3,500.00	3,500.00		3,500.00	3,500.00
Environmental Protection	2,100.00	2,000.00		2,000.00	1,680.00
Other Expenses:					
Inspection of Buildings	2,000.00	2,000.00		2,000.00	1,779.24
Environmental Protection	1,000.00	1,000.00		1,000.00	594.30
Inspection of Plumbing	400.00				
Civil Defense and Disaster Control					
Other Expenses	500.00	500.00		500.00	500.00
Street and Roads:					
Road Repairs and Maintenance					
Salaries and Wages	125,000.00	94,500.00		94,500.00	93,151.56
Other Expenses	100,000.00	77,000.00		77,000.00	54,119.08
Construction, Reconstruction, Repair and Maintenance with State Aid by Formula					
Street Lighting	5,500.00	5,500.00		5,500.00	5,500.00
Sanitation:	45,000.00	40,000.00		40,000.00	35,816.33
Sanitary Landfill:					
Salaries and Wages	1,000.00				
Other Expenses	1,000.00	800.00	400.00	1,200.00	1,200.00
Health and Welfare:					
Community Services:					
Salaries and Wages:					
Director's Office	500.00	500.00		500.00	500.00
Administ. of Health Services	4,100.00	4,000.00		4,000.00	3,977.00
Administ. of Public Assistance	1,600.00	2,400.00		2,400.00	2,183.00
Other Expenses:					
Administration of Health Services	1,000.00	1,000.00		1,000.00	374.49
Administration of Public Assistance	350.00	350.00		350.00	20.00
Aid to Hospitals		20,000.00		20,000.00	20,000.00
Drug Abuse and Control	500.00	1,000.00		1,000.00	129.50
Services of Monmouth County Office of Social Services - Contract (R. S. 40:13.1)	5,000.00	5,000.00		5,000.00	5,000.00
Public Assistance-State Aid Agreement	500.00	2,000.00		2,000.00	2,000.00
Dog Regulation:					
Salaries and Wages	600.00	600.00		600.00	600.00
Other Expenses	300.00	300.00		300.00	300.00
Recreation and Education:					
Recreation and Open Space:					
Salaries and Wages:					
Director's Office	500.00	500.00		500.00	500.00
Division of Recreation	27,000.00	20,000.00		22,500.00	19,832.85
Other Expenses:					
Division of Recreation	15,000.00	20,000.00		20,000.00	5,506.70
Division of Shade Trees	4,000.00	4,000.00		4,000.00	3,700.00
Division of Parks	3,000.00				
Site Acquisition:					
Appraisal and Survey			10,000.00	10,000.00	9,065.29
Expense of Participation in Free Public Library					
Other Expenses	1,450.00	300.00		300.00	196.46

00054

Summer Youth Activities Program:					
Other Expenses:					
Miscellaneous Other Expenses					
Equipment and Supplies					
Little League	2,500.00	2,500.00	2,500.00		2,500.00
Pop Warner Football	1,500.00	1,500.00	1,572.00	1,572.00	
Rainbow League	750.00	750.00	750.00	750.00	
Unclassified:					
Emergency Employment Act of 1971 (Chap. 159 Resol.)					
Salaries and Wages	24,800.00	22,500.00	28,151.84	27,326.16	825.68
Total Operations	1,204,300.00	1,091,300.00	32,650.00	1,129,601.84	945,951.47
(B) Contingent	1,000.00	1,000.00		1,000.00	183,650.37
Total Operations Including Contingent	1,205,300.00	1,092,300.00	32,650.00	1,130,601.84	946,087.46
Detail:					
Salaries and Wages	697,350.00	626,500.00			
Other Expenses (Including Contingent)	507,950.00	465,800.00	32,650.00	634,651.84	582,718.27
State and Local Fiscal Assistance Act of 1972:					
Entitlement Period:					
(Jan. 1, 1972 to June 30, 1972)					
Construction of Municipal Facilities	33,061.00				
Entitlement Period (Jan. 1, 1972 to June 30, 1972) Total	33,061.00				
Entitlement Period:					
(July 1, 1972 to Dec. 31, 1972)					
Construction of Municipal Facilities	31,725.00				
Entitlement Period (July 1, 1972 to Dec. 31, 1972) Total	31,725.00				
Entitlement Period:					
(Jan. 1, 1973 to June 30, 1973)					
Construction of Municipal Facilities	32,393.00				
Entitlement Period (Jan. 1, 1973 to June 30, 1973) Total	32,393.00				
Entitlement Period:					
(July 1, 1973 to June 30, 1974)					
Construction of Municipal Facilities	16,196.50				
Entitlement Period (July 1, 1973 to June 30, 1974) Total	16,196.50				
Total Capital Improvements	113,375.50				
(D) Municipal Debt Service					
Payment of Bond Principal	50,000.00	50,000.00	50,000.00	50,000.00	
Interest on Bonds	27,625.00	28,687.50	28,687.50	28,687.50	
Interest on Notes		10,000.00	10,000.00	10,000.00	10,000.00
Total Municipal Debt Service	77,625.00	88,687.50	88,687.50	78,687.50	10,000.00
(E) Deferred Charges and Statutory Expenditures - Municipal					
(1) DEFERRED CHARGES:					
Emergency Authorizations	32,650.00	22,626.05	22,626.05	22,626.05	
Special Emergency Authorizations - 5 Years (40A:4-53)	9,000.00	9,000.00	9,000.00	9,000.00	
Special Emergency Authorizations - 3 Years (40A:4-55.1) (40A:55.13)	1,066.13	20,833.34	20,833.34	20,833.34	
Overexpenditure of Appro. Res.					
PRIOR YEARS BILLS:					
Charles J. Kupper, Inc. 1970					
Engineering Services Re					
Water Study	1,634.84		1,634.84	1,634.84	
Leon S. Avakian Inc. 1970					
Engineering Services	625.00		625.00	625.00	625.00
Barry Wolk, P.E. 1970					
Engineering Services	672.00		672.00	672.00	672.00
Robert D. Sokol, C.S.R.					
Recording 1969 Zoning					
Board Meetings	200.00		200.00	200.00	200.00
(2) STATUTORY EXPENDITURES:					
Contribution to: Public Employees' Retirement System	15,500.00	8,680.00	8,680.00	8,680.00	
Social Security System (O.A.S.I.)	40,000.00	30,000.00	30,000.00	21,639.89	8,360.11
Total Deferred Charges and Statutory Expenditures - Municipal	98,216.13	94,271.23	94,271.23	84,414.12	9,857.11
(H) Total General Appropriations for Municipal Purposes (Items 8(A) to (G) Inclusive)	1,494,516.63	1,275,258.73	32,650.00	1,313,560.57	1,109,189.08
(L) Subtotal General Appropriations (Items (H) and (K))	1,494,516.63	1,275,258.73	32,650.00	1,313,560.57	1,109,189.08
(M) Reserve for Uncollected Taxes	275,402.60	349,327.55	349,327.55	349,327.55	204,371.49
Total General Appropriations	1,769,919.23	1,624,586.28	32,650.00	1,662,888.12	1,458,516.63
Dedication by Rider - N.J.S. 40A:4-39					

*The dedicated revenues anticipated during the year 1973 from Dog Licenses; State or Federal Aid for Maintenance of Libraries; Bequest; Escheat; Federal Grant; are hereby anticipated as revenue and are hereby appropriated for the purposes to which said revenue is dedicated by statute or other legal requirement."

**APPENDIX TO BUDGET STATEMENT
CURRENT FUND BALANCE SHEET DECEMBER 31, 1972**

ASSETS			
Cash and Investments			3,149,089.26
Due From State of N.J. (c 20, P.L. 1971)			2,911.37
State Road Aid allotments Receivable			118,023.92
Receivables with Offsetting Reserves:			
Taxes Receivable			
Tax Title Liens Receivable			229,434.84
Property REQUIRED BY Tax Title Lien Liquidation			95,441.07
Other Receivables			45,680.00
Deferred Charges Required to be in 1973 Budget			5,274.91
Deferred Charges Required to be in Budgets Subsequent to 1973			42,716.13
Total Assets			3,706,571.50
LIABILITIES, RESERVES AND SURPLUS			
Cash Liabilities			
Reserves for Receivables			2,571,338.85
Surplus			375,830.82
Total Liabilities, Reserves and Surplus			3,706,571.50
School Tax Levy Unpaid		1,803,542.41	
Less: School Tax Deferred		60,000.00	
Balance Included in Above "Cash Liabilities"		1,743,542.41	
mm%			
971			
Surplus Balance January 1st			394,301.83
CURRENT REVENUE ON A CASH BASIS:			686,391.40
Current Taxes (Percentage collected: 1972 95.83%, 1971 93.86%)			
Delinquent Taxes	5,326,491.58	3,988,900.89	
Other Revenue and Additions to Income	235,687.84	211,052.76	
Total Funds	689,659.51	664,278.91	
	6,646,140.76	5,550,623.96	
EXPENDITURES AND TAX REQUIREMENTS:			
Municipal Appropriations:			
School Taxes (Including Local and Regional)	1,313,560.57	922,652.09	
County Taxes (Including Added Tax Amounts)	3,607,084.86	3,142,223.27	
Special District Taxes	830,193.50	746,553.15	
Other Expenditures and Deductions from Income	167,950.00	137,615.00	
Total Expenditures and Tax Requirements	5,918,948.93	5,178,948.18	
Less: Expenditures to be Raised by Future Taxes	32,650.00	22,626.05	
Total Adjusted Expenditures and Tax Requirements	5,886,298.93	5,156,322.13	
Surplus Balance December 31st	759,841.83	394,301.83	
Proposed Use of Current Fund Surplus in 1973 Budget			
Surplus Balance December 31, 1972			759,841.83
Current Surplus Anticipated in 1973 Budget			559,000.00
Surplus Balance Remaining			200,841.83

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\$10,000,000 of overall assessed valuation in this town. The schools have proposed a tax increase of almost 27%. Through the fine work of our tax collector in 1972, 96% of all taxes in Marlboro were collected. This means that the reserve for uncollected taxes that would normally go up with your increase in budget did not go up. Therefore, the municipal tax budget decreased by 39¢ which means that the overall tax rate is the same as last year. Mayor Salkind added that the ratables in Marlboro in the coming twelve months will be approximately \$16,000,000.

Councilman Kaplan said that one of the problems that we face this year is the problem of fiscal responsibility. He felt the need is to level at this time. We must curve down. We have increased our programs, we are giving facilities to the township that they have never before enjoyed but we are not giving as much as we might want to. We have supported the new school but then the school board proposed a budget that is so high we have not been able to understand it. I would like to see the school board budget subjected to greater examination. When that is done, we may possibly have a tax reduction.

Councilman Vuolac introduced Resolution #38-73 and Councilman Klau seconded. The resolution was adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #39-73 - Manzo Liquor License

WHEREAS, Manzo Contracting Company, Inc. has duly applied for a transfer of premises on the Plenary Consumption License No. C-1; and

WHEREAS, Manzo Contracting Company, Inc. has duly applied for a transfer from person to person on the Plenary Consumption License No. C-1;

NOW, THEREFORE, BE IT RESOLVED:

1. That Plenary Consumption License No. C-1 is hereby transferred from the east side of Highway #79, to the Marlboro Mall, west side of Highway #79 at School Road West.

2. That Plenary Consumption License No. C-1 is hereby transferred from Manzo Contracting Company, Inc. to Marlboro Bar & Liquors, Inc. and;

WHEREBY, as the applicant has met all of the requirements for the above mentioned transfers;

NOW, THEREFORE, BE IT RESOLVED that Manzo Contracting Company, Inc. be issued Plenary Consumption License No. C-1.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Vuola and Grossman. Nays: None. Absent: Councilmen Klau and McLaughlin.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #40-73 - Trailer Park License Renewals

BE IT RESOLVED by the Council of the Township of Marlboro that the applications for renewal of the following Trailer Coach Park Licenses be and the same are hereby approved for the calendar year 1973:

Wickatunk Village, Inc., R.D. 1, Morganville, N.J.
Thomas J. Walsh (Midway Mobile Home Court), R.D. 1,
Bartram Road, Englishtown, N.J.
Walter Ashmont (Robertsville Mobile Park), R.D. 1,
Box 206, Highway 9, Englishtown, N.J.

WHEREAS, the above mentioned applicants have paid the fees due for the 1973 Trailer Park Licenses;

NOW, THEREFORE, BE IT RESOLVED that the said licenses be issued.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Vuola and Grossman. Nays: None. Absent: Councilmen Klau and McLaughlin.

The following resolution was offered by Councilman Vuola:

RESOLUTION #41-73 - Marc 72

WHEREAS, application for final approval of the following described plat has been submitted to the Planning Board of the Township of Marlboro and approved by the said Board as will more fully appear by resolution dated February 1, 1973 a copy of which is made a part hereof as though annexed hereto;

NAME OF APPLICANT: A.O. Blackacre, Inc.

NAME OF PLAT: Marc 72 at Marlboro

WHEREAS, the premises are located in a R-20 Zone according to the Zoning Ordinance of the Township effective March 23, 1972; and

WHEREAS, Preliminary Approval of said application has heretofore been granted by the Planning Board and the Township Council; and

WHEREAS, the Township Engineer has examined the final plans and has submitted a report and bond estimate to insure the installation of all utilities, as more fully appears in the Engineer's Report and Estimate, a copy of which is made a part hereof as though annexed hereto:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the Plat entitled "Marc 72 at Marlboro" dated November 7, 1972, a copy of which is made a part hereof as though annexed hereto, be and the same is hereby granted Final Approval, subject to the filing of Bonds as required by the Township Engineer's Report, and the payment of all fees due and owing to the Township, and further subject to all of the terms, conditions and requirements of the Planning Board.

2. Nothing hereincontained is to be construed in any wise as an approval or acceptance of any utilities, streets, roads, avenues, or other thoroughfares shown thereon without further formal action of the Township Council respecting same.

3. That the Mayor, Township Clerk and Township Engineer are hereby authorized and directed to execute any and all plats and other documents necessary to effect the purposes of this resolution.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Vuola:

RESOLUTION #42-73 - Gypsy Moth Control

WHEREAS, the gypsy moth, *porthetria dispar*, has been found heavily defoliating tree and plant growth in the Township of Marlboro; and

WHEREAS, continued destruction of foliage may result in loss of valuable forest lands; and

WHEREAS, the Council of the Township of Marlboro has determined that a gypsy moth control program should be instituted with the State of New Jersey Department of Agriculture and that application for any Federal, State, and/or County funds available be authorized;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the Township of Marlboro that the gypsy moth is declared to be a public nuisance and the protection of vegetation or plant life therefrom is deemed necessary, in compliance with the State of New Jersey Department of Agriculture recommendations, is hereby authorized to suppress this forest pest.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Klau:

RESOLUTION #43-73 - Cancellation of Second Council Meeting in February

BE IT AND IT IS HEREBY RESOLVED:

1. The Township Council shall not meet to conduct the regular meeting of February 22, 1973.

2. The previously appointed committee to review and revise the Fire Code of the Township of Marlboro shall conduct a public Hearing in connection with said proposed revised Fire Code at 8:00 P.M., Thursday, February 22, 1973, at the Marlboro Elementary School. All those wishing to be heard shall be given an opportunity at that time.

3. The Township Clerk is authorized and directed to place a copy of this Resolution in the COLONIAL NEWS for purpose of giving notice to all residents of the Township of Marlboro.

Seconded by Councilman Kaplan and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #44-73 - Sale of Township Property

(Resolution attached hereto, and made a part of these minutes.)

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RESOLUTION #44-73

WHEREAS, it is the policy of the Mayor and Township Council of the Township of Marlboro to return to the tax rolls at the earliest possible time parcels of land acquired and held by the Township of Marlboro and not required for municipal purposes:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the parcels of land enumerated on the attached Schedule "C" shall be offered for sale to the highest responsible bidder.

2. That the Business Administrator shall accept sealed competitive bids for said parcels which said bids shall be upon the terms and conditions provided in the notice to bidders and which said bids shall be received by the Business Administrator at 8:00 P.M. on March 8th, 1973 and shall be opened at the meeting of the Township Council on that day and awarded to the highest responsible bidder.

3. That the Business Administrator is authorized and directed to forthwith arrange for the publication of the appropriate notice to persons interested in bidding on said premises as provided by law.

Offered by: *Kaplan*

Ayes: 4 Absent: *McLaughlin*

Seconded by: *Klan*

Nays: 0

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The above resolution was adopted this 8th day of February, 1973.

Rose Fialkoff
Rose Fialkoff, Acting
Clerk

Lawrence Grossman
Lawrence Grossman,
Council President

C

SCHEDULE "C"

<u>BLOCK</u>	<u>LOT</u>	<u>MINIMUM BID PRICE</u>
12	3	1,000
12	8	1,000
17	2	500
18	6	500
21	5	1,000
26	27	4,000
26	28	4,000
26B	3	1,000
27	28B	4,000 <i>exclude</i>
39	4	1,000
23	7	500
22	6	500
23	14	1,000
22	32	2,000 <i>exclude</i>
26K	14	1,000
21	21	500
21	22	1,000
15	15	1,000
52	28	1,000
53	65	1,000

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The following resolution was offered by Councilman Vuola:

RESOLUTION #45-73 - Overpayment of Taxes

WHEREAS, the attached list of property owners have over-paid their 1972 taxes; and

WHEREAS, the amount of over-payment is to large to apply to taxes for 1973;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that said over-payments be refunded to attached list of property owners.

Bl. 6	Lot 2	James F. Rowley Ryers Lane Matawan, N.J.	7.28
Bl. 12	Lot 5	John Gerath c/o O. Koyi 14 Hemlock St. Hazlet, N.J.	72.86
Bl. 24	Lot 13	Molly Pitcher Inv. Co., 324 E. Broad St., Westfield, N.J.	249.65
Bl. 38	Lot 7-A	Winston Assoc. 290 Hobart St. Perth Amboy, N.J.	20.39
Bl. 58-P	Lot 12	Noel A. & Grace Olsen, 4 Merrill Rd., Marlboro, N.J.	404.88
		TOTAL.....	800.06

Seconded by Councilman Kaplan and adopted unanimously by a roll call vote of those present.

The following resolution was offered by Councilman Klau:

RESOLUTION #46-73 - Cancellation of Taxes

WHEREAS, Block 81, Lot 22 was over-assessed in 1970, due to the State taking possession of a portion of said property for Route 18 in 1969; and

WHEREAS, the Township Attorney and Attorney representing owners of said property have entered into a consent judgment in the amount of \$1935.60 for taxes from 1969 through 1972;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the Tax Collector of the Township of Marlboro be and is hereby directed to cancel \$734.35 of the taxes assessed against said block and lot in 1970.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #47-73 - Third Party Redemption

WHEREAS, the rightful owner of property known as Block 81, Lot 22, located in the Township of Marlboro has redeemed Tax Sale Certificate #72-18 held by Charlotte Scherer, 14 Lawton Road, Marlboro, New Jersey; and

WHEREAS, the sum of \$3,603.65 is due and owing Charlotte Scherer on said Tax Sale Certificate;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the amount of \$3,603.65 as above be returned to Charlotte Scherer.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman President Grossman:

RESOLUTION #48-73 - Awarding Bids

BE IT RESOLVED, that the following are declared to be the highest responsible bidder on the following described premises at the indicated price:

- | | | |
|-----------------------------|-------------------|------------|
| 1. Mary Ann (Clinkner) Penn | Block 27, Lot 28B | \$4,100.00 |
| 2. Mathew Prince | Block 22, Lot 32 | 5,100.00 |

BE IT FURTHER RESOLVED, that the premises shall be conveyed to the highest responsible bidder according to the terms and conditions of the Notice to Bidder.

BE IT FURTHER RESOLVED that the Business Administrator is authorized and directed to return the deposit checks submitted by the unsuccessful bidder.

Seconded by Councilman Vuola and adopted unanimously by a roll call vote of all present.

The following resolution was offered by Councilman Vuola:

RESOLUTION #49-73 - Anticipated Revenue

WHEREAS, the Township Council of the Township of Marlboro is desirous to include in the 1973 Budget as a special item of anticipated revenue the sum of \$24,800.00 this amount is to be paid by the County of Monmouth, State of New Jersey as the Township's share of the Emergency Employment Act of 1971 Funds, as their application for such funds was filed for and approved. This amount was arrived at by taking the present monthly reimbursement amount and multiplying it by 12;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Marlboro that it does hereby request permission of the Division of Local Finance and the Department of Community Affairs of the State of New Jersey to include the sum aforesaid in the 1973 Budget of the Township of Marlboro as a special item of anticipated revenue.

BE IT FURTHER RESOLVED by the Township Council of the Township of Marlboro that the Township Clerk be and he is hereby authorized to forward a true copy of the within resolution, certified to be a true copy, to the following:

1. Division of Local Finance, Department of Community Affairs, P. O. Box 1959, Trenton, N. J.
2. Louis J. Gartz, Auditor.

Seconded by Councilman Kaplan and adopted unanimously by a roll call vote of those present.

PUBLIC SESSION:

Joe Eisenstein, Memorial Road, complained about the dancing school being conducted next door to him. Councilman Klau said the situation would be remedied at the Planning Board of March 23, 1973.

Councilman Kaplan offered a motion to adjourn, seconded by Council President Grossman and unanimously approved at 11:00 P.M.

Minutes Approved: April 12, 1973

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman,
Council President

00063

COUNCIL OF THE TOWNSHIP OF MARLBORO - SPECIAL MEETING

FEBRUARY 22, 1973

The Special Meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman at 8:10 P.M. on February 22nd, 1973, in the Marlboro Elementary School.

Mayor Salkind read his letter calling for a Special Meeting of Council. (attached hereto).

Council President Grossman explained that the Fire Code Hearing scheduled for this evening would be rescheduled for March 22, 1973. (letter attached hereto)

The Clerk called the roll:

ROLL CALL: Present: Councilmen Klau, Vuola and Grossman

Absent: Councilmen Kaplan and McLaughlin

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator; Herbert B. Bierman, Township Attorney; and Acting Clerk, Rose Fialkoff.

Councilman Klau offered the following resolution:

RESOLUTION #50-73 - Amend. to Administrative Code

BE IT RESOLVED by the Mayor and Township Council of the Township of Marlboro that an ordinance entitled:

ORDINANCE #7-73

AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE RELATING TO THE ORGANIZATION AND ADMINISTRATION OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH PURSUANT TO MAYOR-COUNCIL PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (N.J.S.A. 40-69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED BY THE SAID OPTIONAL MUNICIPAL CHARTER LAW BY THE STATUTES OF THE STATE OF NEW JERSEY AND BY THE ORDINANCES OF THE TOWNSHIP OF MARLBORO' "

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on March 8, 1973, at 8:30 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Absent: Councilmen Kaplan and McLaughlin.

Council President Grossman offered the following resolution:

RESOLUTION #51-73 - Redistricting

WHEREAS, the Monmouth County Board of Elections has made certain recommendations to the Council of the Township of Marlboro regarding redistricting of its present election districts, and

WHEREAS, voter registration rolls show a high concentration of voters now living in District 4

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that District 4 be split into two separate districts, and

BE IT FURTHER RESOLVED that the new district be known as District 9 beginning at the intersection of New Jersey State Highway Route #79 and Tennent Road, thence, along the center line of Tennent Road in a general westerly direction to the intersection of Tennent and Wooleytown Road, thence, along the center line of Wooleytown Road in a general northerly direction to the boundary line of the Township with Madison Township, thence, along that border in a general northeasterly direction to the border of the Township with Matawan Township, thence, along that border in a general easterly direction along the boundary line of the Township of Marlboro with the Township of Matawan and the boundary line of the Borough of Matawan to the intersection of that line with State Highway Route #79, thence, in a general southerly direction along the center line of State Highway Route #79 to the point and place of beginning.

WHEREAS, voter registration rolls show a high concentration of voters now living in District 5

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that District 5 be split into two separate districts, and

BE IT FURTHER RESOLVED that the new district be known as District 10 beginning at the intersection of New Jersey State Highway Route #9 with Sandburg Drive and running thence, along the center line of Sandburg Drive in a generally westerly direction to the intersection of Sandburg Drive with Riley Road, thence, along the center line of Riley Road in a generally southerly direction to the intersection of Riley Road with Millay Road, thence, along the center line of Millay Road in a generally southeasterly direction to the intersection of Millay Road with Union Hill Road, thence, along the center line of Union Hill Road in a generally easterly direction to the center line of State Highway Route #9 in a generally northerly direction to the point and place of beginning

WHEREAS, voter registration rolls show a high concentration of voters now living in District 6

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that District 6 be split into two separate districts, and

BE IT FURTHER RESOLVED that the new district be known as District 11 beginning at the intersection of School Road West and Stockton Drive and running northerly along the center line of Stockton Drive its entire length to the intersection of Stockton Drive and River Drive, thence, along the center line of River Drive in a generally westerly direction to the intersection of River Drive with Fairview Road, thence, along the center line of Fairview Road in a generally southwesterly direction its entire length to the intersection of Fairview Road with School Road West, thence, along the center line of School Road West in a generally southeasterly direction and easterly direction to the point or place of beginning.

WHEREAS, voter registration rolls show a high concentration of voters now living in District 8

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that District 8 be split into two separate districts, and

BE IT FURTHER RESOLVED that the new district be known as District 12 beginning at the intersection of New Jersey State Highway #18 with Tennent Road and running thence, in a southerly direction along the center line of Tennent Road to the intersection of Tennent Road with Church Road, thence, along the center line of Church Road in a generally southeasterly direction to the intersection of Church Road with Gordens Corner Road, thence, running along the center line to Gordens Corner Road in a northeasterly direction to the intersection of Gordens Corner Road with State Highway Route #18, thence, running along the center line of State Highway Route #18 in a generally northwesterly direction to the point or place of beginning.

BE IT FURTHER RESOLVED that a copy of this resolution, and the updated election district map be forwarded to the Monmouth County Board of Elections so that it may adopt and make the changes requested.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Absent: Councilmen Kaplan and McLaughlin. Discussion: Mayor Salkind explained the splitting of the four election districts in detail. He felt it necessary to split these districts at this particular time due to the increase in population. He felt that these new districts would suffice for the next five years.

Council President Grossman offered a motion to adjourn at 8:20 P.M., seconded by Councilman Vuola and unanimously approved.

Minutes Approved: April 12, 1973

Rose Fialkoff
Rose Fialkoff, Acting
Clerk

Lawrence Grossman,
Council President

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746

(201) 462-0059

MORTON SALKIND
Mayor

February 21, 1973

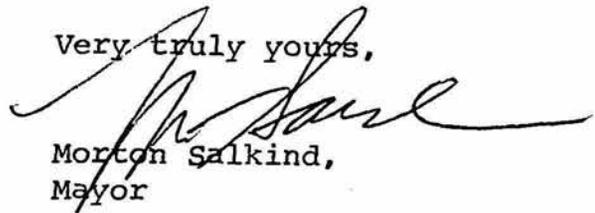
Members of the Township Council
Township of Marlboro
Marlboro, New Jersey 07746

Gentlemen:

In accordance with the provisions of N.J.S.A. 40:69A-179, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby call a special meeting of the Township Council, commencing at 8:00 P.M., on Thursday, February 22, 1973 at the Marlboro Elementary School, School Road West, for the purpose of action concerning: (1) Amendment to Administrative Code, (2) Establishment of Election Districts.

Your attendance is requested.

Very truly yours,


Morton Salkind,
Mayor

MS:rf

00070

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746

(201) 462-0059

MORTON SALKIND
Mayor

February 21, 1973

TO: Marlboro Township's Fire Commissioners

Mayor Morton Salkind has requested me to inform you that the Special Hearing on the Fire Code scheduled for February 22, 1973 is cancelled and will be rescheduled March 22, 1973.

Please contact Mayor Salkind at your earliest convenience as to when he may have an informal meeting with all gentlemen concerned, as he would like to schedule a workshop with all affected prior to that date. The Council Special Committee and Township Attorney will also attend the workshop with your representatives.

We are looking forward to meeting with all fire companies in the very near future.

Very truly yours,

Rose Fialkoff
Rose Fialkoff,
Acting Clerk

00071

COUNCIL OF THE TOWNSHIP OF MARLBORO - SPECIAL MEETING

MARCH 8, 1973

The Special Meeting of the Council of the Township of Marlboro was called to order by Council President Grossman at 12:45 A.M. on March 8, 1973, Marlboro Elementary School.

Mayor Salkind read his letter calling for a special meeting. (attached hereto and made a part of these minutes).

The Clerk called the roll:

ROLL CALL: Present: Councilmen Kaplan, Klau, Grossman, McLaughlin and Vuola

Absent: None

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney, and Clerk, Rose Fialkoff.

Councilman Vuola offered the following resolution:

RESOLUTION #56-73 - U. S. Home Bond Release

WHEREAS, U.S. Homes Corp., have constructed pursuant to approvals granted in prior years subdivision known as U. S. Homes at Marlboro East; and

WHEREAS, by letter dated January 24, 1973, U. S. Homes Corp. have requested a discharge of the Performance Guarantee Bonds covering Sections 2, 6, 7, 16, 17, 18, 19 and 20; and

WHEREAS, the Township Engineer has made an inspection and report concerning the status of the improvements in the above mentioned subdivision

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the Performance Guarantees deposited with the Township of Marlboro by U. S. Homes Corp., covering the above mentioned subdivision shall not be discharged and shall remain in full force and effect.

1.

3/8/73

00072

2. That a copy of this Resolution shall be forwarded to U. S. Homes Corp. by the Township Clerk.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote.

Councilman Klau offered the following resolution:

RESOLUTION #58-73 - Transfer of Liquor License

WHEREAS, The Paddock, Inc., had duly applied for a liquor license transfer;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that Liquor License #C-8 for the year 1971-1972, in the name of A.J.J.R., INC. t/a Trot Inn be transferred to the Paddock, Inc. for premises at State Highway #9, R.D. #1, Englishtown, New Jersey.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote.

Councilman McLaughlin offered the following resolution:

RESOLUTION #59-73 - Sale of Township Property

WHEREAS, it is the policy of the Mayor and Township Council of the Township of Marlboro to return to the tax rolls at the earliest possible time parcels of land acquired and held by the Township of Marlboro and not required for municipal purposes:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the parcels of land enumerated on the attached Schedule shall be offered for sale to the highest responsible bidder.

2. That the Business Administrator shall accept sealed competitive bids for said parcels which said bids shall be upon the terms and conditions provided in the notice to bidders and which said bids shall be received by the Business Administrator at 8:00 P.M. on April 12th, 1973 and shall be opened at the meeting of the Township Council on that day and awarded to the highest responsible bidder.

3. That the Business Administrator is authorized and directed to forthwith arrange for the publication of the appropriate notice to persons interested in bidding on said premises as provided by law.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

Council President Grossman offered the following resolution:

RESOLUTION #62-73 - Awarding Bids

BE IT RESOLVED that the following are declared to be the highest responsible bidder on the following described premises at the indicated price:

1. Block 23, Lot 14, E. & F. Fariello, Matawan, N.J. 2,255.22
2. Block 21, Lot 22, Elesi, Inc., Piscataway, N.J. 1,000.00
3. Block 17, Lot 2, L. Larry, Morg., N.J. 500.00
4. Block 21, Lot 21, Elesi, Inc., Piscataway, N.J. 500.00
5. Block 52, Lot 28, Michelin Construction Co., Colts Neck, N.J. 1,000.00
6. Block 26K, Lot 14, V. & M. Kaminsky, Morg., N.J. 1,100.00
7. Block 53, Lot 65, SWA Realty Assoc., Inc. East Orange, N.J. 1,050.00

BE IT FURTHER RESOLVED that the premises shall be conveyed to the highest responsible bidder according to the terms and conditions of the Notice to Bidders.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

PUBLIC SESSION:

Joe Eisenstein, Memorial Road, wanted to know the result of the building inspector's inspection at Mrs. Leshin's residence.

John Karcz, 16 Mercer Street, West Keansburg, N.J. submitted a bid, in error, on the wrong block and lot. Mr. Bierman, Township Attorney rejected the bid and returned a check in the amount of \$200.00 and a check in the amount of \$100.00 and \$46.00 in cash to Mr. Karcz.

Since no one else wished to speak the Public Session was closed.

Meeting adjourned at 1:00 P.M.

Minutes Approved: May 22, 1973

00074

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman,
Council President

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746

(201) 462-0059

MORTON SALKIND
Mayor

March 8, 1973

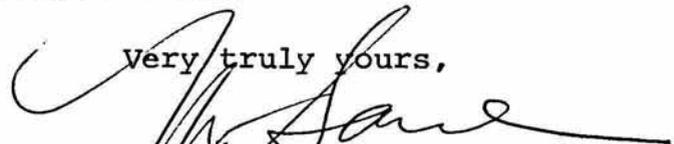
Members of the Township Council
Township of Marlboro
Marlboro, New Jersey 07746

Gentlemen:

In accordance with the provisions of N.J.S.A. 40:69A-179, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby call a special meeting of the Township Council, commencing immediately after the regular meeting of the Township Council, on March 8th, 1973 at the Marlboro Elementary School, School Road West, for the purpose of action concerning:

1. U. S. Home Bond Release.
2. Street lighting - Revised Reimbursement.
3. Liquor License Transfer.
4. Sale of Township Property.
5. Authorizing Advertising of Bids.

Very truly yours,



Morton Salkind,
Mayor

MS:rf

00075

Waiver of Notice of Special Meeting

We, the undersigned, being all the Councilmen of the Township of Marlboro hereby waive notice of a Special Meeting to be convened at 12:45 AM on Tuesday March 9, 1973 for the purpose of conducting the following items of business:

- ① Transfer of liquor license #C-8 as per resolution #58-73
- ② Sale of township owned property as advertised
- ③ Public Hearing

Alfred Richard Nola

Howard De

John S. Laughlin

Richard

Lawrence S. Horn

MA/OT

00076

COUNCIL OF THE TOWNSHIP OF MARLBORO - SPECIAL MEETING

MARCH 15, 1973

Prior to calling the Special Meeting of Council to Order, Council President Grossman read a letter from Council requesting this meeting. (letter attached hereto and made a part of these minutes)

The Special Meeting of the Council of the Township of Marlboro was called to order by Council President Grossman at 8:10 P.M. on March 15th, 1973, Marlboro Elementary School.

Mayor Salkind read his letter calling for a special meeting. (attached hereto and made a part of these minutes)

The Clerk called the roll:

ROLL CALL: Present: Councilmen Kaplan, Klau, Vuola and Grossman
Absent: Councilman McLaughlin

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney, and Acting Clerk, Rose Fialkoff.

Councilman Kaplan offered the following resolution:

RESOLUTION #63-73 - School Budget

(attached hereto and made a part of these minutes)

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present. Discussion: Councilman Kaplan stated that after going over the figures by the Board of Education he was impressed with the great knowledge of the Board in preparing the line items. He was also impressed with the relatively conservative figures in their budget. From what Council can devine and from what our financial advisors advised us, there seems to be no reason for the Board of Education to carry a surplus account such as the one the Board carries. We have eliminated a piece of that surplus, still allowing a considerable surplus account. This puts the budget on a fiscally sound basis. Councilman Vuola addressing the members of the Board, said that after listening to the resolution, he hoped the Board would realize that Council made no attempt to cut the educational services and have cut only surplus.

Council President Grossman thanked the members of Council and also members of the administrative staff, Mr. Gartz and Mr. Rotheim for the many hours of work and many hours they spent analyzing the budget. Mayor Salkind thanked each member of Council personally for their hard work on the budget.

Councilman Vuola offered the following resolution:

RESOLUTION #60-73 - Bids

BE IT RESOLVED by the Council of the Township of Marlboro that the Township Business Administrator is hereby authorized to advertise for bids to be received for the following:

1. Miscellaneous auto and equipment parts
2. Tires
3. Oil
4. Gasoline
5. Police uniforms

Seconded by Councilman Kaplan and adopted unanimously on a roll call vote of those present.

Councilman Klau offered the following resolution:

RESOLUTION #57-73 - Revised Street Lighting
Reimbursement

RESOLVED, that the Mayor and Clerk of this Body are hereby authorized and directed to execute agreements, in triplicate, between the Township of Marlboro and the State of New Jersey, which agreements cover reimbursement for highway lighting maintained within the limits of said Township of Marlboro.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

Councilman Kaplan made a motion to adjourn, seconded by Councilman Vuola and approved unanimously.

Meeting adjourned, 8:44 P.M.

Minutes Approved: May 22, 1973

00078

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman
Lawrence Grossman,
Council President

3-14-73

Mayor Morton Salhind
Marlboro, New Jersey

Dear Mayor:

We hereby request that a special meeting of the Council of the Township of Marlboro be called for 8 p.m. March 15 at Marlboro Elementary School.

Howard De
Richard Spill
Richard Siegel
Lawrence S. Brown

00073

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746

(201) 462-0059

MORTON SALKIND
Mayor

March 15, 1973

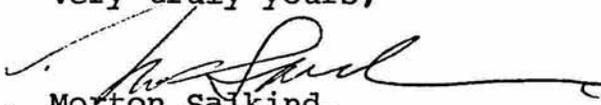
Members of the Township Council
Township of Marlboro
Marlboro, New Jersey 07746

Gentlemen:

At the request of the Township Council, in accordance with the provisions of N.J.S.A. 40:69A-179, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby call a special meeting of the Township Council, commencing at 8:00 P.M., on March 15, 1973 at the Marlboro Elementary School, School Road West, for the purpose of action concerning:

1. Consideration of School Budget.
2. Authorizing Advertising of Bids.
3. Street lighting - Revised Reimbursement.

Very truly yours,


Morton Salkind,
Mayor

MS:rf

00080

RESOLUTION # 63-73

RESOLUTION ESTABLISHING A BUDGET TO
PROVIDE A THOROUGH AND EFFICIENT SYSTEM
OF SCHOOLS IN THE TOWNSHIP OF MARLBORO
FOR THE SCHOOL YEAR BEGINNING JULY 1,
1973 AND ENDING JUNE 30, 1974.

WHEREAS, the Board of Education of the Township of Marlboro, in the County of Monmouth, at a public meeting of said Board adopted a budget for the school year beginning on July 1, 1973 and ending on June 30, 1974, and, thereafter, on February 13, 1973, submitted the proposition to the legal voters of the school district of the Township of Marlboro that sums not exceeding the following sums designated in the notices for the voting upon such proposition be raised by a special district tax for the following respective purposes for the school year beginning on July 1, 1973 and ending on June 30, 1974:

CURRENT EXPENSES.....	\$3,620,030.00
CAPITAL OUTLAY.....	5,500.00

WHEREAS, a majority of the said legal voters upon voting on such proposition on February 13, 1973, overwhelmingly rejected the entire proposition; and

WHEREAS, the Township Council of the Township of Marlboro, in the County of Monmouth, on February 15, 1973, received from said Board of Education the proposed school budget for the period aforesaid; and

WHEREAS, the Township Council did after receipt of the proposed school budget from the Board of Education, request public

00081

meetings with the Board for the purposes of providing information and discussion concerning said budget, which said requests were denied; and

WHEREAS, the Township Council has consulted with the Board of Education pursuant to the provisions of N.J.S. 18A: 22-37; and

WHEREAS, the Board of Education has reported to the Township Council a surplus balance of funds in the amount of \$309,506.54 as of June 30, 1973; and

WHEREAS, the Township Council has studied and reviewed the information provided concerning the proposed budget by the Board of Education and the history in recent years of fiscal irresponsibility in the invasion of surplus funds; and

WHEREAS, the Board of Education has appropriated the sum of \$389,020.00 for the operation of the Robertsville II School for the school year 1973-1974, and has scheduled operations to begin in said school in November, 1973; and

WHEREAS, the Township Council endorses and supports the Robertsville II School and expresses its conviction, philosophy and desire that double sessions be avoided; and

WHEREAS, the Township Council in an effort to facilitate the prompt completion of the Robertsville II School requests, earmarks, and sets aside, funds within the surplus account for the implementation of the Robertsville II School program; and

WHEREAS, the President of the Board of Education has indicated the willingness of the Board to eliminate \$50,000.00 from the operating budget in the capital expenses account; and

WHEREAS, the Township Council of the Township of Marlboro is insistent that no steps be taken which will in any way affect the quality of the educational services to our children; and

WHEREAS, the Township Council of the Township of Marlboro believes that a total of \$121,000.00, including an amount of \$48,000.00 previously planned by the Board of Education is more than adequate in the surplus account; and

WHEREAS, as a result of the above considerations it is the belief of the Township Council of the Township of Marlboro that \$188,506.00 can be eliminated from the surplus account without affecting the quality of the educational services to our children:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, that the following total sum thereof is determined by the Township Council of the Township of Marlboro to be necessary to provide a thorough and efficient system of schools for the school district of the Township of Marlboro, the aggregate or total sum of which is hereby certified to the County Board of Taxation and to be included in taxes to be assessed, levied and collected in the Township of Marlboro for such purposes:

CURRENT EXPENSES.....	\$3,431,524.00
CAPITAL OUTLAY.....	5,500.00
TOTAL.....	<u>\$3,437,024.00</u>

00003

BE IT AND IT IS FURTHER RESOLVED, that the Township Council of the Township of Marlboro recommends and urges the Board of Education to accede to the expressed desires of the voters of the Township and to plan a program of quality education within the budget as modified believing that said modified budget, for the reasons expressed herein, among other things, is sufficient and satisfactory to provide a thorough and efficient system of schools and to provide quality education to the children attending such schools.

Offered by: *Kaplan*

Ayes: 4

Seconded by: *Vuola*

Nays: 0

absent: *Mr. Langlin*

The above Resolution was adopted on the 15 day of
March, 1973.

Rose Fialkoff
ROSE FIALKOFF, Township Clerk

Lawrence S. Grossman
LAWRENCE S. GROSSMAN, Council Pres.

COUNCIL OF THE TOWNSHIP OF MARLBORO - SPECIAL MEETING

MARCH 22, 1973

The Special Meeting of the Council of the Township of Marlboro was called to order by Council President Grossman at 8:10 P.M. on March 22nd, 1973, Marlboro Elementary School.

Mayor Salkind read his letter calling for a special meeting. (attached hereto and made a part of these minutes)

The Clerk called the roll:

ROLL CALL: Present: Councilmen Kaplan, Klau, Vuola
and Grossman
Absent: Councilman McLaughlin

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney, and Acting Clerk, Rose Fialkoff.

Councilman Klau offered the following resolution:

RESOLUTION #64-73 - School Budget

RESOLUTION ESTABLISHING A BUDGET TO PROVIDE A THOROUGH AND EFFICIENT SYSTEM OF SCHOOLS IN THE TOWNSHIP OF MARLBORO FOR THE SCHOOL YEAR BEGINNING JULY 1, 1973 AND ENDING JUNE 30, 1974

WHEREAS, the Board of Education of the Township of Marlboro, in the County of Monmouth, at a public meeting of said Board adopted a budget for the school year beginning on July 1, 1973 and ending June 30, 1974, and, thereafter, on February 13, 1973, submitted the proposition to the legal voters of the school district of the Township of Marlboro that sums not exceeding the following sums designed in the notices for the voting upon such proposition be raised by a special district tax for the following respective purposes for the school year beginning on July 1, 1973 and ending on June 30, 1974:

CURRENT EXPENSES.....	\$3,620,030.00
CAPITAL OUTLAY.....	5,500.00

WHEREAS, a majority of said legal voters upon voting on such proposition on February 13, 1973, overwhelmingly rejected the entire proposition; and

00095

WHEREAS, the Township Council of the Township of Marlboro, in the County of Monmouth, on February 15, 1973, received from said Board of Education the proposed school budget for the period aforesaid; and

WHEREAS, the Township Council did after receipt of the proposed school budget from the Board of Education, request public meetings with the Board for the purposes of providing information and discussion concerning said budget, which said requests were denied; and

WHEREAS, the Township Council has consulted with the Board of Education pursuant to the provisions of N.J.S. 18A:22-37; and

WHEREAS, the Board of Education has reported to the Township Council a surplus balance of funds in the amount of \$309,506.54 as of June 30, 1973; and

WHEREAS, the Township Council has studied and reviewed the information provided concerning the proposed budget by the Board of Education and the history in recent years of fiscal irresponsibility in the invasion of surplus funds; and

WHEREAS, the Board of Education has appropriated the sum of \$389,020.00 for the operation of the Robertsville II School for the school year 1973-1974, and has scheduled operations to begin in said school in November 1973; and

WHEREAS, the Township Council endorses and supports the Robertsville II School and expressed its conviction, philosophy and desire that double sessions be avoided; and

WHEREAS, the Township Council in an effort to facilitate prompt completion of the Robertsville II School requests, earmarks, and sets aside, funds within the surplus account for the implementation of the Robertsville II School program; and

WHEREAS, the President of the Board of Education has indicated the willingness of the Board to eliminate \$50,000.00 from the operating budget in the current expenses account; and

WHEREAS, the Township Council of the Township of Marlboro is insistent that no steps be taken which will in any way affect the quality of the educational services to our children; and

WHEREAS, the Township Council of the Township of Marlboro believes that a total of \$121,000.00, including an amount of \$48,000.00 previously planned by the Board of Education is more than adequate in the surplus account; and

WHEREAS, as a result of the above considerations it is the belief of the Township Council of the Township of Marlboro that \$188,506.00 can be eliminated from the surplus account without affecting the quality of the educational services to our children:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, that the following total sum thereof is determined by the Township Council of the Township of Marlboro to be necessary to provide a thorough and efficient system of schools for the school district of the Township of Marlboro, the aggregate or total sum of which is hereby certified to the County Board of Taxation and to be included in taxes to be assessed, levied and collected in the Township of Marlboro for such purposes:

CURRENT EXPENSES.....	\$3,431,524.00
CAPITAL OUTLAY.....	5,500.00

BE IT AND IT IS FURTHER RESOLVED, that the following sums are hereby certified to the Monmouth County Board of Taxation as the total amount to be raised by taxation in the Township of Marlboro for the above mentioned purposes:

CURRENT EXPENSES.....	\$2,780,332.00
CAPITAL OUTLAY.....	5,500.00

BE IT AND IT IS FURTHER RESOLVED, that the Township Council of the Township of Marlboro recommends and urges the Board of Education to accede to the expressed desires of the voters of the Township and to plan a program of quality education within the budget as modified believing that said modified budget, for the reasons expressed herein, among other things, is sufficient and satisfactory to provide a thorough and efficient system of schools and to provide quality education to the children attending such schools.

Seconded by Councilman Kaplan and adopted unanimously on a roll call vote of those present.

Mayor Salkind read a proclamation honoring all the men and women who served in the war in VietNam. (proclamation attached hereto and made a part of these minutes)

Councilman Klau made a motion to adjourn, seconded by Councilman Vuola and approved unanimously.

Meeting adjourned: 8:20 P.M.

Minutes Approved: May 22, 1973

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman,
Council President

00088

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746

(201) 462-0059

MORTON SALKIND
Mayor

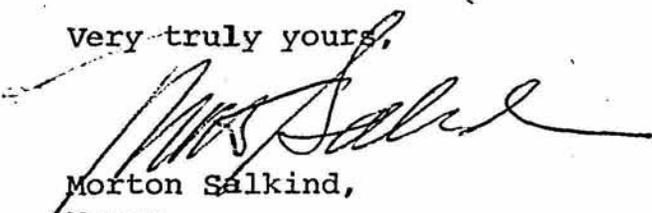
March 20, 1973

Members of the Township Council
Township of Marlboro
Marlboro, New Jersey 07746

Gentlemen:

In accordance with the provisions of N.J.S.A. 40:69A-179, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby call a Special Meeting of the Township Council, commencing at 8:00 P.M., on March 22, 1973 at the Marlboro Elementary School, School Road West, for the purpose of action concerning the amended resolution for the school budget of the Township of Marlboro.

Very truly yours,



Morton Salkind,
Mayor

MS:rf

00089

PROCLAMATION

WHEREAS, the men and women who have worn the uniform of the United States during the war in Vietnam have served with honor under the most difficult circumstances: and,

WHEREAS, regardless of opinions about the United States involvement in the war, Americans agree that the members of our Armed Forces have earned the respect and gratitude of all our people;

NOW, THEREFORE, I, Morton Salkind, Mayor, of the Township of Marlboro, do hereby proclaim Saturday, March 31, 1973 as HOME WITH HONOR DAY, and urge all Americans to take appropriate measures on this day - and in the future - to make clear that a grateful nation will never forget its indebtedness to those who have served the United States.

MORTON SALKIND
MAYOR OF THE TOWNSHIP
OF MARLBORO

00090

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

MARCH 8, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman on March 8, 1973, at 8:10 P.M., in the Marlboro Elementary School.

Following the Salute to our Flag, the Clerk called the roll.

ROLL CALL: Present: Councilmen Klau, McLaughlin, Vuola and Grossman. Councilman Kaplan arrived at 8:20 P.M.

Absent: None

Also present were Mayor Morton Salkind; Mary Denton, Business Administrator; Herbert Bierman, Township Attorney and Rose Fialkoff, Acting Clerk.

RECEIVING BIDS:

Council President read the bids as follows:

Block 17, Lot 2, L. Larry, Morg., N.J.....	\$ 500.00
Block 21, Lot 21, Elesi, Inc., Piscataway.....	\$ 500.00
Block 21, Lot 22, John Karatz, West Keansburg, N.J.....	\$3460.00
Block 21, Lot 22, Elesi, Inc., Piscataway.....	\$1000.00
Block 23, Lot 14, John David Nelson, Arcadia Gardens, Old Bridge, N.J.....	\$2500.00
Block 23, Lot 14, E.&F. Fariello, Matawan,....	\$2255.22
Block 26K, Lot 14, V. & M. Kaminsky, 116 Wilson Ave., Morganville, N.J.....	\$1100.00
Block 52, Lot 28, Michelin Construction Co., Colts Neck, N.J.....	\$1000.00
Block 53, Lot 65, SWA Realty Assoc., Inc., East Orange, N.J.....	\$1050.00

After tabulation of the bids a resolution would be offered to declare the successful bidder.

CITIZENS VOICE:

Since no one wished to be heard, the Citizen's Voice period was closed.

1.

00091

3/8/73

APPROVAL OF MINUTES:

A motion to approve the minutes of November 30, 1972 was offered by Councilman Klau, seconded by Councilman McLaughlin and adopted unanimously on a roll call vote of those present.

A motion to approve the minutes of December 6, 1972 was offered by Councilman Klau, seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Absent: Councilmen Kaplan and McLaughlin.

A motion to approve the minutes of December 28, 1972 was offered by Councilman Klau, seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola, and Grossman. Absent: Councilmen Kaplan and McLaughlin.

A motion to approve the minutes of January 11, 1973 was offered by Councilman Klau, seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

A motion to approve the minutes of January 20, 1973 was offered by Councilman Klau, seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Absent: Councilmen Kaplan and McLaughlin.

A motion to approve the minutes of January 25, 1973 was offered by Councilman Klau, seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

Since it was too early to hold the scheduled Public Hearings, the Chair exercised its prerogative and asked the Mayor for his administrative report.

The Mayor gave each member of Council a copy of the appropriation report for the month ending February

28, 1973. This report is based upon the temporary budget which has already been enacted. We have a report from the engineer, David Birnbaum, explaining his dissatisfaction with releasing bonds to U.S. Homes on Section 2. The Mayor read into the record a letter received from Mrs. Lois Sullivan to the Mayor and Council asking to see some records. She enclosed a check for \$10.00 in order to gain access to those records, but he asked the Clerk to provide the records to Mrs. Sullivan without charge as Mayor Salkind could see no reason to take money from a widow living in Marlboro Township. The Mayor also read the tax collectors report and road department reports.

00092

He also mentioned that the County of Monmouth has closed Rt. 520 on the western side to Rt. 79. The road is closed between Wyncrest and Rt. 79. This is being done because of new construction on the bridge. At the completion of this construction they will shift and close the road on the eastern side of Rt. 79. I expect it will be closed at least six months. The Mayor was asked to give the rest of his report later on in the evening as the Council was anxious to introduce the budget.

NEW BUSINESS:

The following resolution was offered by Councilman Klau.

RESOLUTION #55-73 - Cancellation of Second Meeting in March

BE IT AND IT IS HEREBY RESOLVED:

1. The Township Council shall not meet to conduct the regular meeting of March 22nd, 1973.

2. The previously appointed committee to review and revise the Fire Code of the Township of Marlboro shall conduct a public hearing in connection with said proposed revised Fire Code at 8:00 P.M., Thursday March 22nd, 1973 at the Marlboro Elementary School. All those wishing to be heard shall be given an opportunity at that time.

3. The Township Clerk is authorized and directed to place a copy of this resolution in the COLONIAL NEWS for the purpose of giving notice to all residents of the Township of Marlboro.

Seconded by Councilman McLaughlin and adopted unanimously on a Roll Call Vote. Discussion: Mayor Salkind said that the purpose of publication in this case is not a legal one but it's primarily to invite the public to a public hearing on the Fire Code. Council President Grossman said the Fire Chiefs will meet with Councilman Kaplan and Klau to discuss the Fire Code on March 19th. All these recommendations will be incorporated into the Fire Code before the public hearing which is scheduled on March 22, 1973.

00093

RESOLUTION # 52-73 - Action on Budget

(Attached hereto and made a part of these minutes.)

Louis Gartz, Township Auditor, read the budget line by line. Council President Grossman said that before we open up the budget to discussion we would like to explain fully that the main concern of Council was to keep the taxes as low as possible. We are presenting the same tax figure as we presented last year which was \$4.30. This budget as it now stands, including school budget is \$4.30. As you know, the school budget is in the hands of Council and will be reduced, which means a reduction in taxes. The expectation is that the tax rate will be reduced in 1974, that means that you will be paying less taxes and getting more facilities. There will be at least four neighborhood parks, there will be a library, there will be a start on a municipal building. The Mayor spoke of a municipal swimming pool which will be completed in 1974 and opened in the year 1974. Council President Grossman had to put the public hearing on the budget aside for a few minutes as it was scheduled for 9:00 P.M.

PUBLIC HEARING: Ordinance #6-73 - Amendment to Zoning Ordinance

Council President Grossman asked Mayor Salkind to precisely explain what this ordinance contains. The changes in this ordinance are as follows: The first change is that the northcentral area of the Township has been changed to an R80/C super cluster concept with two acre overall density in the same way as we have been using it in the southern part of the Township. We already have an application in at the intersection of Lloyd and Nolan Road which will enable us to acquire 10 acres of land free for the Township's use. We also extended the NC along Rt. 79 so that it runs thru the intersection of Brown Road. The third change was to extend the MZ along Wyncrest Road to include 50 acres along 520 and Wyncrest at the southwestern corner which the Township has received free under the superclusterization program which is earmarked for use as a school site and a library site. The fourth change which was recommended by the Department of Economic Development was to extend the HC Zone at the intersection of Tennent Rd. at Rt. 18 in accordance with the joint regional plan which was submitted by the joint planners for Marlboro and Madison Township so that it would have a 2500' radius instead of a 800' radius. This in effect would double the zone. The Area near Robertsville Fire House is excluded and will remain in industrial zone.

00094

Marty Powers, asked if appropriate conditions prevail, could an individual build in an R-60 Zone. Mayor Salkind said it doesn't change 80 to 60 or 60 to 80 all it changes is the minimum size to be included in the supercluster concept.

Robert Feldman, Attorney from Matawan asked what gives the Planning Board the option or discretion to allow cluster building. Has the Council considered whether or not that section is in fact correctly zoned. Mr. Feldman felt that amending this ordinance does not do justice to the property up there. Councilman Klau said the N.J. Turnpike Authority is putting a feeder road all the way to Rt. 520 and Rt. 18. This will enhance the area as a commercial site. This will be our most desirable area in town as far as ratables are concerned. Since no one else wished to be heard the Public Hearing on Ordinance #6-73 was closed.

The following resolution was offered by Councilman Kaplan.

RESOLUTION #53-73 - Action - Ordinance #6-73

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

ORDINANCE # 6-73

AN ORDINANCE FURTHER AMENDING AND SUPPLEMENTING AN ORDINANCE ENTITLED "AN ORDINANCE LIMITING AND RESTRICTING TO SPECIFIED DISTRICTS OR ZONES AND REGULATING THEREIN BUILDINGS AND STRUCTURES ACCORDING TO THE CONSTRUCTION AND THE NATURE AND EXTENT OF THE USE OF LAND; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE PROVISIONS OF THE ORDINANCE ESTABLISHING A BOARD OF ADJUSTMENT AND FIXING PENALTIES FOR VIOLATIONS IN THE TOWNSHIP OF MARLBORO" ADOPTED DECEMBER 16, 1967 AS AMENDED AND SUPPLEMENTED

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Klau and adopted unanimously on a Roll Call vote of those present. Discussion: Councilman McLaughlin said this is the first time he would be voting with Council on a Zoning change as he feels that changing this zone to an R80/C Zone is an upgrading of this zone and at this particular time we have to close ranks to fight any future litigation. Since it was past 9:00 P.M. Council President Grossman called for the Public Hearing on the Budget.

00095

ORDINANCE #4-73

AN ORDINANCE FURTHER AMENDING AND SUPPLEMENTING AN ORDINANCE ENTITLED "AN ORDINANCE LIMITING AND RESTRICTING TO SPECIFY DISTRICTS OR ZONES AND REGULATING THEREIN BUILDINGS AND STRUCTURES ACCORDING TO THE CONSTRUCTION AND THE NATURE AND EXTENT OF THE USE OF LAND; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE PROVISIONS OF THE ORDINANCE; ESTABLISHING A BOARD OF ADJUSTMENT AND FIXING PENALTIES FOR VIOLATIONS IN THE TOWNSHIP OF MARLBORO" ADOPTED DECEMBER 14, 1967 AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED by the Mayor and Township Council of the Township of Marlboro, in the County of Monmouth, and State of New Jersey, as follows:

Section 1. Section 301 Zoning Map shall be supplemented and amended as follows:

A. The area bounded on the south by Brown Rd.; on the east by Rt. 79; on the north by the existing southerly line of the NC Zone; and on the west by the right of way of the Central Railroad of N.J. shall be transferred from the R-60-40 Zone to NC Zone.

B. The existing R-20 Zone at the Northern portion of Morganville also including Block 26, Lot 23 shall be transferred to the R-80C Zone.

C. The radius of the HC Zone at the intersection of Rt. 18 and Tennent Rd., shall be increased to 2,500 feet beginning at the northerly line of Rt. 520 on the east extending counterclockwise to Rt. 520 on the west exclusive of Block 53, Lot 48 and the premises included therein shall be transferred to the HC Zone.

D. The MZ Zone shall be extended to include premises located at the Southwest corner of Wyncrest Road and Rt. 520 identified as the premises to be dedicated to the Township of Marlboro by the Wyncrest Farm subdivision and those premises shall be transferred from the R60C Zone to the MZ Zone.

Section 2. The Zoning Map shall be amended as of March 8, 1973, to include and reflect the above introduced modifications and amendments.

Section 3. ARTICLE IV — GENERAL PROVISIONS — shall be supplemented and amended so the following shall be added:

Section 403.25 No commercial vehicle larger than a ¾ ton pick-up truck shall be parked out of doors overnight in a residence zone.

Section 4. Section 501 REDUCED LOT SIZE (CLUSTER) DEVELOPMENT shall be supplemented and amended so that the same shall read as follows: (a) In order to facilitate sound planning and to encourage coordinated community development certain deviations from the requirements of this ordinance may be permitted where appropriate conditions prevail and the following standards and regulations are met. There is hereby created two (2) flexible zones to be known as R-80C (Low Density Concept Zone) and R-60C (Medium Density Concept Zone). The election of either of these concepts shall not be permitted where the minimum gross area proposed for development is less than 25 contiguous acres, provided however, the Planning Board may, in its discretion, where it shall inure to the benefit of the Township of Marlboro, recommend to the Township Council the use of these concepts on tracts of less than 25 acres.

Section 5. This Ordinance shall take effect upon its passage and publication as provided by law.

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 8th day of February, 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:30 p.m. on the 8th day of March, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

Rose Fialkoff, Acting Clerk,
Township of Marlboro
(548.40) 36802

onc

00096

PUBLIC HEARING: - Local Municipal Budget

Sidney Leveson wanted to know if there was money appropriated in the budget for the Police Commissioner and Fire Marshall. The Mayor said that there is money for alot of projects in this budget that have not been passed. Mr. Leveson wanted to know how Council chose to use monies received from revenue sharing for partial payment on library and municipal building. Why wasn't this money used for operating expenses. He was also concerned with the cut in money appropriated for the drug problem in our community.

Mayor Salkind answered Mr. Leveson on revenue sharing. He said that we got the \$65,000 revenue sharing based on our population figures. Next year if you use the money the way you are supposed to you will get more revenue sharing. The money is not allocated just to cut taxes but should be used for projects such as water programs, schools or police stations or other things that will put people to work. If we use the money to reduce taxes we will get less money year after year. Council President Grossman commented on Mr. Leveson's question of the drug program. He felt that it wasn't necessary to throw away money to get a good drug control program. We have police officers and clergymen on the drug abuse panel, who are doing an excellent job in the community.

Fred Hanes, Provincetown, felt that Mr. Leveson was only allowed ten minutes to speak but members of the Council and the Mayor were allowed an indeterminate amount of time to speak.

Martin Powers, asked for a breakdown of certain figures on the budget. He asked that Council consider an additional appropriation for the Zoning Board of Adjustment. Mayor Salkind gave Mr. Powers a detailed breakdown of each figure that was requested.

Council President Grossman closed the Public Hearing on the Budget and Councilman McLaughlin offered Resolution #5-73 (attached hereto and made a part of these minutes.) Seconded by Councilman Klau and adopted unanimously on a Roll Call vote. Discussion: Councilman Klau mentioned that the surplus in the budget will be the same \$200,000 year after year. Because of our extensive ratable drive this year we have been able to generate through ratables over \$500,000 in surplus, naturally we are not going to keep it in the bank we will apply it to this coming budget. That is the only logical economic thing to do. We worked many hours on this budget reducing it to where we felt it would help the town.

00097

Councilman McLaughlin questioned the Council on the inclusion of the salaries on the proposed Police Commissioner and Fire Marshall. He did not see any of that in the work sheets and would like to know where it is and how much these monies amount to. Mayor Salkind said that at present there is no salary in the budget for the Fire Marshall. At present, we don't know if a Fire Marshall will be appointed. The Police Commissioner will get his salary from the police account. The Police Department was expanded greatly in terms of equipment and personal. Council has decided that the equipment expense will be maintained at the same level as in 1972. Salaries have been increased and there will be no reduction of full time personal. The same number of men will be employed to provide for the necessary salary increases which are being negotiated, as far as numbers of people go, according to budget.

Council President Grossman asked for a roll call vote on the budget. The Budget was introduced by Councilman McLaughlin, seconded by Councilman Klau and adopted unanimously on a roll call vote.

PUBLIC HEARING: Ordinance #7-73 - Amendment to
Administrative Code

Mayor Salkind noted with interest the presence of many of his friends in the audience. Mayor Salkind read the letter which he sent to the Board of Fire Commissioners calling for a special meeting on the Fire Code. (Letter attached). He explained that a unanimous decision would have to be determined by the three fire districts before a Fire Code could be established. He mentioned that he had no intention of taking over the First Aid Squads. There is nothing mentioned in this ordinance about First Aid Squads.

Council President Grossman made a brief statement on the section pertaining to the Police Department. He said it is the feeling of Council that we have one of the finest Police Departments in the County of Monmouth. Unfortunately in the last six months the Council has received a number of letters with respect to complaints. We have also had a lot of complaints politically, because the Police Department is under the jurisdiction of the Mayor and Business Administrator. Many people have suggested, if you have complaints, why don't you have a civilian review board. Council feels this wrong and instead felt it best to get a professional to handle this. Council feels we should put this division under the professional who is familiar with that phase of work. For example, the Engineer is the head of streets and roads. We decided to put a Police Commissioner, who will have to have the

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746

(201) 462-0059

MORTON SALKIND
Mayor

March 5, 1973

Board of Fire Commissioners
of the Fire Districts of the
Township of Marlboro

Dear Friends:

As a follow-up to my earlier letter, please be advised that the Township Council special committee on the Fire Code requests representatives of each of the fire districts to be present for a workshop session commencing at 8:00 P.M., Monday March 12, 1973 at the Municipal offices.

Councilman Richard Kaplan and Councilman Howard Klau are the members of the committee who will be present to work with you.

The rules for the adoption of a Fire Code in Marlboro Township are very simple: all decisions must be unanimous by the Board of Commissioners of the three districts together with the Township Council and then the appropriate ordinance will be enacted immediately.

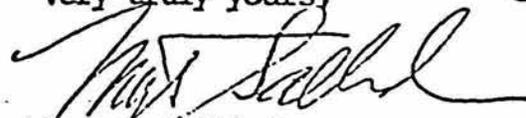
You may have read that an amendment to the Administrative Code is scheduled for adoption at the Council meeting on March 8. Article 14.4 of this ordinance amendment reads as follows:

"Within the Department of Public Safety there shall be a Division of Fire Protection, the head of which shall be the Fire Marshall who shall be appointed by the Mayor upon the recommendation of the fire companies. The duties and responsibilities of the Fire Marshall shall be as specified in the Fire Code of the Township of Marlboro, 1973."

This section will not be in effect or operative until after the enactment of a Fire Code of the Township of Marlboro following your meetings with the special Council committee. If no agreement is reached there can be no appointment or appointments under this section since the Fire Code of the Township of Marlboro, 1973, will not exist. I mention this fact only because several questions have been received regarding the intent of the Council pursuant to this section. It is just making advance arrangements for later if you gentlemen wish the Fire Code to be adopted.

Best personal regards.

Very truly yours,



Morton Salkind
Mayor

00099

qualifications of a policeman, a person above the rank and file who will understand the problems of the Police Department. We want to put in a man who is trained, who will understand the administrative point of view as well as the police point of view. His job will be mainly administrative as opposed to the Chief, who will be mainly in the law enforcement area.

Mr. Dick Harris, from the audience, asked why in this ordinance the Police Commissioner should be appointed by Mayor and not Mayor with the advice and consent of Council. Council President Grossman explained that there is a legal reason for that. Secondly, Mr. Harris wanted to know if there was some displeasure with the way the Police Department is being run, why this wasn't ironed out in private and not in public. Mayor Salkind said the Chief of Police is covered by Civil Service. The way this is set up, in the future there could be a Director of Public Safety and a separate Police Commissioner. He stated for the record even though it is set up this way when the day comes when Marlboro Township - 20/30 years from now - when Marlboro Township is much larger they may want to go differently, that today and as long as the Mayor is in office, the Police Commissioner and the Director of Public Safety will be the same person. For the record the Mayor stated that as long as he is Mayor, the Police Commissioner and the Director of Public Safety will be the same person.

Tony Tedesco, Fire Commissioner, District #2, said that the discontent of the Fire Companies is not with the ordinance but we intended to have a meeting before the public hearing on the Fire Code. All of a sudden we have an ordinance without a meeting. He recommended that this ordinance be held up or set aside or rewritten until the firemen will be able to sit down with Council and discuss this and get a good working agreement. I believe this is the discontent of the Fire Companies. The Mayor asked Mr. Tedesco if his letter of March 5th did not answer his questions in saying nothing would be done until the Fire Companies got together for a discussion. Mr. Tedesco said many times, once we have an ordinance there is never a way of turning back. Mayor Salkind suggested reserving Article 14.4, Division of Fire Protection. All the Fire Commissioners were in agreement and Article 14.4 Division of Fire Protection, was RESERVED.

00100

Robert Netchert, Representing Marlboro PBA 196, spoke from the audience. Mr. Netchert asked how many times the Councilmen have been into Police Headquarters since they have taken office. Mr. Netchert felt the ordinance asked for the creation of two separate positions, Police Commissioner and Director of Public Safety. He wanted to know why they are both needed and how much they are going to be paid. He said that any complaints with the police should be taken up with the Chief of Police and the policemen involved. Mr. Netchert felt that this ordinance usurped powers of the Police Chief. The qualifications prescribed for the Police Commissioner is at least five years experience either in the Federal, State or Municipal police work or a B.A. for any one of those years. We have a Chief who has more than that right now. I would suggest that you gentlemen reflect on what possible repercussions it could cost us not only in dollars but in morale.

Mayor Salkind said that what is going on here is not unique to Marlboro. I demanded that Chief Walker be certified under Civil Service and finally four days after I was elected Mayor, Chief Walker was certified and was able to be appointed Chief under Civil Service. All but three of the policemen were appointed by your Mayor and therefore he takes the full responsibility for any problem in the Police Department and for the rapid growth of the Police Department. The Mayor said all complaints that were received by his office within the past few weeks are being studied and some routine ones will be taken care of routinely. The Mayor said by Statute there are two things that are important; in 40-69A-40 which is our charter, it says the Mayor shall enforce the charter and ordinances of the Municipality and all the laws applicable thereto. In 40-47-1 the Governing Body of any Municipality may make, amend and repeal any ordinance, to establish, maintain and control the Police Department and Force. That is the State Law in the State of New Jersey. We must try to do what is right. Crime statistics are one of the lowest in the area, our Police are doing a good job. We have had 24 hour dispatcher service for a long time. The Mayor checked his records and said that in May, 1972 we bought five new police cars. They have between 55,000 to 67,000 miles on each of them as of this date. We had 4 police cars bought in 1971. So we have 5 regulars, maximum we can use, all well within the time span required. Tonights budget calls for five new police cars and we will get five new police cars. Council appropriated \$75,000 for the police budget but I agree that it is right to get the police cars and they should last through 1974. We have more than

00101

twenty-four policemen if we include dispatchers and part-timers. That brought the Mayor to negotiations. The PBA wrote me a letter saying that they want certain salaries. The Mayor said he would agree to all the numbers submitted by the Contract; Chief \$13,771, two Lieutenants \$12,643, three Sergeants \$11,514, eighteen Patrolmen \$8,000 to \$10,611. The Mayor said that under our form of Government it is not the Council's responsibility to watch over the Police. It is the Business Administrator's responsibility to direct over the Police Department. Mr. Netchert represents the PBA and the matters he discussed are all union problems which should not be discussed in public, at Council meetings, or in the press unless the PBA wants to put it up on referendum to the town. The Mayor said that under our form of Government as it now stands it is not the duty of the Councilmen to visit the Police Station. The majority of the policemen are good well dedicated people.

Irv Lichtenfeld, from the audience, asked what difference will a Police Commissioner make on the inadequacy of the Police Department. Mayor Salkind said the Business Administrator has done an excellent job of administering over the Police Department but she still cannot with all her other duties devote enough time to be Administrator of the Police Department. Just as we needed the Engineer to supervise the Road Department we need a Director of Public Safety to head the Police Department.

Councilman Kaplan said the Council, Mayor, Business Administrator, are not expected to run the Police Force, or know how it's running on a day to day operation, that is the job of the Chief. Every form of Government, and we have one of the various forms of Municipal form of government in New Jersey, sets up priorities whereby the Police Department is responsible to a particular form of government. In our Municipality the Police Department is answerable to the Mayor. We have an administrative code which puts the police under the Department of Administration, therefore, the police are answerable to the Business Administrator. We are a growing town and the Business Administrator happens to run the whole town and cannot direct her attention to running the Police Department.

00102

Bud Borden, from the audience, asked if Chief Walker was to retire in a year would you replace the Chief of Police. Is this a way to get rid of the Chief of Police. Mayor Salkind said if Chief Walker would retire in a year he didn't know if he would be replaced.

Harold Brinkhoff, from the audience, wanted to know if the administration thought that the Police Chief is not capable of running the Police Department. Mayor Salkind said the State law is so specific, it says the Police Department cannot run itself. I want to put a professional in to run the Department, in effect, right this minute you have me, a politician, running the Department.

Tony Tedesco, from the audience, wanted to know if the administration sat down with the Police Department to discuss problems that may exist. Councilman Kaplan said he thought we did sit down with the people involved. We are not talking about getting a replacement for Chief Walker. We are talking about getting a substitute for the Business Administrator. The Business Administrator has many responsibilities in this town.

Ed Adams, from the audience, objected to Mr. Leveson's remarks on the competency of the Business Administrator. Lenny Gross, member of the Planning Board, congratulated the Council on this ordinance. He recommended to the Council that we introduce an amendment to this ordinance to appoint a civilian review board to handle police complaints.

Robert Reel, Freehold, member of the Police Department in Freehold, directed by a Director of Public Safety. I am not speaking in the behalf of Freehold Township. We went through a similar circumstance one and a half years ago. We have a Director of Public Safety. He came to us with 23 years experience on the Newark Police Force. He is also a Colonel in the Army Reserves. I would urge that the qualifications for this position be up-graded. The Mayor stated that the area of experience has been discussed.

Mr. Lichtenfeld wanted to know if Council sought any professional advice in preparing this ordinance.

Lieutenant Krieger, member of the Marlboro First Aid Squad, Marlboro Fire Company, was the last to speak. Lieutenant Krieger felt that a professional would be of assistance to the Chief. I think you would have trouble finding a professional where the qualifications would be as minimum as they are in the ordinance. I feel that these qualifications are too low. There should be someone in charge with more experience than any member of the police force. Mayor Salkind said he felt Lieutenant Krieger's

comments made a great deal of sense. We stipulated these qualifications so the present members of the Police Force could qualify. Mayor Salkind asked Chief Walker if he would take the job in twenty days. Chief Walker said he would consider it. The Mayor said, we are trying to structure that which is needed for tomorrow.

The following Resolution was offered by Councilman McLaughlin:

RESOLUTION # 54-73- Amendment to
Administrative Code

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

ORDINANCE #7-73

AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED ' AN ORDINANCE RELATING TO THE ORGANIZATION AND ADMINISTRATION OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH PURSUANT TO MAYOR-COUNCIL PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (N.J.S.A. 40-69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED BY THE SAID OPTIONAL MUNICIPAL CHARTER LAW BY THE STATUTES OF THE STATE OF NEW JERSEY, AND BY THE ORDINANCES OF THE TOWNSHIP OF MARLBORO'

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Klau and adopted on a roll call vote of the following: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Nays: Councilman McLaughlin.

AMENDMENT TO ORDINANCE #7-73

BE IT RESOLVED that Ordinance #7-73 should be amended prior to adoption as follows:

1. Section 14.1 Department of Public Safety shall be amended so that paragraph B shall be deleted.
2. Section 14.4, Division of Fire Protection shall be deleted in its entirety and shall read as follows:
14.4. RESERVED.

Offered by Councilman Kaplan, seconded by Councilman Klau and adopted unanimously on a roll call vote. Discussion on Amended Ordinance:

00104

Councilman McLaughlin voted "aye" for this amendment but he felt the deletion should have started at Section 1. Councilman Vuola said he knows everyone in town would like to have everything their way, however, it would cost money and we can't keep spending. Mayor Salkind said the police have nothing to fear from this program, it will only make their jobs a little easier.

Council President Grossman requested a Special Meeting to follow adjournment.

Meeting adjourned at 12:45 A.M.

Minutes Approved: July 12, 1973

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman,
Council President

**NOTICE
ORDINANCE NO. 7-73
AN ORDINANCE SUPPLEMENTING
AND AMENDING AN ORDINANCE
ENTITLED "AN ORDINANCE SUPPLEMENTING
AND AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE
RELATING TO THE ORGANIZATION AND ADMINISTRATION
OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO, IN
THE COUNTY OF MONMOUTH PURSUANT TO MAYOR-COUNCIL
PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (N.J.S.A.
40-69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED
BY THE SAID OPTIONAL MUNICIPAL CHARTER LAW BY THE
STATUTES OF THE STATE OF NEW JERSEY, AND BY THE ORDINANCES
OF THE TOWNSHIP OF MARLBORO"**

BE IT ORDAINED, by the Township Council of the Township of Marlboro, in the County of Monmouth and State of New Jersey that an Ordinance known as Ordinance No. 1-72 and known by the short form title of "The Administrative Code of the Township of Marlboro" is hereby supplemented and amended as follows:

SECTION 1.

Article 12.1 Department of Public Works shall be supplemented and amended to read as follows:

12.1 DEPARTMENT OF PUBLIC WORKS

There shall be a Department of Public Works, the head of which shall be the Director who shall also serve as Township Engineer. The department of Public Works shall consist of the following divisions:

- (a) Division of Streets and Roads
- (b) Division of Public Buildings and Grounds
- (c) Division of Sanitation
- (d) Division of Engineering
- (e) Division of Building Inspections
- (f) Division of Zoning Enforcement
- (g) Division of Plumbing Inspection
- (h) Division of Electrical Inspections

SECTION 2.

Article 14.1 Department of Engineering and Inspections shall be deleted.

SECTION 3.

Article 14.2 Division of Engineering shall hereafter be known and designated as Article 12.5, Division of Engineering.

SECTION 4.

Article 14.3 Division of Building Inspections shall hereafter be known and designated as Article 12.6, Division of Building Inspections.

SECTION 5.

Article 14.4 Division of Zoning Enforcement shall hereafter be known and designated as Article 12.7, Division of Zoning Enforcement.

SECTION 6.

Article 14.5 Division of Plumbing Inspections shall hereafter be known and designated as Article 12.8, Division of Plumbing Inspection.

SECTION 7.

Article 14.2 through 14.6 shall be deleted.

SECTION 8.

Whenever reference is made in Article 12.5 through 12.9 to the Department of Engineering and Inspections, such reference shall hereafter be read to mean and include the Department of Public Works.

SECTION 9.

Article 14.1 shall be supplemented and amended so that the same shall read as follows:

14.1 DEPARTMENT OF PUBLIC SAFETY

There shall be a Department of Public Safety, the head of which shall be the Director, who also may serve as Police Commissioner. The Department of Public Safety shall consist of the following Divisions:

- (a) Division of Police
- (b) ~~Division of Street Protection~~

Article 14.2 DIVISION OF POLICE

A. Within the Department of Public Safety there shall be a Division of Police, the head of which shall be the Police Commissioner. The Police Commissioner shall be appointed by the Mayor. Prior to his appointment the Director shall have at least five years experience in a responsible elected or appointed capacity in law enforcement adminis-

tration at the federal, state, county or municipal level. A bachelor's degree from a recognized college or university may be substituted for one year of professional experience.

In addition to supervising the general requirements for police departments prescribed by State Statute, the Director shall:

- (a) Make, administer and enforce rules and regulations for the disposition, conduct and discipline of the police force.
- (b) Establish and enforce appropriate rules and regulations for the maintenance, use and security of the property and records of the police force.
- (c) Make and maintain a table of organization for the operation of the police force consistent with state statute and the ordinances of the Township.

Article 14.2

B. The Division under the supervision of the director, shall:

- (a) Preserve the public peace, protect life and property, prevent crime, detect and arrest offenders against the penal laws and ordinances effective within the municipality, suppress riots, mobs and insurrections, disperse unlawful or dangerous assemblages, and preserve order at all elections and public meetings and assemblages.
- (b) Administer and enforce laws and ordinances to regulate, direct, control and restrict the movement of vehicular and pedestrian traffic, and the use of the streets by vehicles and persons, to protect the safety and facilitate the convenience of motorists and pedestrians, and to make and enforce rules and regulations not inconsistent with the charter and ordinances for such purposes.
- (c) Remove all nuisances in the public streets, parks and other public places, inspect and observe all places of public amusement or assembly and all places of business requiring any state or municipal license or permit, and report thereon to the appropriate department.
- (d) Provide proper police attendance and protection at fires.
- (e) Provide for the attendance of its members in court as necessary for the prosecution and trial of persons charged with crimes and offenses, and cooperate fully with the law enforcement and prosecuting authorities of federal, state and county governments.
- (f) Operate a training program to maintain and improve the police efficiency of the members of the police force.
- (g) Conduct an annual dog census.

Article 14.3 RESERVED

~~SECTION 9. DIVISION OF FIRE PROTECTION
The Department of Public Safety there shall be a Division of Fire Protection, the head of which shall be the Fire Marshal, who shall be appointed by the Mayor upon the recommendation of the Fire Companies. The duties and responsibilities of the Fire Marshal shall be as specified in the Fire Code of the Township of Marlboro, 1973.~~

SECTION 10.

Article 8.13 DIVISION OF POLICE

Shall be deleted.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 22nd day of February 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:30 p.m. on the 8th day of March, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF,
Acting Clerk of the
Township of Marlboro

Feb. 27

SS4.75

14.4
RESERVED

00106

March 8, 1973

<u>VENDOR</u>	<u>AMOUNT</u>
A. & A. Coffee Service	24.00
Central Jersey Bank	190.19
Chicken Holiday	11.00
The Daily Register	190.40
Drug Mart Liquors	4.20
Freehold Transcript Inc.	26.16
Grapevine, Inc.	3.70
Sheila Gross	52.00
Kepwel Spring Water Co.	96.00
Linnett & Co.	384.04
Marlboro Pizza	16.50
New Jersey Bell Telephone Co.	1180.18
Edward Usher Company	31.43
West Publishing Co.	646.00
Drug Mart	10.00
Mr. Alan Birnardini, Treas. Municipal Receivers, Tax Collectors and Treasurers Association of N.J.	60.00
Shaw-Walker	26.40
State of N.J. Dept. of Community Affairs	86.40
Atlantic Glass Co.	243.44
Herbert Bierman	6,000.00
Magnetic Dictation, Inc.	27.00
American BluePrint & Supply Co., Inc.	144.46
Nicholas De Palma	200.00
Jersey Central Power & Light Co.	365.36
Marlboro Waxing Service Inc.	55.00
Nutone Paint & W.P. Co.	13.84

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March 8, 1973

<u>VENDOR</u>	<u>AMOUNT</u>
Robbins Electric, Inc.	20.64
Trap Rock Industries, Inc.	395.83
Edward L. Fleischer, Esquire	200.00
Mr. Arthur Goldzweig	31.92
Miller, Foley & Kurtz	6928.79
Amboy Generator Service, Inc.	60.85
Ptl. Cornelius W. Anderson	57.00
Ptlm. Donald Andrews	95.00
B. & B. Auto Radiator and Auto Glass	11.00
Base Auto Supply	66.00
Bay Automatic Transmission Inc.	220.00
Boyd Associates, Inc.	56.00
Ptlm. Edward J. Czekalski	57.00
Robert Fescharek	95.00
Franklin's Garage	97.82
Imperial Oil Co., Inc.	216.35
Ptlm. George Landau	57.00
Marlboro Dry Cleaners, Inc.	297.60
Matawan Keyport Press	34.00
Matty's Auto Parts, Inc.	1003.21
Joseph A. Mazzeo	346.00
McCormick's Garage	46.00
Mullaney Tire Service	744.02
Ronald A. Murphy	57.00
National Telephone Directory Corp.	72.00
New Jersey State Police Training Center	20.00
Ocean Electric of Marlboro	19.98

March 8, 1973

<u>VENDOR</u>	<u>AMOUNT</u>
Radio Communications Company	168.45
V. E. Ralph & Son, Inc.	25.67
Red the Tailor, Inc.	1616.45
Rush Laboratories, Inc.	20.50
Scrub-A-Dub Car Wash	45.00
Sloan Products Co.	19.50
Sprague's Oil Service, Inc.	4502.55
Tom's Ford Inc.	133.00
General GMC Sales, Inc.	9.28
Harter Equipment Inc.	145.25
W.P. Hayes, Jr.	6.25
Walter Heath Company, Inc.	21.00
Lawson Products, Inc.	162.26
Manzo Contracting Co., Inc.	2052.07
Mechanics Uniform Rental	260.00
North Jersey Equipment Company	190.00
Rite Laboratories Inc.	57.80
C. H. Roberson, Inc.	19.00
Andrew Samsoe	10.00
Chas. Schaefer Sons Inc.	912.00
Thul Engine & Equipment Co.	480.25
Tri- County Distributor	38.00
Louis J. Gartz, R.M.A,	455.00
Marlboro Township Board of Education	1116.17
TOTAL	<u>\$ 33,859.16</u>



Martin Rotheim
Director of Finance

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**1973
LOCAL MUNICIPAL BUDGET**
Local Budget of the TOWNSHIP of MARLBORO, County of MONMOUTH for the fiscal year 1973

It is hereby certified that the budget annexed hereto and hereby made a part hereof is a true copy of the budget approved by resolution of the governing body on the 8th day of February, 1973 and that public advertisement will be made in accordance with the provisions of N.J.S.40 A:4-6.
Certified by me

ROSE FIALKOFF
Clerk
Municipal Bldg., Route 79, Marlboro, N.J.
Address
(201) 462-0059
Phone Number

This 8th day of February, 1973

It is hereby certified that the approved budget annexed hereto and hereby made a part hereof is an exact copy of the original on file with the clerk of the governing body, that all additions are correct, all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations.
Certified by me

LOUIS J. GARTZ
Registered Municipal Accountant
1138 North Broad Street, Hillside, New Jersey
Address
(201) 289-2222
Phone Number

This 8th day of February, 1973

LOCAL BUDGET NOTICE

Section 1.
Local Budget of the Township of Marlboro, County of Monmouth for the fiscal year 1973.
Be It Resolved, that the following statements of revenues and appropriations shall constitute the local budget for the year 1973.
Be It Further Resolved, that said budget be published in The Asbury Park Press in the issue of February 26 1973.
The governing body of the Township of Marlboro does hereby approve the following as the budget for the year 1973:

RECORDED VOTE Ayes
KLAU
KAPLAN
VUOLA

Absent McLAUGHLIN

Notice is hereby given that the budget and tax resolution was approved by the Township Council of the Township of Marlboro, County of Monmouth, on February 8, 1973.

A hearing on the budget and tax resolution will be held at The Marlboro Elementary School, on March 8 1973 at 9:00 o'clock (P.M.) at which time and place objections to said budget and tax resolution for the year 1973 may be presented by taxpayers or other interested persons.

EXPLANATORY STATEMENT

Summary of Current Fund section of Approved Budget	Year 1973	Year 1972
General Appropriations For:		
Municipal Purposes		
Reserve for Uncollected Taxes — Based on Estimated 95 Percent of Tax Collections	1,494,516.63	1,275,258.73
Total General Appropriations	1,769,919.23	1,624,586.28
(Less: Anticipated Revenues Other Than Current Property Tax (i.e. Surplus, Miscellaneous Revenues and Receipts from Delinquent Taxes))	1,461,867.30	875,051.18
Difference: Amount to be Raised by Taxes for Support of Municipal Budget (as follows):		
(a) Local Tax for Municipal Purposes including Reserve for Uncollected Taxes	308,051.93	749,535.10

Summary of 1972 Appropriations Expended and Canceled	General Budget
Budget Appropriations — Adopted Budget	1,624,586.28
Budget Appropriations Added by N.J.S. 40A:4-87	5,651.84
Emergency Appropriations	32,650.00
Total Appropriations	1,662,888.12
Expenditures:	
Paid or Charged	1,458,516.63
Reserved	204,371.49
Total Expenditures and Unexpended Balances Canceled	1,662,888.12

Explanation of Appropriations for "Other Expenses"

The amounts appropriated under the title of "Other Expenses" are for operating costs other than "Salaries and Wages."

Some of the items included in "Other Expenses" are:

Material, supplies and nonbondable equipment.

Repairs and maintenance of buildings, equipment, roads, etc.

Contractual services for garbage and trash removal, fire hydrant service, aid to volunteer fire companies, etc.

Printing and advertising, utility services, insurance and many other items essential to the service rendered by municipal government.

CURRENT FUND — ANTICIPATED REVENUES

GENERAL REVENUES	Anticipated		Realized in Cash	
	1973	1972	1972	In 1972
1. Surplus Anticipated	559,000.00	100,000.00	100,000.00	100,000.00
Total Surplus Anticipated	559,000.00	100,000.00	100,000.00	100,000.00
3. Miscellaneous Revenues:				
Licenses:				
Alcoholic Beverages	2,400.00	2,300.00	2,485.00	
Other	4,200.00	1,000.00	4,525.25	
Fees and Permits:				
Building	40,000.00	43,000.00	41,551.00	
Other	20,000.00	24,000.00	21,113.26	
Fines and Costs:				
Municipal Court	34,000.00	34,000.00	34,529.00	
State Road Aid — Formula Fund	4,800.00	4,800.00	4,800.00	
Interest and Costs on Taxes	24,000.00	25,000.00	24,937.15	
Bus Receipts Taxes	300.00	450.00	377.78	
Franchise Taxes	140,000.00	131,000.00	141,627.82	
Gross Receipts Taxes	100,000.00	93,000.00	102,809.75	
Replacement Revenue — Business Personal Property (R.S. 54:11D)	27,776.00	27,776.00	32,641.64	
State Sales Tax Aid Per Capita (R.S. 54:32B-30, Et. Seq.)	42,815.80	42,980.19	42,815.80	
Interest on Investments and Deposits	110,000.00	90,000.00	123,344.30	
Motor Fuel Tax Refunds		3,000.00		
State Highway Lighting	400.00	400.00	442.27	
State and Local Fiscal Assistance Act of 1972:				
Entitlement Periods:				
January 1, 1972 to June 30, 1972	33,061.00			
July 1, 1972 to December 31, 1972	31,725.00			
January 1, 1973 to June 30, 1973	32,393.00			
July 1, 1973 to June 30, 1974	16,196.50			
Special Items of General Revenue Anticipated With Prior Written Consent of Director of Local Government Services	24,800.00	25,996.83	28,105.15	
Emergency Employment Act of 1971 (Chap. 159 Resol.)	688,867.30	548,703.02	606,055.17	
Total Miscellaneous Revenues	214,000.00	232,200.00	235,687.84	
4. Receipts from Delinquent Taxes	1,461,867.30	875,051.18	941,743.01	
5. Subtotal General Revenues (Items 1,2,3 and 4)				
6. Amount to be Raised by Taxes for Support of Municipal Budget:				
(a) Local Tax for Municipal Purposes including Reserve for Uncollected Taxes	308,051.93	749,535.10		
Total Amount to be Raised by Taxes for Support of Municipal Budget	308,051.93	749,535.10	1,070,590.77	
7. Total General Revenues	1,769,919.23	1,630,238.12	2,012,333.78	

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CURRENT FUND—APPROPRIATIONS

	Appropriated			Total for 1972 As Modified By All Transfers	Expended 1972	
	for 1973	for 1972	for 1972 By Emergency Resolution		Paid or Charged	Reserved
8. GENERAL APPROPRIATIONS						
(A) Operations						
General Government						
Administrative and Executive:						
Salaries and Wages	80,000.00	75,500.00		75,500.00	62,889.38	12,610.62
Other Expenses	39,000.00	36,000.00		36,000.00	29,029.95	6,970.05
Elections:						
Salaries and Wages	300.00	300.00		300.00		300.00
Other Expenses	1,700.00	1,500.00	250.00	1,750.00	1,548.06	201.94
Financial Administration:						
Salaries and Wages						
Director's Office	3,600.00	3,600.00		3,600.00	3,600.00	
Treasurer's Office	14,300.00	14,000.00		14,000.00	13,975.00	25.00
Other Expenses:						
1971-72 Annual Audit Fee	8,500.00	8,500.00		8,500.00	8,500.00	
Miscellaneous Other Expenses	6,500.00	4,200.00		4,200.00	1,692.94	2,507.06
Assessment of Taxes:						
Salaries and Wages	15,000.00	15,000.00		15,000.00	14,247.35	752.65
Other Expenses:						
Consultant	5,000.00					
Miscellaneous Other Expenses	3,000.00	2,500.00		2,500.00	1,890.40	609.60
Collection of Taxes:						
Salaries and Wages	14,300.00	14,000.00		14,000.00	11,873.06	2,126.94
Other Expenses	3,500.00	3,100.00		3,100.00	2,316.46	783.54
Liquidation of Tax Title Liens and Foreclosed Property	3,000.00	2,000.00		2,000.00		2,000.00
Legal Services and Costs:						
Salaries and Wages						
Municipal Prosecutor	6,000.00	6,000.00		6,000.00	6,000.00	
Other Expenses:						
Contractual Fees	24,000.00	24,000.00		24,000.00	24,000.00	
Filing Fees	2,000.00	2,000.00		2,000.00	139.50	1,860.50
Special Fees-Aca. Private Utilities			20,000.00	20,000.00		20,000.00
Municipal Court:						
Salaries and wages	17,800.00	20,500.00		20,500.00	17,156.66	3,343.34
Other Expenses	2,000.00	2,000.00		2,000.00	1,908.98	91.02
Engineering Services and Costs:						
Salaries and Wages	21,000.00	19,800.00		19,800.00	19,271.54	528.46
Other Expenses	7,500.00	7,500.00		7,500.00	2,745.32	4,754.68
Public Buildings and Grounds:						
Salaries and Wages	3,300.00	3,300.00		3,300.00	3,300.00	
Other Expenses	12,000.00	7,500.00		8,100.00	7,121.96	978.04
Planning Board:						
Salaries and Wages		1,000.00		1,000.00	999.96	.04
Other Expenses		7,500.00		7,500.00	4,053.13	3,446.87
Miscellaneous Other Expenses	7,500.00					
Continued Planning Studies and Joint Regional Planning	8,000.00	8,000.00		8,000.00	2,815.00	5,185.00
Board of Adjustment:						
Salaries and Wages		1,000.00		1,000.00		1,000.00
Other Expenses	5,000.00	5,000.00		8,500.00	4,159.55	4,340.45
Board of Ethics:						
Other Expenses	500.00	500.00		500.00		500.00
Economic Development:						
Salaries and Wages:						
Director's Office	1,000.00	500.00		500.00	500.00	
Industrial Development Office	18,000.00	15,000.00		15,000.00		15,000.00
Other Expenses:						
Industrial Development	10,000.00	10,000.00		3,328.00	251.20	3,076.80
Economic Planning	1,500.00	1,500.00		1,500.00	660.24	839.76
Municipal Indust. Park Development			2,000.00	2,000.00		2,000.00
Community and Government Relations:						
Salaries and Wages:						
Director's Office	500.00	500.00		500.00	500.00	
Other Expenses:						
Intergovernmental Relations	500.00	1,000.00		1,000.00	19.50	980.50
Historic Sites and Traditions	2,000.00	2,500.00		2,500.00	375.53	2,124.47
Senior Citizens Affairs	3,000.00	2,500.00		2,500.00	983.63	1,516.37
Insurance	50,000.00	45,000.00		45,000.00	42,179.11	2,820.89
Public Safety:						
Division of Police:						
Salaries and Wages	300,000.00	275,000.00		275,000.00	264,154.75	10,845.25
Other Expenses	75,000.00	75,000.00		75,000.00	64,519.35	10,480.65
First Aid Organizations:						
Contributions	20,000.00	20,000.00		20,000.00	20,000.00	
Purchase of Ambulance	15,000.00					
Inspections:						
Salaries and Wages:						
Inspection of Buildings	11,550.00	11,000.00		11,000.00	11,000.00	
Inspection of Plumbing	3,500.00	3,500.00		3,500.00	3,500.00	
Environmental Protection	2,100.00	2,000.00		2,000.00	1,680.00	320.00
Other Expenses:						
Inspection of Buildings	2,000.00	2,000.00		2,000.00	1,779.24	220.76
Inspection of Plumbing	1,000.00	1,000.00		1,000.00	594.30	405.70
Inspection of Plumbing	400.00					
Civil Defense and Disaster Control						
Other Expenses	500.00	500.00		500.00		500.00
Street and Roads:						
Road Repairs and Maintenance						
Salaries and Wages	125,000.00	94,500.00		94,500.00	93,151.56	1,348.44
Other Expenses	100,000.00	77,000.00		77,000.00	54,119.08	22,880.92
Construction, Re-construction, Repair and Maintenance with State Aid by Formula						
Street Lighting	5,500.00	5,500.00		5,500.00	5,500.00	
	45,000.00	40,000.00		40,000.00	35,816.33	4,183.67
Sanitation:						
Sanitary Landfill:						
Salaries and Wages	1,000.00					
Other Expenses	1,000.00	800.00	400.00	1,200.00	1,200.00	
Health and Welfare:						
Community Services:						
Salaries and Wages:						
Director's Office	500.00	500.00		500.00	500.00	
Administ. of Health Services	4,100.00	4,000.00		4,000.00	3,977.00	23.00
Administ. of Public Assistance	1,600.00	2,400.00		2,400.00	2,183.00	217.00
Other Expenses:						
Administration of Health Services	1,000.00	1,000.00		1,000.00	374.49	625.51
Administration of Public Assistance	350.00	350.00		350.00	20.00	330.00
Aid to Hospitals		20,000.00		20,000.00	20,000.00	
Drug Abuse and Control	500.00	1,000.00		1,000.00	129.50	870.50
Services of Monmouth County Office of Social Services - Contract (R. S. 40:13.1)	5,000.00	5,000.00		5,000.00		5,000.00
Public Assistance-State Aid Agreement	500.00	2,000.00		2,000.00	2,000.00	
Dog Regulation:						
Salaries and Wages	600.00	600.00		600.00	600.00	
Other Expenses	300.00	300.00		300.00		300.00
Recreation and Education:						
Recreation and Open Space:						
Salaries and Wages:						
Director's Office	500.00	500.00		500.00	500.00	
Division of Recreation	27,000.00	20,000.00		22,500.00	19,832.85	2,667.15
Other Expenses:						
Division of Recreation	15,000.00	20,000.00		20,000.00	5,506.70	14,493.30
Division of Shade Trees	4,000.00	4,000.00		4,000.00	3,700.00	300.00
Division of Parks	3,000.00					
Site Acquisition:						
Appraisal and Survey			10,000.00	10,000.00	9,065.29	934.71
Expense of Participation in Free Public Library						
Other Expenses	1,450.00	300.00		300.00	196.46	103.54

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Summer Youth Activities Program:					
Other Expenses:					
Miscellaneous Other Expenses					
Equipment and Supplies					
Little League					
Pop Warner Football	2,500.00	2,500.00			
Rainbow League	1,500.00	1,500.00	2,500.00		2,500.00
Unclassified	750.00	750.00	1,572.00	1,572.00	
Emergency Employment Act of 1971 (Chap. 159 Resol.)			750.00	750.00	
Salaries and Wages					
Total Operations	24,800.00	22,500.00	28,151.84	27,326.16	825.68
(A) Contingent	1,204,300.00	1,091,300.00	32,650.00	1,129,601.84	183,650.37
(B) Contingent	1,000.00	1,000.00		135.99	864.01
Total Operations Including Contingent	1,205,300.00	1,092,300.00	32,650.00	1,130,601.84	184,514.38
Detail:					
Salaries and Wages					
Other Expenses (Including Contingent)	697,350.00	626,500.00			
State and Local Fiscal Assistance Act of 1972:					
Entitlement Period:					
(Jan. 1, 1972 to June 30, 1972)					
Construction of Municipal Facilities					
Entitlement Period (Jan. 1, 1972 to June 30, 1972) Total	33,061.00				
Entitlement Period:					
(July 1, 1972 to Dec. 31, 1972)					
Construction of Municipal Facilities					
Entitlement Period (July 1, 1972 to Dec. 31, 1972) Total	31,725.00				
Entitlement Period:					
(Jan. 1, 1973 to June 30, 1973)					
Construction of Municipal Facilities					
Entitlement Period (Jan. 1, 1973 to June 30, 1973) Total	32,393.00				
Entitlement Period:					
(July 1, 1973 to June 30, 1974)					
Construction of Municipal Facilities					
Entitlement Period (July 1, 1973 to June 30, 1974) Total	16,196.50				
Total Capital Improvements	16,196.50				
(D) Municipal Debt Service	113,375.50				
Payment of Bond Principal					
Interest on Bonds	50,000.00	50,000.00	50,000.00	50,000.00	
Interest on Notes	27,625.00	28,687.50	28,687.50	28,687.50	
Total Municipal Debt Service	77,625.00	88,687.50	88,687.50	78,687.50	10,000.00
(E) Deferred Charges and Statutory Expenditures - Municipal					
(1) DEFERRED CHARGES:					
Emergency Authorizations					
Special Emergency Authorizations - 5 Years (40A:4-55)	32,650.00	22,626.05	22,626.05	22,626.05	
Special Emergency Authorizations - 3 Years (40A:4-55.1)(40A:55.13)	9,000.00	9,000.00	9,000.00	9,000.00	
Overexpenditure of Appro. Res.	1,066.13	20,833.34	20,833.34	20,833.34	
PRIOR YEARS BILLS:					
Charles J. Kupper, Inc. 1970 Engineering Services Re Water Study		1,634.84	1,634.84	1,634.84	
Leon S. Avakian Inc. 1970 Engineering Services		625.00	625.00	625.00	
Barry Walk, P.E. 1970 Engineering Services		672.00	672.00	672.00	
Robert D. Sokol, C.S.R. Recording 1969 Zoning Board Meetings		200.00	200.00	200.00	
(2) STATUTORY EXPENDITURES:					
Contribution to: Public Employees' Retirement System Social Security System (O.A.S.I.)	15,500.00	8,680.00	8,680.00	8,680.00	
Total Deferred Charges and Statutory Expenditures - Municipal	40,000.00	30,000.00	30,000.00	21,639.89	8,360.11
(H) Total General Appropriations for Municipal Purposes (Items 8(A) to (G) Inclusive)	98,216.13	94,271.23	94,271.23	84,414.12	9,857.11
(L) Subtotal General Appropriations (Items (H) and (K))	1,494,516.63	1,275,258.73	32,650.00	1,313,560.57	1,109,189.08
(M) Reserve for Uncollected Taxes	1,494,516.63	1,275,258.73	32,650.00	1,313,560.57	1,109,189.08
Total General Appropriations	275,402.60	349,327.55	349,327.55	349,327.55	
Dedication by Rider - N.J.S. 40A:4-39	1,769,919.23	1,624,586.28	32,650.00	1,662,888.12	1,458,516.63

"The dedicated revenues anticipated during the year 1973 from Dog Licenses; State or Federal Aid for Maintenance of Libraries; Bequest; Escheat; Federal Grant; are hereby anticipated as revenue and are hereby appropriated for the purposes to which said revenue is dedicated by statute or other legal requirement."

**APPENDIX TO BUDGET STATEMENT
CURRENT FUND BALANCE SHEET DECEMBER 31, 1972**

ASSETS			
Cash and Investments			
Due From State of N.J. (c 20, P.L. 1971)			3,149,089.26
State Road Aid allotments Receivable			2,911.37
Receivables with Offsetting Reserves:			118,023.92
Taxes Receivable			
Tax Title Lien Receivable			229,434.84
Property ACQUIRED BY Tax Title Lien Liquidation			95,441.07
Other Receivables			45,680.1
Deferred Charges Required to be in 1973 Budget			5,274.91
Deferred Charges Required to be in Budgets Subsequent to 1973			42,716.13
Total Assets			3,706,571.50
LIABILITIES, RESERVES AND SURPLUS			
Cash Liabilities			
Reserves for Receivables			2,571,338.85
Surplus			375,830.82
Total Liabilities, Reserves and Surplus			3,706,571.50
School Tax Levy Unpaid			
Less: School Tax Deferred		1,803,542.41	
Balance Included in Above "Cash Liabilities"		60,000.00	
			1,743,542.41
971			
Surplus Balance January 1st			
CURRENT REVENUE ON A CASH BASIS:			
Current Taxes (Percentage collected: 1972 95.83%, 1971 93.86%)		394,301.83	686,391.40
Delinquent Taxes			
Other Revenue and Additions to Income		5,326,491.58	3,988,900.89
Total Funds		6,894,599.51	5,550,623.96
EXPENDITURES AND TAX REQUIREMENTS:			
Municipal Appropriations			
School Taxes (Including Local and Regional)		1,313,560.57	922,652.09
County Taxes (Including Added Tax Amounts)		3,607,084.86	3,142,723.27
Special District Taxes		830,193.50	746,553.15
Other Expenditures and Deductions from Income		167,950.00	137,615.00
Total Expenditures and Tax Requirements		5,918,948.93	5,178,948.18
Less: Expenditures to be Raised by Future Taxes		160.00	229,904.67
Total Adjusted Expenditures and Tax Requirements		5,918,788.93	5,178,948.18
Surplus Balance December 31st		32,650.00	22,626.05
Proposed Use of Current Fund Surplus in 1973 Budget			
Surplus Balance December 31, 1972		5,884,298.93	5,156,322.13
Current Surplus Anticipated in 1973 Budget		759,841.83	394,301.83
Surplus Balance Remaining			759,407.10
			559,000.00
			200,407.10

(\$526.66)

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2 -- UPON ADOPTION FOR YEAR 1973

to be Included in the Budget as Finally Adopted)

RESOLUTION

_____ of the _____ Township

do hereby certify that the budget hereinbefore set forth is hereby adopted and shall be set forth as appropriations, and authorization of the amount of _____ for the purposes and purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts (18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues

{
 Nays
 {
 {
 Abstained
 {
 Absent
 {

SUMMARY OF REVENUES

	40003-10	\$ 559,000.00
	40004-10	\$ 688,867.30
	41419-10	\$ 214,000.00
	41415-10	\$ 308,051.93
DSES (ITEM 6(a), Sheet 6)		
ISCHOOL DISTRICTS ONLY:		
	40010-10	\$ _____
	41416-10	\$ _____
Type I School Districts Only		
D BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL		
	41416-10	\$ _____
	40000-10	\$ 1,769,919.23

00113

SECTION 2 - UPON ADOPTION FOR YEAR 1973

(Only To be Included in the Budget as Finally Adopted)

RESOLUTION

Be It Resolved by the Township Council of the Township of Marlboro, County of Monmouth that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of

- (a) \$ 308,051.93 (Item 2 below) for municipal purposes and
- (b) \$ _____ (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and
- (c) \$ _____ (Item 4 below) *to be added* to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations:

RECORDED VOTE
(Insert last name)

Ayes

Nays

Abstained

Absent

SUMMARY OF REVENUES

1. GENERAL REVENUES

Surplus Anticipated	40003-10	\$ 559,000.00
Miscellaneous Revenue Anticipated	40004-10	\$ 688,867.30
Receipts from Delinquent Taxes	41419-10	\$ 214,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (ITEM 6(a), Sheet 6)	41415-10	\$ 308,051.93

3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:

Item 6, sheet 25

40010-10	\$ _____
41416-10	\$ _____

Item 6 (b), Sheet 6 (N.J.S. 40A: 4-14)

Total Amount to Be Raised by Taxation for Schools in Type I School Districts Only

\$

4. To be added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:

Item 6 (b), Sheet 6 (N.J.S. 40A: 4-14)

41416-10

\$

Total Revenues

40000-10

\$1,769,919.23

COUNCIL OF THE TOWNSHIP OF MARLBORO

REGULAR MEETING - APRIL 12, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Grossman on April 12th, 1973, at 8:10 P.M., in the Marlboro Elementary School.

Following the Salute to Our Flag, the Clerk called the roll.

ROLL CALL: Present: Councilman Kaplan (arrived 9:20 P.M.) Councilmen Klau, Vuola and Grossman.

Absent: Councilman McLaughlin

Also present were Mayor Morton Salkind, Mary Denton, Business Administrator, Herbert Bierman, Township Attorney and Rose Fialkoff, Acting Clerk.

CITIZENS VOICE:

Sidney Leveson, School Road West, suggested that Council pass an ordinance which requires any developer selling houses with basements to have mandatory guaranteed dry basements.

Council President Grossman accepted photographs from Judy McCall, Monmouth Heights, showing the condition of the Brook area in Monmouth Heights. He said that the engineer is working on a solution to this problem and it will be solved before the end of the year.

APPROVAL OF MINUTES:

A motion to approve the Minutes of February 8, 1973 was offered by Councilman Vuola, seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilman Klau, Vuola and Grossman. Absent: Councilmen Kaplan and McLaughlin.

A motion to approve the Minutes of February 22, 1973, was offered by Councilman Vuola and seconded by Councilman Klau, adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Absent: Councilmen Kaplan and McLaughlin.

SUMMARY OF APPROPRIATIONS

	30001-10	\$1,205,300.00
	30002-10	\$ 113,375.50
	30003-10	\$ 77,625.00
	30004-10	\$ 98,216.13
	32711-10	\$
	32710-10	
	30008-10	\$
	32714-10	\$ 275,402.60
if Any)	30010-10	\$
N.J.S. 40A:4-13)		
	30011-10	\$1,769,919.23

the budget finally adopted by resolution of the governing body on the _____ day of _____

each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 1973 budget previously approved by the Director of Local Government Services.

Clerk

Certified by me

This _____ day of _____, 1973.

00114

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS

(a & b) Operations Including Contingent	30001-10	\$1,205,300.00
(c) Capital Improvements	30002-10	\$ 113,375.50
(d) Municipal Debt Service	30003-10	\$ 77,625.00
(e) Deferred Charges and Statutory Expenditures – Municipal	30004-10	\$ 98,216.13
(f) Judgments	32711-10	\$
(g) Cash Deficit	32710-10	
(k) For Local District School Purposes	30008-10	\$
(m) Reserve for Uncollected Taxes (Include Other Reserves, if Any)	32714-10	\$ 275,402.60
6. SCHOOL APPROPRIATIONS – TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	30010-10	\$
Total Appropriations	30011-10	\$1,769,919.23

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the governing body on the 8th day of March, 1973. 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 1973 approved budget and all amendments thereto, if any, which have previously been approved by the Director of Local Government Services.

Clerk

Certified by me

This 8th day of March, 1973.

OPENING OF BIDS:

Council President Grossman opened the bids on the planting of trees as follows:

Peter C. Gibson, Freehold, N. J. \$11.50 per tree or \$3,450 for planting 300 shade trees.

Village Green Garden Center, Middletown, N. J.
\$10.00 - \$10.00 each tree or up to 1000 trees @ \$10.00 each.

Council President Grossman opened the one bid on gasoline and other products as follows:

Hi-test premium gasoline: Agway Petroleum Corp.
Fuel oil, 3,000 gallons. Net bid price .1735

Council President Grossman asked Mayor Salkind to begin his Administrative Report until such time as the police bring in a sample of every item that was up for bid on police uniforms.

ADMINISTRATIVE REPORT:

The Mayor proclaimed Saturday, April 28th, 1973, KEEP AMERICA BEAUTIFUL DAY and urged all citizens to support the Boy Scouts of America in their effort to clean up our town.

Mayor Salkind proclaimed the month of April to be Cancer Control Month in Marlboro Township and asked the community to support the efforts of the American Cancer Society through their contributions to the Marlboro County Unit.

Mayor Salkind proclaimed May 1st, 1973, LAW DAY, U.S.A., as a special day of celebration by the community "in appreciation of their liberties".

At the present time, our financial report shows \$3,200,000 in certificates and deposits \$150,541,000 as a total of other funds, with a total investment account of \$3,350,541.63. The rates of interest being earned are as high as 5 and 6%.

Mayor Salkind said Mr. Al Penetti is now employed part-time as Assistant Building Inspector, working under Mr. Birnbaum. Mayor Salkind appointed Mr. John Croddick, Class IV, Alternate member of the Planning Board.

The Mayor said the next phase of our recreation program has begun. We have been working trying to utilize a proposal that he first made in 1971 that the various facilities of the Board of Education be utilized for our regular recreation programs. The program will result in

00116

tennis courts, ball courts, baseball fields. This ties in with our other recreation programs.

Arthur Fried, head of the Department of Recreation & Open Space summarized the proposals the Recreation Department made to the Marlboro Township Board of Education. The Recreation Department proposed a new soft ball field at the Marlboro Elementary School, two to four wall handball court, two or three new tennis courts at Robertsville School, at Central School the creation of an ecology pond which can be used for ice skating in winter. The Board of Education will be in full management of the use of the facilities when school is in session, at all other times the programs and facilities will be under the management and supervision of the recreation committee.

Council President Grossman indicated that the first meeting in May would be very important as the Capital Budget for 1973 would be introduced.

In conclusion, Council President Grossman asked Chief Walker to show the police uniforms.

Council President Grossman opened the bids on police uniforms as follows:

Millers Stag Shop	Millers Stag Shop	Red the Tailor
Uniform pants w/stripes	29.95 ea.	29.65 ea.
Long sleeve shirts	17.50	15.95
Custom blouses	99.90	94.50
Blazers	49.95	56.75
Gray knit slacks	19.95	
Ties	2.00	1.85
Shoes	22.95	21.95
Boots	29.95	29.50
Rain boots	14.95	10.95
Rain coat	36.95	36.95
Nylon car coat	45.00	42.85
Cap with expansion strap	11.95	10.95
Holster	15.00	15.95
Belt	14.00	12.50
Shoulder strap	4.00	3.85
Shell pouch	4.00	3.75
ID Case with wallet	6.00	6.95
Name plates	4.00	2.50
Whistle and chain	4.00	4.20
Cupcake	3.00	2.95
Club holder	1.25	1.45

Council President asked the Business Administrator to compute these figures and Council went on to regular business.

The following resolution was offered by Councilman Klau:

RESOLUTION #65-73 - Limiting Streets in Marlboro

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

ORDINANCE #8-73

AN ORDINANCE LIMITING THE USE OF CERTAIN STREETS IN THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on May 10th, 1973, at 8:30 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Vuola and adopted unanimously by all those present. Absent: Councilmen Kaplan and McLaughlin. Discussion: Councilman Klau said we have tried to alleviate this problem in the rest of the town with an ordinance that states that no trucks can be parked overnight in a residential area but in this particular area it has not been enough, therefore, we introduced this particular ordinance. Mr. Bierman asked the Clerk to send a copy of this ordinance to the N. J. State Department of Transportation for their approval.

The following resolution was offered by Councilman Vuola:

RESOLUTION #66-73 - Raffle Application

BE IT RESOLVED by the Council of the Township of Marlboro that a Raffles License be issued to the Ladies Auxiliary of Robertsville Volunteer Fire Company #1, in accordance with RA:147 for off-premise raffles drawing to be held October 26, 1973 at 9:00 P.M., Robertsville Volunteer Fire House, Route 520, Englishtown, New Jersey.

Seconded by Councilman Klau and adopted unanimously by all those present. Absent: Councilmen Kaplan and McLaughlin.

**NOTICE
ORDINANCE NO. 8-73
AN ORDINANCE LIMITING THE USE
OF CERTAIN STREETS IN THE
TOWNSHIP OF MARLBORO, COUN-
TY OF MONMOUTH**

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

1. On and after the adoption of this ordinance trucks over 4 tons gross weight are hereby excluded from the following described streets or parts of streets, except for the pick-up and delivery of materials on such streets:

a. East Frances Avenue from its intersection with Route 520 to its terminus.

b. West Frances Avenue from its intersection with Route 520 to its terminus including Hamilton Avenue.

2. The Police and Road Departments of the Township of Marlboro are hereby authorized and directed to erect the standard signs authorized by State Statute.

3. Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of this Ordinance or any supplement thereto shall be liable to a penalty of not more than Fifty Dollars (\$50.00) or imprisonment for a term not exceeding 15 days or both.

4. If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 12th day of April 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:00 p.m. on the 10th day of May, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

**ROSE FIALKOFF,
ACTING CLERK,
TOWNSHIP OF MARLBORO**

April 19

00119

The following resolution was offered by Councilman
Klau:
RESOLUTION #67-73 - Raffle Application

BE IT RESOLVED by the Council of the Township of Marlboro that a Raffles License be issued the Marlboro Pop Warner Football League, Inc. in accordance with RA:148 for off-premise raffles drawing to be held June 7, 1973 at 9:00 P.M., Andiron Inn Meeting Room, Route 79, Marlboro, New Jersey.

Seconded by Councilman Vuola and adopted unanimously by all those present. Absent: Councilmen Kaplan and McLaughlin.

The following resolution was offered by Councilman Vuola:

RESOLUTION #72-73 - Advertise for Bids

BE IT RESOLVED by the Council of the Township of Marlboro that the Business Administrator be and she is hereby authorized to advertise for bids on:

UNIFORMS FOR STREETS AND ROADS

BE IT FURTHER RESOLVED that said bids shall be opened at the Regular Council Meeting of May 10, 1973.

Seconded by Councilman Klau and adopted unanimously by all those present. Absent: Councilmen Kaplan and McLaughlin.

The following resolution was offered by Councilman Klau:

RESOLUTION #68-73 - Award Bids - Tree Planting

BE IT RESOLVED that:

1. The Village Garden Center be and they are determined to be the lowest bidder covering the following work, labor and/or materials:

PLANTING OF SHADE TREES

2. That contract covering said work, labor and/or materials in accordance with said plans, specifications, advertisements, bids and contract documents now on file with the Township Business Administrator be and the same is hereby awarded to The Village Garden Center on their low bid of \$10.00 per tree.

5.

4/12/73

00120

3. That the proper township officials be and they are hereby authorized to execute any and all instruments necessary to effectuate and consummate this transaction.

Seconded by Councilman Vuola and adopted unanimously by all those present. Absent: Councilmen Kaplan and McLaughlin.

The following resolution was offered by Councilman Vuola:

RESOLUTION #73-73 - Triangle Farms - Preliminary

WHEREAS, the following described plat has been heretofore submitted to the Township Planning Board and has been approved by said Body as will more fully appear by Resolution hereunto annexed; and

WHEREAS, application has now been made to the Township Council of the Township of Marlboro to grant preliminary approval of said major subdivision;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That Plat entitled TRIANGLE FARMS situated in Marlboro Township, Monmouth County, New Jersey, dated April 5, 1973 attached hereto and made a part hereof be and the same is hereby approved, subject to the terms and conditions set forth in the Resolution of the Planning Board of the Township of Marlboro.
2. Nothing herein contained shall be construed in any wise as an approval or acceptance of any utilities, streets, roads, avenues or other thoroughfares shown thereon without further formal action of the Township Council.
3. The Mayor and Township Clerk shall withhold signing their approval on the said plat, unless and until the requirements referred to in the Resolution of the Planning Board attached hereto, and any further condition expressed herein has been met or provided for as required by the said Resolution.

Seconded by Councilman Klau and adopted unanimously by all those present. Absent: Councilmen Kaplan and McLaughlin.

The following resolution was offered by Councilman Klau:

RESOLUTION #74-73 - Cancel Second Meeting in April

WHEREAS, the Second Regular Council Meeting of April falls on the Easter holidays;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the Second Regular Meeting of the Council shall be cancelled.

00121

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present. Absent: Councilmen Kaplan and McLaughlin.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #75-73 - Split Sessions

WHEREAS, the Board of Education of the Township of Marlboro is constructing a school at the Robertsville site which school is scheduled to be completed on or before September, 1973; and

WHEREAS, there is some concern among the Council of the Township of Marlboro that said school will not be completed by September 1, 1973; and

WHEREAS, the Council of the Township of Marlboro has previously gone on record as opposing any type of split-session for any grade in the Marlboro Township schools; and

WHEREAS, split-sessions can be avoided if adequate space without or within the Township of Marlboro to use as classrooms for the period between the opening of school for the 1973-74 session and the opening of the new Robertsville School can be found;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the Mayor and Council are willing to use all the resources at their disposal to help the Board of Education and its administrative officials find suitable space to avoid split-sessions.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Dr. C. Webber, President of the Board of Education, all Members of the Board of Education and Jack Dugan, Business Administrator.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present. Absent: Councilman McLaughlin.

The following resolution was offered by Councilman Vuola:

RESOLUTION #76-73 - Advertise for Bids, School Rd. West

BE IT RESOLVED by the Council of the Township of Marlboro that the Business Administrator be and she is hereby authorized to advertise for bids on:

SCHOOL ROAD WEST

00122

BE IT FURTHER RESOLVED that said bids shall be opened at the Regular Council Meeting of May 10, 1973.

Seconded by Councilman Kaplan and adopted unanimously on a roll call vote of those present. Absent: Councilman McLaughlin. Discussion: Mayor Salkind explained that we are just talking about the area east of Stockton or Collingwood, from there to Route 79. This was originally authorized in 1971 by a resolution that is still outstanding. Mr. Birnbaum went to the State and found out that the State rejected the specifications. At present the Township Attorney is engaged in land acquisition of that area. There is survey work that is still being done, there is adjustments by the Township Engineer. When the work is completed we will be able to take bids and then the contract will be awarded for the widening of School Road West.

The following resolution was offered by Council President Grossman:

RESOLUTION #77-73 - Agreement with Mickey Seaman

BE IT RESOLVED that the Mayor and Township Clerk are authorized and directed to make and execute a contract with Michael Seaman, Stonehill Road, Freehold Township, to provide services as a Dog Warden in the Township of Marlboro until December 31, 1973 and until his successor is appointed.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Grossman. Nays: Councilman Vuola. Absent: Councilman McLaughlin. Discussion: Mayor Salkind said that according to the police our biggest single problem in the township is the dog problem.

The following resolution was offered by Councilman Klau:

RESOLUTION #79-73- Agreement with Cavanaugh

BE IT RESOLVED that the Mayor and Township Clerk are authorized and directed to make and execute a contract with Cavanaugh's Exterminators, Freehold, New Jersey for rodent control services until December 31, 1973 at an amount not to exceed \$2,000.00.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present. Absent: Councilman McLaughlin.

The following resolution was offered by Council President Grossman:

RESOLUTION #78-73 - MCOSS Contract

BE IT RESOLVED that the Mayor and Township Clerk are authorized and directed to make and execute a contract with the MCOSS Family Health & Nursing Service for Public Health Services until December 31, 1973.

Seconded by Councilman Kaplan and adopted unanimously on a roll call vote of those present. Absent: Councilman McLaughlin. Discussion: Council President Grossman explained that the MCOSS contract will provide assistance to those in the township who cannot afford maternal and child health care.

PUBLIC SESSION:

Mrs. Judy McCall, Monmouth Heights, informed Council of the problem existing behind River Road in the Levitt Development. The pictures of the Brook previously accepted by Council President Grossman were self-explanatory, but the Mayor did explain that if we don't have money left after planting the shade trees in Monmouth Heights to correct this situation a special program headed by the Deputy Mayor will be introduced to solve this problem.

Public Session ended at 9:55 P.M. Meeting adjourned 10:00 P.M.

Minutes Approved: July 12, 1973

Rose Fialkoff
Rose Fialkoff, Acting
Clerk

Lawrence Grossman, Council
President

April 3, 1973

<u>Vendor</u>	<u>Amount</u>
A & A Coffee Service	48.00
Andersen Graphics, Inc.	205.00
Asbury Park Press, Inc.	720.10
Atlantic Abstract Co.	100.00
Central Jersey Bank & Trust Co.	173.17
Colonial News	44.95
The Daily Register	90.75
Donlins T.V. & Appliance Store	87.60
Freehold Transcript	234.65
J S Office Services	255.20
Linnett & Co.	613.92
Mat-Key Press Inc.	110.90
Middlesex County Publishing Co. (News Tribune)	9.60
Modern Print Service	52.75
Municipal Clerk's Association of N.J.	40.00
New Jersey Bell Telephone Co.	856.80
New Jersey Natural Gas Co.	366.17
Al Storer Trucking	90.00
West Publishing Co.	100.00
Xerox Corporation	878.17
Louis J. Gartz, R.M.A.	2125.00
Municipal Record Service, Inc.	42.50
Monmouth & Ocean Co. Tax Collector's & Treasurer's Assoc. of N.J.	25.00

<u>Vendor</u>	<u>Amount</u>
Edward Usher Co.	78.83
Weltco	41.25
Miss Janice M. Beresford, C.S.R.	28.75
Herbert B. Bierman	2315.75
Magnetic Dictation, Inc.	40.50
Usher Publishing Company, Inc.	227.15
David Birnbaum	14.54
Schoor Engineering, Inc.	3105.10
Battleground Maintenance Supply Co.	72.40
Nicholas De Palma	400.00
Frank C. Gibson, Inc.	82.35
Jersey Central Power & Light Co.	7183.02
Marlboro Waxing Service	87.00
Matawan Lumber Co.	68.10
Bill McCrea	96.00
Morganville First Aid Squad	400.00
Pergament	5.95
Robbins Electric, Inc.	13.54
Sprague's Oil Service, Inc.	1931.79
Alfred L. Storer	175.00
Village Water Co.	47.00
Edward L. Fleischer, Esquire	705.00
The Transcript	6.00
Joseph H. Gibson, Esquire	906.87
Plant Location Magazine	570.00

00126

<u>Vendor</u>	<u>Amount</u>
Miller, Foley & Kurtz	10848.00
Amboy Generator Service, Inc.	131.20
Cameron Robertson Co. Inc.	4.16
Carves and Son	14.00
D.I. Sporting Goods	354.00
Raymond La Salle	14.40
Marlboro Dry Cleaners, Inc.	297.60
Mattys Auto Parts Inc.	387.23
Joseph A. Mazzeo	132.33
Mullaney Tire Co.	550.98
Radio Communications Co.	84.75
V.E. Ralph & Son Inc.	6.00
Division of State Police	16.00
Tom's Ford Inc.	80.56
Marlboro First Aid & Rescue Squad, Inc.	10,000.00
The Morganville First Aid Squad	10,000.00
Bell Magnets Service	56.40
General GMC Sales, Inc.	2.41
Hartley Supply Co.	116.85
Manzo Contracting Co. Inc.	1248.43
Mechanic's Uniform Rental Inc.	403.95
Millhurst Mills, Inc.	4.40
North Jersey Equipment Co.	85.55
L.D. Seely Co.	97.85
Trap Rock Industries Inc.	307.13
Bob's Sports Shop	69.00

Vendor

Amount

Mrs. Florence Voorhees

12.59

TOTAL

\$ 61197.89



Martin Rotheim
Director of Finance

LAW DAY PROCLAMATION

On the occasion of the 16th annual nationwide observance of Law Day U.S.A., on May 1, it is fitting that the citizens of this city reflect on the meaning and value of our Law and Courts to a democratic society.

The Congress of the United States and the President, by proclamation, have set aside May first, Tuesday, as a special day of celebration by the American people "in appreciation of their liberties".

Our country has prospered for nearly 200 years with constantly expanding liberty because our common law tradition provides for gradual, orderly and peaceful change in our institutions.

It is to the courts that the individual citizen goes to seek redress and secure justice, not as a matter of privilege but as a matter of right.

Our courts were created and exist, not only to determine according to law disputes between individuals, but also to determine according to law disagreements between the individual and his government.

The observance of Law Day is fitting because it underscores the continuing role of the law and the courts in achieving equitable solutions to on-going problems, including racism, poverty, environmental pollution, consumer rights and many other issues of public concern and import.

00129

PROCLAMATION

WHEREAS, the American Cancer Society, a voluntary health organization, has dedicated itself to conquering cancer through effective programs of research, education and service; and

WHEREAS, the New Jersey Division of the American Cancer Society, through volunteers of the Marlboro County Unit, carries on a year-round effort to alert the public to cancer's warning signals, to urge regular health checkups, to aid cancer victims, and to support cancer research; and

WHEREAS, in 1973 in New Jersey alone an estimated 13,900 men, women and children will die of cancer and 26,000 new cases will be diagnosed; and

WHEREAS, the support of all New Jersey residents is vital to the success of the Society's efforts and to the cause of saving lives, NOW THEREFORE,

BE IT RESOLVED, that I, Mayor of Marlboro do declare the month of April to be Cancer Control Month in Marlboro Township of Monmouth County, New Jersey, and appeal to the residents of this community to support the efforts of the American Cancer Society through contributions to the Marlboro County Unit.

00130

MORTON SALKIND
MAYOR OF THE TOWNSHIP
OF MARLBORO

PROCLAMATION

KEEP AMERICA BEAUTIFUL DAY

Saturday, April 28, 1973

WHEREAS, The Boy Scouts of America through the Monmouth Council have been in the forefront of conservation efforts since their inception and have long worked with Keep America Beautiful, Inc., to clean up and beautify America; and

WHEREAS, These organizations seek to stimulate other individuals and organizations to participate in this effort with special emphasis on separation and recycling of materials that can be reprocessed and thereby conserve natural resources, and

WHEREAS, Litter adversely affects health, safety, and the natural beauty of the surrounding area; and

WHEREAS, Maximum participation by all the residents of Marlboro Township is essential to make the effort truly effective;

NOW THEREFORE, I Morton Salkind, Mayor of Marlboro do hereby proclaim Saturday April 28, 1973, as Keep America Beautiful Day and urge all citizens to participate and support this important effort to clean up and beautify our Township.

MORTON SALKIND
MAYOR OF THE TOWNSHIP
OF MARLBORO

00131

It is good to be reminded each year that the Law
can be relevant and progressive.

NOW, THEREFORE, I Morton Salkind, Mayor of Marlboro
Township, do hereby join in proclaiming Tuesday, May 1, 1973,
as Law Day U.S.A. in this community and urge all citizens,
organizations and schools to give appropriate recognition to
this special day.

Dated at the Township of _____, this _____ day
of _____ 1973.

MORTON SALKIND
MAYOR OF THE TOWNSHIP
OF MARLBORO

00132

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

MAY 10, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Grossman on May 10th, 1973, at 8:20 P.M., in the Marlboro Elementary School.

Following the Salute to our Flag, the Acting Clerk called the roll.

ROLL CALL: Present: Councilmen Kaplan, Klau, McLaughlin, Vuola and Grossman

Absent: None

Also present were Mayor Morton Salkind, Mary Denton, Business Administrator, Herbert Bierman, Township Attorney and Rose Fialkoff, Acting Clerk.

CITIZENS VOICE:

Since no one wished to be heard the Citizen's Voice period was closed at 8:25 P.M.

PUBLIC HEARING: Ordinance #8-73 - Light Traffic on Certain Sts. in Marlboro

Council President Grossman explained that no action can be taken on this ordinance as we received a letter from the State of New Jersey, Department of Transportation asking that we await their field investigation of the streets involved.

The following resolution wss offered by Councilman Klau:

RESOLUTION #80-73 - Limit Traffic

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

ORDINANCE #8-73

AN ORDINANCE LIMITING THE USE OF CERTAIN STREETS IN THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH

be postponed until the State of New Jersey, Department of Transportation reviews and makes a field investigation in connection therewith.

NOTICE
ORDINANCE NO. 8-73
AN ORDINANCE LIMITING THE USE
OF CERTAIN STREETS IN THE
TOWNSHIP OF MARLBORO, COUNTY
OF MONMOUTH

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

1. On and after the adoption of this ordinance trucks over 4 tons gross weight are hereby excluded from the following described streets or parts of streets, except for the pick-up and delivery of materials on such streets:

~~a. East Frances Avenue from its intersection with Route 520 to its terminus.~~

~~b. West Frances Avenue from its intersection with Route 520 to its terminus including Hamilton Avenue.~~

2. The Police and Road Departments of the Township of Marlboro are hereby authorized and directed to erect the standard signs authorized by State Statute.

3. Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of this Ordinance or any supplement thereto shall be liable to a penalty of not more than Fifty Dollars (\$50.00) or imprisonment for a term not exceeding 15 days or both.

4. If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 12th day of April 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:00 p.m. on the 10th day of May, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF,
ACTING CLERK,
TOWNSHIP OF MARLBORO

April 19

- a. East Frances Ave. for its entire length.
- b. Hamilton Ave. for its entire length.

Seconded by Councilman Kaplan and adopted unanimously on a roll call vote. Discussion: Mr. Bierman said the length of time that the State usually takes to review an ordinance such as this, is between two to three months. Council President Grossman said when approved by the State, this ordinance will take effect immediately and be adopted as an emergency.

ADMINISTRATIVE REPORT:

Mayor Salkind announced the resignation of Martin Rotheim, Director of Finance. Mr. Rotheim is leaving to serve as Treasurer of the Mayors campaign for the State Assembly in District 11. Mr. Arthur Goldzweig will be appointed to the position of the Director of the Department of Finance for the township. Mr. Goldzweig is a graduate accountant and tax attorney. Mr. Goldzweig will resign as the head of the Department of Economic Development to assume his new responsibilities.

Mayor Salkind said he was very distressed with road conditions on Canadian Woods Road during the last heavy rainfall. He said there would be major street flooding every time there is a heavy rain. He recommended that Council create a special committee designed to study storm drainage control. Council President Grossman complimented the police department on the work they did during the rain storm.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #81-73 - Appointment of Director of Finance

BE IT AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the Mayor's appointment of Arthur Goldzweig, as Director of Finance receives its advice and consent and that the said Arthur Goldzweig, shall be paid at the rate of salary as is stated in the existing Salary Ordinance of the Township of Marlboro.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #82-73 - 1973 Mun. Aid Schedule for Road Work

(Attached hereto and made a part of these minutes.)

4 copies
2 keep

RESOLUTION #82-73

Clark

Form SA, 82-2/73

New Jersey Department of Transportation

APPLICATION AND AGREEMENT FOR STATE AID ROAD SYSTEM ACT OF 1967 GRANT-IN-AID (PHASE III)

_____ 1973 _____ No. _____
Insert Year By State

WHEREAS, Under Revised Statutes Title 27-13A-1 et seq., the Commissioner of Transportation is authorized to establish a State Aid Road System and allocate funds appropriated and made available to the Department of Transportation to the several counties and municipalities for the construction, reconstruction or improvement of county and municipal roads designated as State Aid Roads included in the State Aid Road System.

WHEREAS, an application or applications have been made to the Commissioner of Transportation for a Grant-in-Aid under the provision of said Act in the total sum of \$ 65,550.00 and said application or applications have been approved in the total sum of \$ 6,500.00 State's share for Phase ~~XX~~ III, or ~~XXX~~ of that section (Cross out Phase not applicable) of road known as Hwy 520, (Robertsville Rd.) from 500' E. of Rt. 9 to 2800' E. of Rt. 9 & from 1800' W. of Wyncrest to _____ in the Municipality of Marlboro County of Monmouth 1500' E. of Wyncrest State of New Jersey for a distance of 1 miles.

WHEREAS, the Commissioner of Transportation has established a procedure of allocating State Aid Road System Funds by the following four phases of project development.

- Phase I - Application Processing
- Phase II - Preliminary Engineering & Feasibility Study
- Phase III - Design and Right of Way Acquisition
- Phase IV - Construction

AGREEMENT

THIS AGREEMENT, made this 10th day of May nineteen hundred and seventy three by and between the Township of Marlboro (County and Municipality) and the STATE of New Jersey acting through its Commissioner of Transportation hereinafter called the "STATE".

WHEREAS, the total cost of Design is estimated at \$ 30,000.00, the total cost of Right-of-Way Acquisition is estimated at \$ 50,000.00 and the total cost of the improvement is estimated at \$ 87,400.00.

WHEREAS, the STATE has approved a Grant-in-Aid from funds provided for the purpose of the Act and any amendments thereof, the sum of \$ 6,500.00 for the completion of Phase III, Design and Right-of-Way Acquisition herein described.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties hereto covenant and agree with each other as follows:

FIRST: The Township of Marlboro _____ agrees
(County or Municipality)

- a. To provide for financing the cost of the work provided for in this Agreement.
- b. To complete the work within the mutually agreed upon completion date of July 31, 1975.
- c. To release the State Aid funds allotted to the project if unable to utilize the funds or if the work is not completed within the specified time limit provided in this Agreement.
- d. That all unused balances of State Aid remaining after the completion of the work shall be cancelled and returned to the fund for reallocation.
- e. That the work to be performed under this Agreement shall include but not be limited to the following:
 1. Prepare preliminary plans, layout sketches, typical cross section, pavement design for review and approval of the State prior to the preparation of the final contract drawings.
 2. Prepare contract drawings and supplementary specifications.
 3. Provide for the acquisition of all necessary right-of-way, easements, slope rights and permits as required by governmental agencies.
 4. That the project conform to the design criteria of the American Association of State Highway Officials as outlined under publication, "A Policy on Geometric Design of Rural Highways" and "A Policy on Arterial Highways in Urban Areas".
 5. Bridge and structures shall conform to the design criteria of the current American Association of State Highway Officials' Standard Specifications for Highway Bridges and the provisions of the New Jersey Department of Transportation.
 6. That the current New Jersey State Department of Transportation Standard Specifications for Road and Bridge Construction shall govern the project.
- f. To provide for all work to be performed by the Contract Method unless otherwise approved by the State.
- g. That all contracts include a provision for the payment of liquidated damages as provided by Article 1.7.7 of the current New Jersey Department of Transportation Standard Specifications.
- h. To engage a Professional Engineer registered in the State of New Jersey in accordance with the State's policy as it pertains to the selection of an engineer for services performed on projects financed with State Aid funds.
- i. That the State's share in the cost of engineering services shall be limited to the established schedule of State Participation in Cost of Engineering Fees for work performed with State Aid Funds.
- j. To provide all maps, reports, detailed plans and supplementary specifications and contract documents as may be required by the State.
- k. That after approval of the plans and specifications by the State, the project shall be advertised by public notice, published for at least three weeks before bids shall be received, at least once a week in each of two newspapers published in the County where the proposed improvement is located, with all bids to be submitted at the same time. The advertisement shall give a brief description of the work and materials required, specify where plans and specifications can be seen or had, the hour, date and place where sealed proposals will be received and publicly opened and read.

00137

- l. That the contract shall be awarded, subject to approval of the State, to the lowest responsible bidder within 30 days after receipt of bids or all bids shall be rejected and the project shall be readvertised as provided in sub-section.
- m. To defend, indemnify and save the State harmless from all claims by others including claims filed with the Joint Committee on Claims in the Legislature, arising out of this project.
- n. To provide for the contractor to furnish a one-year guarantee bond on the work completed in amount not less than 5% of final contract price.
- o. To submit a statement of the detailed cost of the work performed on voucher certificates furnished by the State for acceptance and approval of the completed work.
- p. To provide a certification by the Marlboro auditor that the project's records (County or Municipal) have been examined and all claims for reimbursement are supported by valid documentation.
- q. To receive bids and award a contract for the construction of the project within 12 months after project plans and specifications have been approved by the State.
- r. That in the event that the project is not committed to contract within 12 months after the date of the approval of the plans and specifications by the State, the County or Municipality shall voluntarily repay the State the sums of State Aid paid to the County or Municipality as the State's share in the cost of engineering services and the State's share in the cost of acquiring right-of-way and voluntarily release all State Aid Road System Funds allocated to the project for reallocation in such a manner as the State shall determine.
- s. To file with the State at least 90 days prior to the established time of completion a formal request substantiating the need of extending the date of completion.

SECOND: The State agrees

- a. That the payment of the State Grant-in-Aid shall be made on a reimbursement basis after approval of the plans and specifications and the acceptance of other work performed in accordance with this Agreement.
- b. That participation in the cost of county project shall not exceed 50% of the cost of the completed work and 75% in the case of municipalities.
- c. To consider favorably reimbursement for cost of engineering services in accordance with established State policies.
- d. To participate in the cost of additional right-of-way acquired within the prescribed width and in accordance with procedures approved by the State.
- e. To allocate State funds for the Construction Phase (Phase IV) of the project's development on the basis of the detailed Engineer's Estimate of Cost at the time the construction plans and specifications are approved by the State.
- f. To carefully evaluate requests for extending the established completion date. Approval may be granted at the discretion of the State.

00138

IN WITNESS WHEREOF, each of the parties hereto has caused this instrument to be signed by its proper officers and the county/municipality has caused its corporate seal to be hereunto affixed the day and the year first above written.

FOR THE COUNTY BOARD OF CHOSEN FREEHOLDERS OR THE MUNICIPALITY

ATTEST

Rose Liskoff
(Clerk)

Samuel S. Gross
(Director or Presiding Officer)
Council President

FOR THE DEPARTMENT OF TRANSPORTATION

Approved as to funds _____

(Director, Division of Fiscal Management)

Approved _____

(Chief Engineer, Transp. Oper. & Local Aid)

It is hereby certified that the foregoing allocation of funds and agreement were approved by the Commissioner of Transportation on _____

(Secretary, Department of Transportation)

RECEIVED
DIVISION OF LOCAL GOVERNMENT AFFAIRS
MAY 14 1973
TRANSPORTATION DEPARTMENT
DISTRICT III - FREEHOLD

00139

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

Arthur Fried, Department Head of the Department of Recreation and Open Space gave a brief report on gypsy moths. He said a spraying program by the County and State will start immediately. The township will spray in areas that will not conflict with the County's efforts.

The following resolution was offered by Council President Grossman:

RESOLUTION # 83-73 - Capital Budget

(attached hereto and made a part of these minutes.)

Mayor Salkind explained the budget in detail to the audience. The 1973 capital budget made provisions for a new library, swimming pool, township hall and police headquarters. The Mayor said that the federal revenue sharing funds will be added to the capital budget which will off-set the cost of all improvements. He said that the ratables already approved and the proposed ratables will provide over twenty five million dollars for the township. The Mayor felt our taxes could be reduced in 1974 to \$4.01 (per \$100 of assessed valuation) even though we are making all these improvements.

Council President Grossman said construction on the library is scheduled to begin in August. \$210,000 is allotted for this year. \$500,000 is set for next year for the new municipal building which will be located on Wyncrest Road and Route 520. The municipal swimming pool is scheduled for completion next summer. The pool will be built between Routes 520 and 18 at Gordon's Corner Road. Councilman Klau said that the membership fees are expected to pay for the facility at no cost to taxpayers.

Mayor Salkind stated that the budget provides \$220,000 this year for paving Ryan Road, Silvers Road and Roosevelt Avenue. Next year improvements will be made on Route 520 ("S" Curve).

The Mayor stated that \$140,000 has been set aside for improved recreational facilities at Central School, Marlboro Elementary and Robertsville Schools. We will have more baseball fields, tennis and basketball courts. \$175,000 is set aside this year for acquiring land for parks. One is in Morganville, another west of Rt. 79 near Tennent Road. A third recreation site is proposed at Lloyd and Nolan Roads. A 30 acre park is planned near Wyncrest and Robertsville Roads. Council President Grossman said all sites should be acquired by July and construction should begin this summer.

00140

TOWNSHIP OF MARLBORO

RESOLUTION #85-73

Mr. *L. Grossman* offered the following resolution and moved its adoption, seconded by Mr. *H. Klaw*

WHEREAS, a requirement of the State of New Jersey Division of Local Finance states that a Capital Budget for each municipality be adopted annually; and

WHEREAS, the Township Auditor, Louis J. Gartz, after meetings and discussions with the Mayor and Business Administrator, has prepared the 1973 Capital Budget for the Township of Marlboro;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that the said Capital Budget for 1973 be adopted.

BE IT FURTHER RESOLVED by the Township Council of the Township of Marlboro that the Township Clerk be and is hereby authorized to forward a copy of the within Resolution, certified to be a true copy, to the following:

- a. Director of Local Finance, Department of Community Affairs, Post Office Box 1959, Trenton, New Jersey
- b. Monmouth County Planning Board

00141

TOWNSHIP OF MARLBORO

RESOLUTION #85-73

Mr. *L. Grossman* offered the following resolution and moved its adoption, seconded by Mr. *H. Klaw*

WHEREAS, a requirement of the State of New Jersey Division of Local Finance states that a Capital Budget for each municipality be adopted annually; and

WHEREAS, the Township Auditor, Louis J. Gartz, after meetings and discussions with the Mayor and Business Administrator, has prepared the 1973 Capital Budget for the Township of Marlboro;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that the said Capital Budget for 1973 be adopted.

BE IT FURTHER RESOLVED by the Township Council of the Township of Marlboro that the Township Clerk be and is hereby authorized to forward a copy of the within Resolution, certified to be a true copy, to the following:

- a. Director of Local Finance, Department of Community Affairs, Post Office Box 1959, Trenton, New Jersey
- b. Monmouth County Planning Board

Vote:

AYES: *R. Kaplan, H. Klaw, R. Kusler, L. Grossman*

NAYS: *0*

ABSENT: *J. McLaughlin*

DATED: *May 10, 1973*

I, Rose Fialkoff, Township Clerk of the Township of Marlboro, County of Monmouth and State of New Jersey do hereby certify the foregoing to be a true copy of a Resolution adopted by the Township Council of the Township of Marlboro at a meeting had by said Township Council held on *5/10/* 1973 and that said Resolution was adopted by not less than two-thirds of the members of the Township Council of the Township of Marlboro.

Rose Fialkoff

Rose Fialkoff, Township Clerk

(CB-01)

Capital Budget

3

Summary of Financing - 197X

I. Budget Appropriations

Line Item

\$Amount

Sub-Total

None

II. Grants-In-Aid

Project

Grantor

\$Amount

Reconst. of Ryan Road and
other various roads

State of N.J. Dept. of
Transportation

\$ 60,000.00

Construction of Municipal
Facilities

Federal Government,
Revenue Sharing Funds

113,375.00

Sub-Total

\$ 173,375.00

III. Bond Authorizations

Municipal

\$Amount

Reconst. of Ryan Road and other various roads

\$ 133,000.00

Site development

418,000.00

Acquisition of land for park sites

166,000.00

Construction of Municipal Facilities

96,625.00

00142

(CB-01)

Capital Budget

Summary of Financing - 1971 ³

I. Budget Appropriations

<u>Line Item</u>	<u>\$Amount</u>
------------------	-----------------

Sub-Total	None
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II. Grants-In-Aid

<u>Project</u>	<u>Grantor</u>	<u>\$Amount</u>
Reconst. of Ryan Road and other various roads	State of N.J. Dept. of Transportation	\$ 60,000.00
Construction of Municipal Facilities	Federal Government, Revenue Sharing Funds	<u>113,375.00</u>

Sub-Total	\$ 173,375.00
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III. Bond Authorizations

<u>Municipal</u>	<u>\$Amount</u>
Reconst. of Ryan Road and other various roads	\$ 133,000.00
Site development	418,000.00
Acquisition of land for park sites	166,000.00
Construction of Municipal Facilities	96,625.00

Utility

Schools

Sub-Total	\$ 813,625.00
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<u>Grand Total for 1971</u> ³	<u>\$ 987,000.00</u>
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Capital Budget 3
Debt Incurring Capacity - 197X

1.	Equalized Valuation Basis*		\$ <u>107,448,354.66</u>
2.	3½% (2% -if-County) Debt Limit		<u>3,760,692.42</u>
3.	Debt Issued and Authorized (as of 12-31-7 <u>X</u> 2)	\$ <u>1,331,300.00</u>	
4.	Excess School Borrowing (Line 15)	<u>1,767,349.36</u>	
5.	Less: Debt to be Retired in 197X ³	<u>50,000.00</u>	
6.	Plus: Debt to be Authorized in 197X ³	<u>813,625.00</u>	
7.	Total Charges to Borrowing Margin (Line 3, + Line 4, Less Line 5, + Line 6)		<u>3,862,274.36</u>
8.	Unencumbered Borrowing Margin (Line 2 Minus Line 7)		\$(<u>101,581.94</u>)

	<u>School</u>		
9.	<u>3</u> % of Equalized Valuation	Regional High School District Local Elementary District	\$ <u>3,223,450.64</u>
10.	Debt Issued and Authorized (as of 12-31-7 <u>X</u> 2)	\$ <u>3,585,800.00</u>	
11.	Less: Debt to be Retired in 197X ³	<u>195,000.00</u>	
12.	Plus: Debt to be Authorized in 197X ³	<u>1,600,000.00</u>	
13.	Total Charges to Borrowing Margin (Line 10, Minus Line 11, Plus Line 12)**		<u>4,990,800.00</u>
14.	Unencumbered School Borrowing Margin (if Line 9 Exceeds Line 13)		<u> </u>
15.	Excess School Borrowing (if Line 13 Exceeds Line 9)		<u>1,767,349.36</u>

* Computation of Equalized Valuation Basis:

	70		
	19 <u>X</u> 8	Equalized Valuation	<u>90,514,760.00</u>
	71	19 <u>X</u> 9	<u>107,525,285.00</u>
	2	197 <u>X</u>	<u>124,305,019.00</u>
		Total for 3 Years	<u>322,345,064.00</u>
		Equalized Valuation Basis	<u>107,448,354.66</u>

**If school district is Regional, Line 13 will always be \$-0-.

Capital Budget

Projects Undertaken Prior to Budget

00144

(1) Project Number	(2) Project	(3) Year Authorized
1	Acquisition of land and const. of various road improv. Acquisition of land and const. of various road improv.	1970
2		1971

Capital Budget

Projects Undertaken Prior to Budget Year but not completed

(1) Project Number	(2) Project	(3) Year Authorized	(4) Original Cost Estimate	(5) Current Cost Estimate	(6) Estimated Completion Date
1	Acquisition of land and const. of various road improv.	1970	745,000.00	745,000.00	July, 1973
2	Acquisition of land and const. of various road improv.	1971	490,000.00	490,000.00	Sept., 1973

Capital Budget

Projects Scheduled for Budget Year

00145

(1) Item No.	(2) Department	(3) Project	(4) Project Number	(5) Total Cost	(6) Budget Appropriation	Cap I
1	Road	Reconst. of Ryan Road and other various roads	1	200,000.00		
2	Recreation	Site development Town owned properties Local school owned properties	2	300,000.00		
3	Recreation	Acquisition of land for park sites	3	175,000.00		
4	Admin.	Construction of Municipal Facilities	4	210,000.00		
		Totals		<u>1,025,000.00</u>		

Capital Budget

3
Projects Scheduled for (Budget Year 197X)

(1) Item No.	(2) Department	(3) Project	(4) Project Number	(5) Total Cost	(6) Budget Appropriation	METHOD OF FINANCING				
						(7) Capital Improve- ment Fund	(8) Grant in Aid	(9) Capital Surplus	(10) General Bonds	(11) Other Bonds
1	Road	Reconst. of Ryan Road and other various roads	1	200,000.00		7,000.00	St. Road Aid 60,000.00		133,000.00	
2	Recreation	Site development Town owned properties Local school owned properties	2	300,000.00		15,000.00			285,000.00	
				140,000.00		7,000.00			133,000.00	
3	Recreation	Acquisition of land for park sites	3	175,000.00		9,000.00			166,000.00	
4	Admin.	Construction of Municipal Facilities	4	210,000.00			Rev. Sharing 113,375.00		96,625.00	
		Totals		<u>1,025,000.00</u>		<u>38,000.00</u>	<u>173,375.00</u>		<u>813,625.00</u>	

(CB-05)

Capital Budget

Projects Scheduled for Budget Year

(1) Item No.	(2) Department	(3) Project	(4) Project No.	(5) Total Estimated Cost	(6) 197X3	(7) 197X
1	Road	Reconst. of Ryan Road and other various roads	1	300,000.00	200,000.00	100,
2	Recreation	Site development Township owned properties School owned properties	2	500,000.00 140,000.00	300,000.00 140,000.00	200,
3	Recreation	Acquisition of land for park sites	3	175,000.00	175,000.00	
4	Admin.	Const. of Municipal Facilities	4	710,000.00	210,000.00	500,
5	Road	Reconst. of Route 520	5	1,000,000.00		1,000,
6	Utility	Const. of a recreation facility	6	500,000.00		500,
Totals				3,325,000.00	1,025,000.00	2,300,

00146

Capital Budget

3 8

Projects Scheduled for Budget Year +5 (197X-1976)

(1) Item No.	(2) Department	(3) Project	(4) Project No.	(5) Total Estimated Cost	(6) 197X3	(7) 197X4	(8) 197X5	(9) 197X6	(10) 197X7	(11) 197X8
1	Road	Reconst. of Ryan Road and other various roads	1	300,000.00	200,000.00	100,000.00				
2	Recreation	Site development Township owned properties School owned properties	2	500,000.00 140,000.00	300,000.00 140,000.00	200,000.00				
3	Recreation	Acquisition of land for park sites	3	175,000.00	175,000.00					
4	Admin.	Const. of Municipal Facilities	4	710,000.00	210,000.00	500,000.00				
5	Road	Reconst. of Route 520	5	1,000,000.00		1,000,000.00				
6	Utility	Const. of a recreation facility	6	500,000.00		500,000.00				
Totals				<u>3,325,000.00</u>	<u>1,025,000.00</u>	<u>2,300,000.00</u>				

(CB-06)

Capital Budget

Methods of Financing

Projects Scheduled for Budget Year +5

(1) Item No.	(2) Project	(3) Total Estimated Cost	Budget Appropriations		(6) Capital Improvement Fund
			(4) 197X3 Budgetary Appropriation	(5) 197X-197K8 Appropriation	
1	Reconst. of Ryan Road and various other roads	300,000.00			12,000.00
2	Site development Town owned properties School owned properties	500,000.00 140,000.00			25,000.00 7,000.00
3	Acquisition of land for park sites	175,000.00			9,000.00
4	Const. of Municipal Facilities	710,000.00			
5	Reconst. of Route 520	1,000,000.00			50,000.00
6	Const. of a recreation facility	500,000.00			25,000.00
Totals		<u>3,325,000.00</u>			<u>128,000.00</u>

00147

(CB-06)

Capital BudgetMethods of Financing

3 8

Projects Scheduled for Budget Year +5 (197X-197X)

(1) Item No.	(2) Project	(3) Total Estimated Cost	Budget Appropriations		(6) Capital Improvement Fund	(7) Capital Sur- plus, Funds in Hand or Other	(8) Grants- In- Aid	Bonds and Notes			
			(4) 197X3 Budgetary	(5) 197X-197X8 Appropriation				(9) General	(10) Assessment Bonds	(11) Self Liquidat- ing	(12) School
1	Reconst. of Ryan Road and various other roads	300,000.00			12,000.00		St. Road Aid 60,000.00	228,000.00			
2	Site development Town owned properties School owned properties	500,000.00 140,000.00			25,000.00 7,000.00			475,000.00 133,000.00			
3	Acquisition of land for park sites	175,000.00			9,000.00			166,000.00			
4	Const. of Municipal Facilities	710,000.00				Rev. Sharing 244,000.00 62,500.00		403,500.00			
5	Reconst. of Route 520	1,000,000.00			50,000.00		250,000.00	700,000.00			
6	Const. of a recreation facility	500,000.00			25,000.00					475,000.00	
	Totals	<u>3,325,000.00</u>			<u>128,000.00</u>	<u>306,500.00</u>	<u>310,000.00</u>	<u>2,105,500.00</u>		<u>475,000.00</u>	

Capital Budget

Estimated Debt Service Requirements Based

(1) (2) (3)

Present Debt Service Schedule Estimated Debt Service Schedule
197X Projects

Year	Principal	Interest	Principal	Intc
<u>Municipal:</u>				
197X3	50,000.00	26,562.50	-	-
197X4	50,000.00	24,437.50	-	20,
197X5	50,000.00	22,312.50	-	30,
197X6	50,000.00	20,187.50	-	30,
197X7	50,000.00	18,062.50	30,000.00	41,
197X8	50,000.00	15,937.50	30,000.00	39,

School:

197X3	195,000.00	190,061.20		
197X4	195,000.00	179,951.20		
197X5	195,000.00	169,841.20		
197X6	195,000.00	159,731.20		
197X7	180,000.00	149,621.20		
197X8	190,000.00	140,041.20		

(General) Utility:

197X3				
197X4				
197X5				
197X6				
197X7				
197X8				

Capital Budget

3 8
Estimated Debt Service Requirements (Based 197X - 197X)

(1)	(2)		(3)		(4)		(5)
	Present Debt Service Schedule		Estimated Debt Service Schedule 197X ³ Projects		Estimated Debt Service Schedule 197X-197X ⁸ Projects		Total Debt Service
Year	Principal	Interest	Principal	Interest	Principal	Interest	
<u>Municipal:</u>							
197X3	50,000.00	26,562.50	-	-	-	-	76,562.50
197X4	50,000.00	24,437.50	-	20,000.00	-	-	94,437.50
197X5	50,000.00	22,312.50	-	30,000.00	-	30,000.00	132,312.50
197X6	50,000.00	20,187.50	-	30,000.00	-	45,000.00	145,187.50
197X7	50,000.00	18,062.50	30,000.00	41,000.00	-	50,000.00	189,062.50
197X8	50,000.00	15,937.50	30,000.00	39,500.00	50,000.00	65,000.00	250,437.50
<u>School:</u>							
197X3	195,000.00	190,061.20					385,061.20
197X4	195,000.00	179,951.20					374,951.20
197X5	195,000.00	169,841.20					364,841.20
197X6	195,000.00	159,731.20					354,731.20
197X7	180,000.00	149,621.20					329,621.20
197X8	190,000.00	140,041.20					330,041.20
<u>(Sewer) Utility:</u>							
197X3					-	-	-
197X4					-	-	-
197X5					-	12,000.00	12,000.00
197X6					-	20,000.00	20,000.00
197X7					-	20,000.00	20,000.00
197X8					14,000.00	23,000.00	37,000.00

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Absent: Councilman McLaughlin.

The following resolution was offered by Councilman Vuola:

RESOLUTION #84-73 - Lexington Agency, Preliminary and Final

(Resolution attached hereto and made a part of these minutes)

Seconded by Councilman Klau and adopted unanimously on a roll call vote. Discussion: Councilman Klau stated that this is the first application under super-clusterization, because of this there will be seven $\frac{1}{2}$ acre lots instead of the 27 originally proposed.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #85-73 - Triangle Farms - Final

(Resolution attached hereto and made a part of these minutes)

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Absent: Councilman McLaughlin.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #86-73 - Ginesi Major, Preliminary and Final

(Resolution attached hereto and made a part of these minutes)

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Absent: Councilman McLaughlin. Discussion: Mayor Salkind said this industrial subdivision along Route 520 goes with the minor subdivision which is in progress on Route 520 now. It will be a ratable of \$300/350,000, total ratable will be three million dollars.

RESOLUTION # 84-73

RESOLUTION GRANTING PRELIMINARY AND FINAL APPROVAL OF
MAJOR SUBDIVISION

WHEREAS, application for preliminary and final approval of the following described plat has been submitted to the Planning Board of the Township of Marlboro and approved by the said Board as will more fully appear by Resolutions dated May 9, 1973 copies of which are made a part hereof as though annexed hereto:

NAME OF PLAT: Lexington Agency

NAME OF APPLICANT: Same

WHEREAS, the premises are located in an R80C Zone according to the Zoning Ordinance of the Township effective March 23, 1972 and

WHEREAS, the Township Engineer has examined the final plans and has submitted a report and Bond Estimate to insure the installation of all utilities, as more fully appears in the Engineer's Report and Estimate, a copy of which is made a part hereof as though annexed hereto;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the Plat entitled Lexington Agency dated May 9, 1973 a copy of which is made a part hereof as though annexed hereto, be and the same is hereby granted Final Approval, subject to the filing of Bonds as required by the Township Engineer's Report, and the payment of all fees due and

owing to the Township, and further subject to all of the terms, conditions and requirements of the Planning Board.

2. Nothing herein contained is to be construed in any wise as an approval or acceptance of any utilities, streets, road, avenues, or other thoroughfares shown thereon without further formal action of the Township Council respecting same.

3. That the Mayor, Township Clerk and Township Engineer are hereby authorized and directed to execute any and all plats and other documents necessary to effect the purposes of this resolution.

Offered By: *Vivala*

Ayes: *5* Absent

Seconded By: *Klaw*

Nays: *0*

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman,
Council President

The above resolution was adopted this 10th day of May, 1973.

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RESOLUTION #85-73

RESOLUTION GRANTING FINAL APPROVAL OF MAJOR SUBDIVISION

WHEREAS, application for final approval of the following described plat has been submitted to the Planning Board of the Township of Marlboro and approved by the said Board as will more fully appear by Resolution dated May 9, 1973 a copy of which is made a part hereof as though annexed hereto;

NAME OF APPLICANT: Ribco, Inc.

NAME OF PLAT: Triangle Farms

WHEREAS, the premises are located in a R60C Zone according to the Zoning Ordinance of the Township effective March 23, 1972 ; and

WHEREAS, Preliminary Approval of said application has heretofore been granted by the Planning Board and the Township Council; and

WHEREAS, the Township Engineer has examined the final plans and has submitted a report and Bond Estimate to insure the installation of all utilities, as more fully appears in the Engineer's Report and Estimate, a copy of which is made a part hereof as though annexed hereto:

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NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the Plat entitled Triangle Farms dated May 9, 1973, a copy of which is made a part hereof as though annexed hereto, be and the same is hereby granted Final Approval, subject to the filing of Bonds as required by the Township Engineer's Report, and the payment of all fees due and owing to the Township, and further subject to all of the terms, conditions and requirements of the Planning Board.
2. Nothing hereincontained is to be construed in any wise as an approval or acceptance of any utilities, streets, roads, avenues, or other thoroughfares shown thereon without further formal action of the Township Council respecting same.
3. That the Mayor, Township Clerk and Township Engineer are hereby authorized and directed to execute any and all plats and other documents necessary to effect the purposes of this resolution.

Offered by: *Kaplan*

Seconded by: *Klein*

Ayes: 4 Absent *McLaughlin*

Nays:

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman,
Council President

The above resolution as adopted this 10th day of May 1973.

00153

dave

RESOLUTION #86-73

RESOLUTION GRANTING PRELIMINARY AND FINAL APPROVAL OF
MAJOR SUBDIVISION

WHEREAS, application for preliminary and final approval of the following described plat has been submitted to the Planning Board of the Township of Marlboro and approved by the said Board as will more fully appear by Resolutions dated 2/1/73 and 5/9/73 copies of which are made a part hereof as though annexed hereto:

NAME OF PLAT: Ginesi Industrial Park

NAME OF APPLICANT: Michael J. Ginesi

WHEREAS, the premises are located in an LI Zone according to the Zoning Ordinance of the Township effective March 23, 1972 and

WHEREAS, The Township Engineer has examined the final plans and has submitted a report and Bond Estimate to insure the installation of all utilities, as more fully appears in the Engineer's Report and Estimate, a copy of which is made a part hereof as though annexed hereto;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the Plat entitled Michael J. Ginesi dated May 9, 1973 a copy of which is made a part hereof as though annexed hereto, be and the same is hereby granted Final Approval, subject to the filing of Bonds as required by the Township Engineer's Report, and the payment of all fees due and

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owing to the Township, and further subject to all of the terms, conditions and requirements of the Planning Board.

2. Nothing herein contained is to be construed in any wise as an approval or acceptance of any utilities, streets, road, avenues, or other thoroughfares shown thereon without further formal action of the Township Council respecting same.

3. That the Mayor, Township Clerk and Township Engineer are hereby authorized and directed to execute any and all plats and other documents necessary to effect the purposes of this resolution.

Offered By: *McLaughlin*

Ayes: ^{Voted}
Absent ~~McLaughlin~~

Seconded By: *Klan*

Nays:

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman,
Council President

The above resolution was adopted this 10th day of May, 1973.

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RESOLUTION

5/9/73

WHEREAS, MICHAEL J. GINESI has filed Application No. PB 73-16 for final approval of a final plat of a major subdivision with respect to lands situated in block 48, Lot 53, on the Tax Map of the Township of Marlboro, and,

WHEREAS, the applicant has met all of the requirements of the applicable provisions of the Subdivision Ordinance of the Township of Marlboro,

NOW, THEREFORE, be it resolved, that the application for final approval is granted.

OFFERED BY *Gross*

SECONDED BY *Riopel*

IN FAVOR *Gross, Riopel, Gold, Denton*

OPPOSED *none*

noting ABSENT *Salhind*

00156

Martin Powers asked if the township was still considering a municipal industrial park. Councilman Kaplan said it is Council's intention to drop that action in that the plans would conflict with private subdivisions. When Council previously talked about this two years ago it seemed the answer at that time to sponsor a municipal industrial park but now it is unnecessary.

The following resolution was offered by Councilman Vuola:

RESOLUTION #88-73 - Resolution on Land for School

WHEREAS, in June 1972, Mayor Morton Salkind, Council President, Lawrence Grossman and Councilman, Howard Klau, met with the Board of Education of the Township of Marlboro and indicated to the said Board that it was the policy of the Township Council of the Township of Marlboro to provide land for the construction of a school at the intersection of Route 520 and Wyncrest Road, at no cost to the Board of Education or the taxpayers of the Township of Marlboro; and

WHEREAS, the Township Council has implemented a program of zoning known as "super-clusterization" and as a result of said program and the use of the "super-clusterization" concept there is now land available for municipal purposes at the intersection of Route 520 and Wyncrest Road; and

WHEREAS, the Mayor and Township Council have expressed a desire and intention that the Board of Education should not be required to acquire by purchase any land for future construction of schools; and

WHEREAS, the Mayor and Township Council have expressed their intention to provide by dedication a parcel of land of sufficient size for the construction of a school at the intersection of Route 520 and Wyncrest Road:

1. The Mayor and Township Council hereby advises the Board of Education of the Township of Marlboro that approximately 35 acres of land is available for the purpose of the construction of a school building.

2. The Mayor and Township Council hereby advises the Board of Education that a deed to the said approximately 30 to 35 acres of land shall be delivered by the Mayor and Township Council to the Board of Education upon the successful approval of a referendum for the construction of a new school within the Township.

3. The Mayor and Township Council hereby advises the Board of Education, its architects, representatives of the State Department of Education in fixing a property line and site plan for the purposes of making tests and other studies as required by the State Board of Education in connection with a building program on said premises.

4. The Township Clerk is authorized and directed to forward a copy of this resolution to the Board of Education of the Township of Marlboro forthwith.

Seconded by Councilman Klau and adopted unanimously on a roll call vote. Discussion: In Mayor Salkind's opinion this is the finest piece of land topographically. This land will be the site of the library and this will, of course, be of value to the school. Mr. Doug McClung, member of the Board of Education, felt cooperation of the Board of Education with the township has begun as a result of reasonable men getting together. We look forward to continuing this type of cooperation.

The following resolution was offered by Councilman Klau:

RESOLUTION #89-73 - Surveys and Appraisals for Park Site

WHEREAS, it is the intention of the Mayor and Council to obtain land for park sites in Whittier West, Monmouth Heights and Morganville;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the Mayor is authorized to have the Business Administrator obtain surveys and appraisals of sites recommended by the Mayor in the areas of Hawkins and Union Hill Road; Hull Court; and Harnley Road west of Route 79.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #87-73 - Salary Ordinance

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

ORDINANCE #9-73

AN ORDINANCE FIXING THE SALARIES OF THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MARLBORO (1973)

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**ORDINANCE NO. 9-73
"AN ORDINANCE FIXING THE SALARIES OF THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MARLBORO (1973)."**

BE IT ORDAINED by the Council of the Township of Marlboro, County of Monmouth, New Jersey,

Section 1. The salaries of the hereinafter designated Township Officers and Employees shall be in accordance with Schedule A attached hereto.

Schedule A SALARIES AND WAGES	
Department of Administration	
Mayor	\$2500.00
Council	2100.00
Business Administrator	16500.00
Administrative Assistant	8000.00
Township Clerk	9000.00
Administrative Secretary	7000.00
Secretary Pool	6000.00
Clerk Part-Time	3.10 per hour
Division of Police	
Chief of Police	13771.00
Lieutenant	12643.00
Sergeant	7154.00
Patrolman 1st Class	10411.00
Patrolman 2nd Class	9877.00
Patrolman 3rd Class	8988.00
Probationary Patrolman	8500.00
Dispatchers	2.90 per hour
Special Police	3.10 per hour
Matrons	3.10 per hour
School Crossing Guards	3.10 per hour
Department of Finance	
Finance Director	3600.00
Finance Assistant	8500.00
Division of Treasury	
Treasurer	8000.00
Clerk-Bookkeeper	7000.00
Finance Clerk, Full time	6000.00
Part Time	3.10 per hour
Division of Assessment	
Assessor	12500.00
Assessment Clerk	7000.00
Division of Tax Collection	
Collector	8025.00
Collection Clerk	7000.00
Department of Law	
Township Attorney — Director	24000.00
Municipal Prosecutor	6000.00
Public Defender	150.00 per diem
Department of Recreation and Open Spaces	
Director	500.00
Director of Recreation Activities	4500.00
Teacher-in-charge	5.00 per hr.
Dance Instructor	3.00 per hr.
Dance Assistant	2.00 per hr.
Recreation Assistants	3.50 per hr.
Referee — High School	3.50 per hr.
Basketball	2.00 per hr.
Referee — 7th and 8th grade	2.00 per hr.
Basketball	2.00 per hr.
Department of Public Works	
Municipal Engineer-Director	21000.00
Division of Building Inspection	
Building Inspector	12000.00
Plumbing Inspector	3750.00
Environmental Protection Officer	2000.00
Division of Streets and Roads	
Road Superintendent	12000.00
Road Foreman	10000.00
Mechanic	10000.00
Heavy Equipment Operator	9000.00
Office Supervisor	8400.00
Truck Driver	8400.00
Laborer (over 1 yr.)	6500.00
Laborer (under 1 yr.)	6000.00
Snow removal (extra help)	3.00 per hour
Division of Public Buildings and Grounds	
Janitor	3300.00
Department of Community Services	
Director	500.00
Division of Health	
Sanitary Inspector	2700.00
Registrar of Vital Statistics	1600.00
Division of Welfare	
Director of Welfare	1600.00
Department of Economic Development	
Director	500.00
Director — Industrial Development	20000.00
Department of Community & Government Relations	
Director	500.00
Municipal Court	
Municipal Judge	6000.00
Municipal Court Clerk	6250.00
Deputy Municipal Court Clerk and Violations Clerk	6000.00

Section 2. All officers and employees having a fixed salary of less than \$4,000 per annum shall be deemed to be part time and their salaries shall be paid monthly. All full time officials and employees shall be paid semi-monthly. Overtime pay for employees of the Division of Public Roads, Streets and Sanitation shall be paid, at the rate of one and one-half their hourly rate after 40 hours per week.	
Section 3. All salaries and wages earned herein shall be retroactive from January 1, 1973.	
Section 4. All salaries shall be in lieu of fees, which shall be paid to the order of Marlboro Township and no officer or employee shall be entitled to the receipt of any fees over and above the salary herein designated.	
Section 5. Holidays shall be as listed in the Administrative Code. When employees are unable to take those days off, because of schedule or emergency, they shall receive extra pay, day for day, or compensatory time at the option of the employees.	
Section 6. Police Longevity — The Police shall receive a longevity increment in the amount of 2.5% for each five years of service. Said longevity time shall be computed on the time in service from civil service certification.	
Section 7. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.	
Section 8. This ordinance shall take effect immediately upon its publication and passage according to law.	

NOTICE

Public notice is hereby given that the above ordinance was introduced and passed on the first reading at a regular meeting of the Council of the Township of Marlboro held Thursday, May 10, 1973 and that said ordinance will be taken up for second reading and further consideration and final passage at a meeting of the Council of the Township of Marlboro to be held on Tuesday, May 22, 1973 at the Marlboro Elementary School, located on School Road West, Marlboro Township, New Jersey at 8:45 p.m. or as soon thereafter as the said matter can be reached of which time and place all persons interested will be given an opportunity to be heard concerning the same. By order of the Council of the Township of Marlboro

ROSE FIALKOFF,
ACTING CLERK

\$71.72 085875

Amendment to Ordinance #9-73

Except that the salaries listed in said ordinance under the **DIVISION OF POLICE** and **SECTION 5** and **SECTION 6** BE TABLED.

00159

be introduced and passed on first reading and that the same be published in the Asbury Park Press as required by law and that the same be considered for final passage on May 22, 1973 at 8:00 P.M. at the Marlboro Elementary School at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Kaplan, Klau, Vuola and Grossman. Absent: Councilman J. McLaughlin.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #90-73 - Change of Council Meeting Date

BE IT RESOLVED by the Council of the Township of Marlboro that the second regularly scheduled meeting date in May be changed from May 24th, 1973, to Tuesday-May 22nd, 1973, 8:00 P.M., Marlboro Elementary School.

Seconded by Councilman Klau and adopted unanimously on a roll call vote.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #91-73 - Severe Brook Problem

WHEREAS, Mayor Morton Salkind has indicated that severe brook overflowing and erosion problems are in existence; and

WHEREAS, because of recent weather changes this problem has been magnified and been made more severe; and

WHEREAS, the Council of the Township of Marlboro expressed great concern for the health, safety and general welfare of all residents of the Township of Marlboro; and

WHEREAS, it is the feeling of the Council of the Township of Marlboro that the overall program should be formulated to alleviate the problems with reference to the brooks and streams,

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Marlboro goes on record that the Council expressed its extreme concern with reference to these problems; and

BE IT FURTHER RESOLVED, that there shall be a Committee-of-the Whole Council to formulate an overall plan for the alleviation of said problems.

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Seconded by Councilman Klau and adopted unanimously on a roll call vote.

PUBLIC SESSION:

Mrs. DeNome, Whittier West, asked Council why we do not have the township mail boxes centrally located around the township. Mayor Salkind suggested Mrs. DeNome recommend this in a letter to the Postmaster of her post office address.

Since no one else wished to be heard the Public Session was closed and Council President Grossman adjourned the meeting at 10:30 P.M.

Minutes Approved: 8/9/73

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman
Lawrence Grossman,
Council President

8.

5/10/73

00161

May 2, 1973

<u>VENDOR</u>	<u>AMOUNT</u>
A & A Coffee Service	24.00
The Daily Register	22.15
IBM Corporation	603.00
Linnett & Co.	217.15
Miller's Uniforms	13.90
New Jersey Bell Telephone Co.	854.24
Van's Freehold Inn	21.93
Xerox Corporation	429.30
Monmouth & Ocean County Tax Collectors & Treasurers Assn. of New Jersey	25.00
Edapco, Inc.	4.96
Herbert B. Bierman	2,000.00
Nicholas De Palma	200.00
Harris Hardware	1.44
Jersey Central Power & Light Co.	3,706.96
Marlboro Waxing Service	35.50
Morganville First Aid Squad	100.00
New Jersey Natural Gas Company	125.13
Sprague's Oil Service Inc.	1945.69
The Transcript	5.76
Edward L. Fleischer, Esquire	275.00
Asbury Park & New York Transit Corp.	101.00
Lester M. Heulitt	476.00
David Birnbaum	50.00
Andiron Inn	115.00

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May 2, 1973

VENDOR

Amount

Central Jersey Police Film Library	500.00
Franklin's Garage	48.10
Imperial Oil Co.	59.40
Raymond LaSalle	5.00
Marlboro Auto Wreckers	75.00
Matty's Auto Parts	435.66
Joseph A. Mazzeo	41.75
Monmouth County Detective Ass.	15.00
Mullaney Tire Co.	138.32
Radio Communications Co.	87.55
Red The Tailor Inc.	49.90
Scrub A Dub Car Wash	64.50
B. & B. Auto Radiator and Auto Glass	15.00
Philip E. Blacher	108.00
Colots Service	14.00
Dick's Lawn Mower Service	3.50
General GMC Sales, Inc.	6.74
A. S. Gilbert, Inc.	76.45
Hargill Supply Co., Inc.	1.89
Harter Equipment, Inc.	9.35
Walter Heath Company, Inc.	91.98
Industrial Welding Supply Inc.	17.98
Mechanics Uniform Rental, Inc.	187.50
North Jersey Equipment Co.	133.05

00163

May 2, 1973

VENDOR

AMOUNT

NuTone Paint & Wallpaper Co.

5.27

C. H. Roberson, Inc.

13.96

Shore Tractor Co.

13.58

TOTAL

\$ 13571.54



MARTIN ROTHEIM
DIRECTOR OF FINANCE

COUNCIL OF THE TOWNSHIP OF MARLBORO - SPECIAL MEETING

MAY 10, 1973

Present: Councilmen Kaplan, Klau, McLaughlin, Vuola and Grossman

Also present were Mayor Morton Salkind, Mary Denton, Business Administrator and Herbert Bierman, Township Attorney.

The Special Meeting convened at 10:45 P.M.

Council President Grossman offered the following resolution:

RESOLUTION #92-73

WHEREAS, the previously accepted bids for police uniforms were found to be too high in price; and

WHEREAS, one of said bids did not conform to the required specifications thus leaving only one qualified bidder,

NOW, THEREFORE, BE IT RESOLVED that both bids for police uniforms are hereby rejected; and

BE IT FURTHER RESOLVED, that the Business Administrator readvertise for sealed bids on said uniforms to be opened by Council at the meeting at 8:00 P.M., May 22, 1973.

Seconded by Councilman McLaughlin and adopted unanimously by all members of Council.

Councilman McLaughlin made a motion to adjourn, seconded by Council President Grossman, unanimously approved by Council. Meeting adjourned, 10:50 P.M.

Minutes Approved: 8/9/73

Rose Fialkoff
Rose Fialkoff, Acting
Clerk

Lawrence Grossman
Lawrence Grossman, Council
President

1.

5/10/73

00165

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

MAY 22, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Grossman on May 22, 1973, at 8:10 P.M., in the Marlboro Elementary School.

Following the Salute to our Flag, the Acting Clerk called the roll:

ROLL CALL: Present: Councilmen Klau, McLaughlin and Grossman.
Councilman Kaplan arrived at 8:20 P.M.
Absent: Councilman Vuola

Also present were Mayor Morton Salkind, Mary Denton, Business Administrator, Herbert Bierman, Township Attorney and Rose Fialkoff, Acting Clerk.

CITIZENS VOICE:

Since no one wished to be heard, the Citizen's Voice period was closed.

A motion to approve the minutes of March 8, 1973 (special meeting) was made by Councilman Klau, seconded by Councilman McLaughlin and approved on the following roll call vote: Ayes: Councilmen Klau, McLaughlin and Grossman. Absent: Councilmen Kaplan and Vuola.

A motion to approve the minutes of March 15, 1973 (special meeting) was made by Councilman Klau, seconded by Council President Grossman and approved on the following roll call vote: Ayes: Councilmen Klau, McLaughlin and Grossman. Nays: None Absent: Councilmen Kaplan and Vuola.

A motion to approve the minutes of March 22, 1973 (special meeting) was made by Councilman Klau, seconded by Councilman McLaughlin and approved on the following roll call vote: Ayes: Councilmen McLaughlin, Klau and Grossman. Nays: None Absent: Councilman Vuola.

RECEIVING BIDS:

Council President Grossman received bids on police uniforms from Millers and Red The Tailor as follows:

<u>MILLERS</u>		<u>RED THE TAILOR</u>	
Pants w/stripe	28.80	Pants w/stripe	30.50
Long sleeve shirts	16.90	Winter shirt	17.95
Ties	1.75	Summer shirt	16.95

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<u>MILLERS</u>		<u>RED THE TAILOR</u>	
Shoes	22.95	Ties	2.25
Dress boots	29.95	Shoes corfam	21.95
Rain boots	14.95	Boots, double	31.50
Rain coat w/cover	36.95	Rain boots	11.75
Nylon car coat	42.50	Rain coat	37.95
Trooper cap	11.95	Car duty coat	43.75
Holster	15.00	Hat	10.95
Sam Browne belt	12.95	Holster	15.95
Shoulder strap	3.50	Sam Browne belt	12.75
Shell pouch	4.00	Shoulder strap	3.95
I.D. case	6.00	Bullet pouch	3.95
Nameplates	4.00	Badge case	6.95
Whistle, clip	4.00	Name plate	2.50
Cuff case	3.00	Whistle chain	1.95
Club holder	1.25	Whistle hook	.95
Short sleeve	13.50	Whistle	1.45
		Cuff case	2.95
		Stick holder	1.45

Council President Grossman recommended that these bids be held as some of the items are in the municipal office and the councilmen might want to see them at closer range.

ADMINISTRATIVE REPORT:

Mayor Salkind complimented our new Director of Finance, Arthur Goldzweig, on his receiving 7-5/8% interest, which is the highest rate of interest Marlboro Township has ever had.

The following resolution was offered by Councilman Klau:

RESOLUTION #94-73 - Moratorium on Subdivisions

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

ORDINANCE #10-73

AN ORDINANCE PROVIDING FOR A MORATORIUM ON RESIDENTIAL SUBDIVISION AND BUILDING IN THE TOWNSHIP OF MARLBORO

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on June 14, 1973, at 8:00 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman McLaughlin and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, McLaughlin and Grossman. Nays: None. Absent: Councilman Vuola. Discussion: Councilman McLaughlin said it is extremely unfortunate that such an ordinance as this has come to pass in our town. We are actually stopping growth for a period of time but I believe circumstances are such that this action is warranted at this time. We should have a more stringent subdivision ordinance which is long overdue.

Council President Grossman said, we are embarking on this for several reasons, first of all when this Council took office, one of its main tenants was controlled growth. We went about this by providing clusterization. We said we would provide 200 homes in the township per year. At this point the planning board has passed 406 homes. (two years). The wish of this Council is that this be maintained. Council President Grossman said the W.M.U.A. will continue to provide sewerage to the township.

Mayor Salkind thanked the Council for its cohesive unified effort for good government. A moratorium ordinance is a serious step and he was pleased to say this step was taken with proper legal council and according to law. Not only are we trying to provide planned orderly growth, in addition to that, we are blending those studies with other studies being done by other bodies. The County of Monmouth's Planning Board has issued revised forecasts on the population expectations of this County. Marlboro Township for two years has been engaged in a joint regional planning study with the Township of Madison. That study has been completed and we are about to start on a total comprehensive study under the direction of the planning board. The Council has been working on a subdivision ordinance, complete and total revision. The State is working on a revised statewide building code. The Mayor opposes that code. Nevertheless, the Mayor felt it important to know if the code is adopted or not.

Councilman Klau added, at this time it is imperative to pass this moratorium. It is important that various aspects of our township government catch up with township planning. We have to give ourselves a chance to review the current ordinance with respect to its protection in the courts so that we are not in jeopardy of having our zoning struck. This does not interfere in our quest for ratables.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #95-73 - Municipal Court

Whereas, most of the volume of the local municipal court consists of traffic violations under Title 39; and

WHEREAS, R.S. 39:5-40 and R.S. 39:5-41 provide for the disposition of fines, penalties, forfeitures, registration fees, license fees, etc.

00168

received under Title 39 of the Revised Statutes to persons or agencies of political bodies other than municipalities;

NOW, THEREFORE, BE IT RESOLVED that the legislature of the State of New Jersey be requested to amend R.S. 39:5-40 and R.S. 39:5-41 so as to permit the municipalities where the offense or offenses are committed and disposed of to keep all such fines, penalties, forfeitures and other costs; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the municipal clerks of all the municipalities within the State of New Jersey and that copies of this resolution be forwarded to all of the members of the New Jersey State Legislature, both the Senate and Assembly, and that a copy of the same be forwarded to the Governor of the State.

Mayor Salkind suggested that RESOLUTION #95-73 be amended. Councilman Kaplan so moved, that RESOLUTION #95-73 be amended so as to strike the following words;.....from municipal clerks to and including to all of the.....

RESOLUTION #95-73 (As Amended)

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the members of the New Jersey State Legislature, both the Senate and Assembly, and that a copy of the same be forwarded to the Governor of the State.

The Amendment was offered by Councilman Kaplan, seconded by Councilman McLaughlin and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, McLaughlin and Grossman. Nays: 0 Absent: Councilman Vuola.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #96-73 - State Aid Municipal Road Work

WHEREAS, the Township of Marlboro has made application to the Department of Transportation for formula funds for municipal road work aid; and

WHEREAS, the Township of Marlboro has made provision for and has the funds necessary in connection with its share of the cost of said road work;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. The Township of Marlboro hereby approves the use of State Aid Funds for the reconstruction of Lloyd Road (additional funds) as provided in Section A of the application for formula funds heretofore submitted to the Department of Transportation.

4.

5/22/73 00169

2. The Township of Marlboro allocates the sum of \$533.33 as the municipal share of the cost of the road work to be accomplished thereunder.

3. The Township of Marlboro hereby accepts the sum of \$4,800 as the State share of the cost of the road work to be accomplished.

4. The Township Engineer is authorized and directed to take all steps necessary to obtain the said funds pursuant to the requirements of the Department of Transportation.

Seconded by Councilman Kaplan and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, McLaughlin and Grossman. Nays: 0
Absent: Councilman Vuola.

Council President Grossman opened up the Public Hearing on the Salary Ordinance.

PUBLIC HEARING: Ordinance #9-73

Martin Powers questioned the increase in salaries for the Councilmen. Councilman Klau said that 30% of his salary goes to his baby-sitter. He said he would be suspicious of anyone that didn't want either an increase in salary or anyone that didn't want any salary at all. He felt he would have more respect for a person that said "yes" I would like my expenses back, whether it be for a baby-sitter, or riding through the town inspecting flooded sewers and back-yards.

Councilman Kaplan felt that with the increase in responsibilities there should be an increase in salaries.

A recess was called for 9:50 P.M., meeting resumed 10:10 P.M.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #93-73 - Action on Salary Ordinance

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

ORDINANCE #9-73

AN ORDINANCE FIXING THE SALARIES OF THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MARLBORO (1973)

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Klau. Councilman Kaplan moved to amend Resolution #93-73 and add thereto a sentence....."except that the salaries listed in such ordinance under the DIVISION OF POLICE be tabled!".....

Resolution offered by Councilman Kaplan, seconded by Councilman Klau. Discussion on Amendment Only: Councilman Kaplan explained the motion. He said the Council had discussions with the groups representing the Police Department and we thought an agreement had been reached. When it came to the time to put it in writing it was discovered that the group representing the Police Department said an agreement had never been reached. Negotiations were turned over to Administration, the Mayor and the group representing the Police Department. Again Council was led to believe an agreement had been reached to the effect of a 7% salary increase. The Council acted to give the Police Department medical and life insurance. However, something happened recently in that the Council had turned over to it a form of a contract submitted by a law firm saying they were the bargaining agent for the local P.B.A. It said that any bargaining with police should be done with this particular law firm representing the Police Department. It introduced numerous demands which had not been agreed to previously between Council, Administration and the Police Department. The Council by motion to amend the salary ordinance has an obligation as trustees and representatives of this municipality. If in effect the Police Department was making demands and was not going to be satisfied with the salary ordinance there would be dereliction of our duty to give to the police a salary increase and then have bargaining negotiations. Councilman Kaplan suggested that Council table the salary ordinance in so far as it pertains to the Police Department. That is the only way we can fulfill our obligations to the citizens of this town.

Council President Grossman disagreed with the action of tabling this. He said approximately six months ago a committee of this Council did sit down with the attorney and the Business Administrator and worked out what we thought was a promise. Suddenly that fell through. We began again, this time there were more negotiations and we thought there was full settlement. From that agreement this Council worked on the salary ordinance for the police. We came to a total agreement here. I am for voting this salary increase and saying to the police, we made an agreement with you and we expect that agreement to be fulfilled. We have done right on our part, I do believe that when you have shaken hands and when you have acted upon something you should follow through.

Councilman Kaplan added that Council has acted in good faith and will continue to act in good faith and the passage of tabling the ordinance in no way changes the Council's wish to act in good faith. Councilman Klau added that Council is just tabling the increase in salary, we are not eliminating it.

Mayor Salkind added for the record, all salary requests in regard to the Police Department were met, all holiday requests were met.

Amendment to Ordinance #9-73 was offered by Councilman Kaplan:

ORDINANCE #9-73 as amended

Except that the salaries listed in said ordinance under the DIVISION OF POLICE, and SECTION 5 and SECTION 6 be tabled

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and McLaughlin. Nays: Council President Grossman. Absent: Councilman Vuola

Resolution #93-73 was seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilman Kaplan, Klau, McLaughlin and Grossman. Nays: 0 Absent: Councilman Vuola Discussion: Councilman McLaughlin commented and said he didn't believe that the Council and Mayor's service to the community could be measured by salary.

PUBLIC SESSION:

A resident from the audience asked the Council to please make available the previous years salary ordinance so there will be a frame of reference for future salary ordinances.

Since no one else wished to speak, Council President Grossman asked for a motion to adjourn. Motion made by Councilman Klau, seconded by Councilman Kaplan, unanimously approved. Meeting adjourned, 19:40 P.M.

Minutes Approved: 8/9/73

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman
Lawrence Grossman, Council President

7.

5/22/73

00172

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

JUNE 14, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Grossman on June 14, 1973, at 8:05 P.M., in the Marlboro Elementary School.

Following the Salute to our Flag, the Clerk called the roll:

ROLL CALL: Present: Councilman Kaplan (8:18 P.M.), Councilmen Klau, Vuola and Grossman. Councilman McLaughlin arrived 8:20 P.M.

Absent: None

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney, and Acting Clerk, Rose Fialkoff.

CITIZENS VOICE:

Michael Silberstein spoke in reference to disclosure affidavits. He said he was in the office on primary day and he felt that he could not get the information he requested. Mayor Salkind felt Mr. Silberstein was mistaken as all documents are available to the public.

As no one else wished to speak, the Citizens Voice period was closed at 8:15 P.M.

PUBLIC HEARING: Ordinance #10-73 - Moratorium on Building

Michael Silberstein felt the administration has tried to hide their failures behind a moratorium. He said this administration needs a moratorium on mismanagement.

Walter Callahan received a variance to build a home months ago and wanted to know if this moratorium affected him. The Mayor said Mr. Callahan would not be affected by this moratorium.

The following resolution was offered by Councilman Klau:

RESOLUTION #97-73

BE IT RESOLVED by the Council of the Township of Marlboro

1.

6/14/73

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that an ordinance entitled:

ORDINANCE #10-73

AN ORDINANCE PROVIDING FOR A MORATORIUM ON RESIDENTIAL
SUBDIVISION AND BUILDING IN THE TOWNSHIP OF MARLBORO

be adopted on a second and final reading and notice of the
passage thereof shall be advertised according to law.

BE IT FURTHER RESOLVED, that aforesaid ordinance be
declared an emergency and that the same shall be effective
upon the signature of the Mayor.

Seconded by Councilman Kaplan.

Council President Grossman said the reason why we are
making an amendment is because we do want it to go into effect
immediately. Mayor Salkind said the ordinance is very clear
and simple. The council adopted the introduction of the
ordinance unanimously because the program it stated has been
accomplished exactly.

Council President Grossman said the people of this town
deserve to know the truth. He met with the Director of the
Environmental Resources Water Commission, Mr. Charles Pike,
and there is no problem with hooking up the industrial park
to water and sewer.

Councilman McLaughlin said that the fact of the
matter is that we are pressed to the wall and we have got to
call a halt to what is going on. Councilman McLaughlin
believed this ordinance is a necessary step.

Councilman Klau said he thinks our superclusterization
ordinance has weathered the test of time and has even attempted
to be copied by other towns. I think the residents of this
town are taking this ordinance for granted. We have a future
school site, park site, green acres free as a result of this
ordinance.

Councilman McLaughlin made a motion to amend Section 4
of Ordinance #10-73 to read:

4. This ordinance is specifically designated as a
"Moratorium" Ordinance and shall prohibit the Planning Board

2.

6/14/73

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NOTICE

Public Notice is hereby given that the following Ordinance was passed and approved on final reading, by the Council of the Township of Marlboro on June 14th, 1973 and said ordinance shall be effective upon publication according to law.

ROSE FIALKOFF, Acting Clerk
Township of Marlboro

**ORDINANCE NO. 10-73
AN ORDINANCE PROVIDING FOR A
MORATORIUM ON RESIDENTIAL
SUBDIVISION AND BUILDING IN THE
TOWNSHIP OF MARLBORO.**

WHEREAS, the Mayor and Township Council are aware of the necessity for providing for the planned orderly growth and development of the Township of Marlboro and the importance for comprehensive planning surveys which require time and study in order to be properly accomplished; and

WHEREAS, the Mayor and Township Council together with the Planning Board have undertaken and are continuing a comprehensive study which may require additional time to complete; and

WHEREAS, the Township Council has heretofore created a special committee to study, update and revise the ordinances governing the subdivision of land within the Township; and

WHEREAS, the approval of additional residential construction within the Township will seriously affect the study heretofore made and the work now in progress:

BE IT AND IT IS HEREBY ORDAINED by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey as follows:

1. No residential building unit of any kind shall be permitted to be approved by the Planning Board or the Township Council in any residential zone of the Township of Marlboro until January 31, 1974 during which period the presently existing zoning ordinance and zoning map will be studied, reviewed, revised and amended as required, in accordance with a comprehensive plan.

2. This ordinance does not prohibit any other use presently permitted in any zone other than a residential use of any kind.

3. The provisions of this ordinance shall not be subject to the granting of any variance or special exception by any governmental body of the Township of Marlboro.

4. This ordinance is specifically designated as a "Moratorium" Ordinance and shall prohibit the Planning Board or any other governmental body of the Township of Marlboro from processing and approving any residential subdivision application submitted to it.

5. This ordinance shall take effect upon final passage and publication according to law.

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or any other governmental body of the Township of Marlboro from processing and approving any residential subdivision application submitted to it.

Seconded by Councilman Klau and adopted unanimously on a roll call vote.

Resolution #97-73 was seconded by Councilman Kaplan and adopted unanimously on a roll call vote.

Mayor Salkind said the thing that he thought this administration would be remembered for is superclusterization.

Bob Frankel, 36 Guest Drive, submitted a map which was given to the homeowners by U. S. Homes prior to his purchase. The map shows a particular strip of land behind his house. Before purchasing his home at Whitter West from U. S. Homes, he was assured that the strip of land between the parallel streets of Guest and Sandburg Drives would remain woods under a 99 year lease and then be turned over to the township. The strip is bordered on one side by what is called a brook. This brook is causing extreme erosion on both banks. There is a drainage problem, there is water in the basements of most of the homeowners and most of the land at the rear of his property he described as a swamp. Building on this strip would only aggravate these existing homes. U. S. Homes is now on the verge of getting the go-ahead to build on this strip. U. S. Homes appeared before the Zoning Board of Adjustment in 1971 and said they wanted to subdivide only for tax relief and they did not wish to build. Since then they have reneged on this. Recently they have applied for a subdivision in order to build and in spite of insufficient frontage, they are now on the verge of obtaining permission to build. My neighbors and I sent letters to the Department of Consumer Affairs complaining of this. U. S. Homes claims they have never been owners of this land and they do not take a responsibility for it.

Council President Grossman said prior to adjournment, we till take some formal action on this.

ADMINISTRATIVE REPORT:

Mayor Salkind gave abrief administrative report. The Mayor said we are now receiving 8% interest on all township accounts. He also hoped to have the bids for School Road West and Ryan Road during July and they will be paved during August.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #98-73 - Appointment to MUA

BE IT AND IT IS HEREBY RESOLVED, by the Council of the Township of Marlboro that the Mayor's nomination of Charles C. Smith as a member of the Marlboro Township Municipal Utilities Authority is hereby confirmed and the said Charles C. Smith is hereby appointed a member of the Marlboro Township Municipal Utilities Authority pursuant to the ordinance creating and establishing the Marlboro Township Municipal Utilities Authority for the unexpired term ending January 31, 1975.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Nays: Councilman McLaughlin. Discussion: Councilman McLaughlin questioned the qualifications of Mr. Smith. Council President Grossman said he felt that Mr. Smith may not have technical skill but it is high time we had somebody on the authority that understands the people.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #99-73 - Introduction Ordinance #11-73
Amendment to Administrative Code

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

AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE RELATING TO THE ORGANIZATION AND ADMINISTRATION OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO IN THE COUNTY OF MONMOUTH PURSUANT TO THE MAYOR-COUNCIL PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (N.J.S.A. 40:69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED BY THE SAID OPTIONAL MUNICIPAL CHARTER LAW BY THE STATUTES OF THE STATE OF NEW JERSEY AND BY THE ORDINANCES OF THE TOWNSHIP OF MARLBORO."

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on July 12, 1973, at 8:00 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

**ORDINANCE NO 11-73
AN ORDINANCE SUPPLEMENTING
AND AMENDING AN ORDINANCE
ENTITLED "AN ORDINANCE SUP-
PLEMENTING AND AMENDING AN
ORDINANCE ENTITLED "AN ORDI-
NANCE RELATING TO THE ORGANI-
ZATION AND ADMINISTRATION OF
THE GOVERNMENT OF THE TOWNSHIP
OF MARLBORO, IN THE COUNTY
OF MONMOUTH PURFUANT TO
THE MAYOR-COUNCIL PLAN E OF
THE OPTIONAL MUNICIPAL CHARTER
LAW IN N.J.S. 40:69-48 THROUGH 73)
TO THE EXTENT NOT OTHERWISE
PROVIDED BY THE SAID OPTIONAL
MUNICIPAL CHARTER LAW BY THE
STATUTES OF THE STATE OF NEW
JERSEY AND BY THE ORDINANCES
OF THE TOWNSHIP OF MARLBORO."**

BE IT ORDAINED by the Township Council of the Township of Marlboro, in the County of Monmouth and State of New Jersey, that an Ordinance known as Ordinance No. 1-72 and known by the short form title "The Administrative Code of the Township of Marlboro" is hereby supplemented and amended as follows:

Section 1, Article 9.2(e) shall be supplemented and amended so that the same shall read as follows:
(e) All bills, claims and demands against the Township shall be presented to the Township Council for its approval or disapproval. A voucher on a form prescribed by the Director of Finance shall be presented for each bill, claim or demand and shall be paid only upon audit, warrant and approval of the Director of Finance. Disbursement shall be made by check drawn by the Township Treasurer, and shall be signed by the Mayor. Provision may be made for facsimile signatures on checks to provide for all disbursements of Township funds.

Section 2, Article 9.2 (f) shall be supplemented and amended so that the same shall read as follows:

(f) The Director of Finance shall prepare for each regular meeting of the Township Council a list of all bills, claims or demands upon the Township which have been presented through the course of business on the Monday next preceding the regular meeting of the Township Council and since the last preceding list was compiled. Such list shall be prepared in sufficient quantity for the Mayor, each member of the Township Council, the Business Administrator, the Township Attorney, and at least one copy shall be filed with the Township Clerk as a public record open to examination in his office.

Section 3. That all ordinances or parts of ordinances inconsistent herewith are hereby repealed and this ordinance shall take effect immediately upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 14th day of June 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:00 P.M. on the 17th day of July, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF, Acting Clerk
(\$40.48) 066155

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and Vuola. Nays: 0 Absent: Councilman McLaughlin and Council President Grossman. Discussion: Mr. Bierman, explained it was the practice to submit all vouchers to the council for their approval. We made a change in an effort to shorten the meetings. Recently at the request of certain other municipalities, we looked into the situation and their legal authorities concluded, that the better practice was to submit the voucher to the council. This is why we are going back to the original way.

The following resolution was offered by Councilman Vuola:

RESOLUTION #100-73 - Introduction Ordinance #12-73
Library Bonding Ordinance

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

AN ORDINANCE AUTHORIZING THE CONSTRUCTION OF A MUNICIPAL FACILITY - LIBRARY IN THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH, NEW JERSEY; APPROPRIATING \$200,000.00 FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF \$135,000.00 BONDS OR NOTES TO FINANCE THE COST THEREOF,

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on July 12th, 1973, at 8:00 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Klau and adopted unanimously on a roll call vote. Discussion: Council President Grossman said this will be the first stage of the library of the Township of Marlboro. It will be on the site of Wyncrest and Route 520, just on the Wyncrest side.

Councilman Klau said the land the library is being built on is land received by the township from superclusterization.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #101-73 - Introduction Ordinance #13-73
School Parks Bonding Ordinance

BE IT RESOLVED by the Mayor and Township Council of the

ORDINANCE No. 12-73
AN ORDINANCE AUTHORIZING THE CONSTRUCTION OF A MUNICIPAL FACILITY — LIBRARY IN THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH, NEW JERSEY; APPROPRIATING \$200,000.00 FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF \$135,000.00 BONDS OR NOTES TO FINANCE THE COST THEREOF.

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

Section 1. That pursuant to the applicable statutes of the State of New Jersey there is hereby authorized the construction of a Municipal Library on Township owned land within the Township of Marlboro at a cost not to exceed \$200,000.00.

Section 2. It is hereby found, determined and declared by this Council as follows:

A. That an appropriation was contained in the 1973 Local Municipal Budget of the Township heretofore adopted as a down payment for the construction of municipal facilities. The down payment funds as appropriated in the 1973 Local Municipal Budget were funded from the State and Local Fiscal Assistance Act of 1972. There is now available in said appropriation the sum of \$65,000.00, which said sum is hereby appropriated as a down payment for the purposes described in Section 1 heretofore.

B. That the estimated maximum amount of money to be raised from all sources by the Township for the purposes stated in Section 1 hereof is the amount shown in Section 1; that the estimated maximum amount of bonds or notes to be issued for the purpose stated in Section 1 hereof is the maximum amount of money to be raised from all sources for the purpose stated in Section 1, less the down payment of \$65,000.00.

Section 3. That the sum of \$200,000.00, including said down payment, be and the same is hereby appropriated for the purpose stated in Section 1 hereof.

Section 4. That there is hereby authorized the issuance of negotiable serial bonds of the Township of Marlboro in the County of Monmouth, New Jersey, in an aggregate principal amount not exceeding \$135,000.00, for the purposes of financing the cost of the improvements described in Section 1 hereof, exclusive of said down payment, pursuant to the Local Bond Law constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The term, maturities, rate or rates of interest, method of sale and other details of said bonds shall be determined by subsequent resolution adopted pursuant to law.

Section 5. That pending the issuance of the serial bonds authorized in Section 4 hereof, there is hereby authorized the issuance of bond anticipation notes of the Township of Marlboro, in the County of Monmouth, New Jersey, in an aggregate principal amount of not exceeding \$135,000.00, pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The term, maturities, rate or rates of interest method of sale and other details of said notes shall be determined by subsequent resolution adopted pursuant to law.

Section 6. It is hereby determined and declared by this Council as follows:

A. That the average period of usefulness of the improvement or properties described in Section 1 hereof for which the obligations authorized in this ordinance are to be issued, within the limitations prescribed in the Local Bond Law, is at least 40 years.

B. That the supplemental debt statement required by Section 40A:2-10 of the Revised Statutes has been duly made and filed in the office of the Municipal Clerk prior to the passage of this ordinance on first reading and a complete executed original thereof has been filed in the office of the Director of the Division of Local Finance of the State of New Jersey prior to passage of this ordinance on final reading and such debt statement shows that the gross debt of the Township as defined in Section 40A:2-43 of the Revised Statutes is increased by this ordinance by \$135,000.00, and that the issuance of the obligations authorized by this ordinance is permitted by an exception to the debt limitations contained in Section 40A:2-7(d) of said Local Bond Law.

Section 7. That the amount of the proceeds of the obligations authorized by this ordinance which may be expended for interest on such obligations, engineering, architectural and inspection costs and legal expenses, the cost of the issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinance, resolutions and notices of sale, and legal expenses in the manner provided in Section 40A:2-20 of the Revised Statutes, is not exceeding \$25,000.00.

Section 8. The full faith and credit of the Township of Marlboro, in the County of Monmouth, New Jersey, are hereby pledged for the payment of the principal of and interest on all of the bonds or notes issued pursuant to this ordinance, and the sums required for such payment shall in each year while any of said bonds or notes are outstanding be included in the annual budget and raised by tax without limitation as to rate or amount upon all the taxable property within said Township.

Section 9. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage pursuant to law.

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 14th day of June 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School Marlboro Township, New Jersey, at 8:00 PM on the 12th day of July, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF, Acting Clerk
(\$71.72)

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00181

**ORDINANCE NO. 13-73
AN ORDINANCE AUTHORIZING THE
ACQUISITION OF LAND AND THE
CONSTRUCTION OF VARIOUS RECREATION FACILITIES IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY; APPROPRIATING \$150,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$142,500.00 BONDS OR NOTES TO FINANCE THE COST THEREOF.**

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

Section 1. That pursuant to the applicable statutes of the State of New Jersey, there is hereby authorized the acquisition and construction of recreation sites within the Township of Marlboro pursuant to an agreement between the Township Council and the Marlboro Township Board of Education at a cost not to exceed \$150,000.00.

Section 2. It is hereby found, determined and declared by this Council as follows:

A. That an appropriation was contained in a budget or budgets of the Township heretofore adopted under the caption "Down Payment Fund" or "Capital Improvement Fund," and that there is now available in said appropriation the sum of \$7,500.00, which said sum is hereby appropriated as a down payment for the purposes described in Section 1 hereof.

B. That the estimated maximum amount of money to be raised from all sources by the Township for the purposes stated in Section 1 hereof is the amount shown in Section 1; that the estimated maximum amount of bonds or notes to be issued for the purposes stated in Section 1 hereof is the maximum amount of money to be raised from all sources for the purposes stated in Section 1, less the down payment of \$7,500.00.

Section 3. That the sum of \$150,000.00, including said down payment, be and the same is hereby appropriated for the purposes stated in Section 1 hereof.

Section 4. That there is hereby authorized the issuance of negotiable serial bonds of the Township of Marlboro in the County of Monmouth, New Jersey, in an aggregate principal amount not exceeding \$142,500.00, for the purposes of financing the cost of the improvements described in Section 1 hereof, exclusive of said down payment, pursuant to the Local Bond Law constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said bonds shall be determined by subsequent resolution adopted pursuant to law.

Section 5. That pending the issuance of the serial bonds authorized in Section 4 hereof, there is hereby authorized the issuance of bond anticipation notes of the Township of Marlboro, in the County of Monmouth, New Jersey, in an aggregate principal amount of not exceeding \$142,500.00, pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said notes shall be determined by subsequent resolution adopted pursuant to law.

Section 6. It is hereby determined and declared by this Council:

A. That the average period of usefulness of the improvements or properties described in Section 1 hereof for which the obligations authorized in this ordinance are to be issued, within the limitations prescribed in the Local Bond Law, is at least 15 years.

B. That the supplemental debt statement required by Section 40A:2-10 of the Revised Statutes has been duly made and filed in this office of the Municipal Clerk prior to the passage of this ordinance on first reading and a complete executed original thereof has been filed in the office of the Director of the Division of Local Finance of the State of New Jersey prior to passage of this ordinance on final reading and such debt statement shows that the gross debt of the Township as defined in Section 40A:2-43 of the Revised Statutes is increased by this ordinance by \$142,500.00, and that the issuance of the obligations authorized by this ordinance is permitted by an exception to the debt limitations contained in Section 40A:2-7(d) of said Local Bond Law.

Section 7. That the amount of the proceeds of the obligations authorized by this ordinance which may be expended for interest on such obligations, engineering, architectural and inspection costs and legal expenses, the cost of the issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinance, resolutions and notices of sale, and legal expenses in the manner provided in Section 40A:2-20 of the Revised Statutes, is not exceeding \$22,500.00.

Section 8. The full faith and credit of the Township of Marlboro, in the County of Monmouth, New Jersey, are hereby pledged for the payment of the principal of and interest on all of the bonds or notes issued pursuant to this ordinance, and the sums required for such payment shall in each year while any of said bonds or notes are outstanding be included in the annual budget and raised by tax without limitation as to rate or amount upon all the taxable property within said Township.

Section 9. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage pursuant to law.

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 14th day of June, 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:00 P.M. on the 12th day of July, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF, Acting Clerk
(568.64) 066157

00182

Township of Marlboro that an Ordinance entitled:

AN ORDINANCE AUTHORIZING THE ACQUISITION OF LAND AND THE CONSTRUCTION OF VARIOUS RECREATION FACILITIES IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY: APPROPRIATING \$150,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$142,500.00 BONDS OR NOTES TO FINANCE THE COST THEREOF,

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on July 12, 1973, at 8:00 P.M.; Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Council President Grossman said it is the Council's plan that there will be two separate recreational site appropriations. This particular appropriation is for the school sites. The township has come to an agreement with the Board of Education that they will use certain of the land surrounding the existing schools and they will put in recreation facilities. The Board of Education will be able to use them during the school day and at the other times the township residents will be able to use the recreational facilities

On the Marlboro Elementary School site there will be a softball field and two to four handball courts. On the Robertsville School site there will be a baseball field, two to three tennis courts and the board is helping us with a soccer field. At the Central School site, two tennis courts and a baseball field on the Marlboro Village School site and behind the Central School site there will be a pond for ice skating.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

The following resolution was offered by Councilman Vuola:

RESOLUTION #102-73 - Introduction Ordinance #14-73
Purchase and Condemnation @ Hawkins
Road and Hull Court.

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

AN ORDINANCE AUTHORIZING THE ACQUISITION OF LAND AND THE CONSTRUCTION OF VARIOUS

ORDINANCE NO. 14-73
AN ORDINANCE AUTHORIZING THE ACQUISITION OF LAND AND THE CONSTRUCTION OF VARIOUS RECREATION FACILITIES IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY; APPROPRIATING \$85,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$80,750.00 BONDS OR NOTES TO FINANCE THE COST THEREOF.

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

Section 1. That pursuant to the applicable statutes of the State of New Jersey there is hereby authorized the acquisition by purchase or condemnation, of the following described premises in the Township of Marlboro:

(a) Premises known as a portion of Lot 40, in Block 65 on the Tax Map of the Township of Marlboro; being also known and described as the Hawkins Road recreation site within the Township of Marlboro.

(b) Known and described as a portion of Lot 14, in Block 58 on the Tax Map of the Township of Marlboro; also known and described as the Hull Court recreation site in the Township of Marlboro.

Section 2. It is hereby found, determined and declared by this Council as follows:

A. That an appropriation was contained in a budget or budgets of the Township heretofore adopted under the caption "Down Payment Fund" or "Capital Improvement Fund," and that there is now available in said appropriation the sum of \$4,250.00, which said sum is hereby appropriated as a down payment for the purposes described in Section 1 hereof.

B. That the estimated maximum amount of money to be raised from all sources by the Township for the purposes stated in Section 1 hereof is the amount shown in Section 1; that the estimated maximum amount of bonds or notes to be issued for the purposes stated in Section 1 hereof is the maximum amount of money to be raised from all sources for the purposes stated in Section 1, less the down payment of \$4,250.00.

Section 3. That the sum of \$85,000.00, including said down payment, be and the same is hereby appropriated for the purposes stated in Section 1 hereof.

Section 4. That there is hereby authorized the issuance of negotiable serial bonds of the Township of Marlboro in the County of Monmouth, New Jersey, in an aggregate principal amount not exceeding \$80,750.00, for the purposes of financing the cost of the improvements described in Section 1 hereof, exclusive of said down payment, pursuant to the Local Bond Law constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The term, maturities, rate or rates of interest, method of sale and other details of said bonds shall be determined by subsequent resolution adopted pursuant to law.

Section 5. That pending the issuance of the serial bonds authorized in Section 4 hereof, there is hereby authorized the issuance of bond anticipation notes of the Township of Marlboro, in the County of Monmouth, New Jersey, in an aggregate principal amount of not exceeding \$80,750.00, pursuant to the local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The term, maturities, rate or rates of interest, method of sale and other details of said notes shall be determined by subsequent resolution adopted pursuant to law.

Section 6. It is hereby determined and declared by this Council as follows:

A. That the average period of usefulness of the improvements or properties described in Section 1 hereof for which the obligations authorized in this ordinance are to be issued, within the limitations prescribed in the Local Bond Law, is at least 15 years.

B. That the supplemental debt statement required by Section 40A:2-10 of the Revised Statutes has been duly made and filed in the office of the Municipal Clerk prior to the passage of this ordinance on first reading and a complete executed original thereof has been filed in the office of the Director of the Division of Local Finance of the State of New Jersey prior to passage of this ordinance on final reading and such debt statement shows that the gross debt of the Township as defined in Section 40A:2-43 of the Revised Statutes is increased by this ordinance by \$80,750.00, and that the issuance of the obligations authorized by this ordinance is permitted by an exception to the debt limitations contained in Section 40A:2-7(d) of said Local Bond Law.

Section 7. That the amount or the proceeds of the obligations authorized by this ordinance which may be expended for interest on such obligations, engineering, architectural and inspection costs and legal expenses, the cost of the issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinance, resolutions and notices of sale, and legal expenses in the manner provided in Section 40A:2-20 of the Revised Statutes, is not exceeding \$12,750.00.

Section 8. The full faith and credit of the Township of Marlboro, in the County of Monmouth, New Jersey, are hereby pledged for the payment of the principal of and interest on all of the bonds or notes issued pursuant to this ordinance, and the sums required for such payment shall in each year while any of said bonds or notes are outstanding be included in the annual budget and raised by tax without limitation as to rate or amount upon all the taxable property within said Township.

Section 9. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage pursuant to law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 14th day of June, 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:00 p.m. on the 12th day of July, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF,
Acting Clerk
Township of Marlboro

(575.24) 066158

RECREATION FACILITIES IN THE TOWNSHIP OF
MARLBORO, MONMOUTH COUNTY, NEW JERSEY;
APPROPRIATING \$85,000.00 FOR SUCH PURPOSES
AND AUTHORIZING THE ISSUANCE OF \$80,750.00
BONDS OR NOTES TO FINANCE THE COST THEREOF

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on July 12, 1973, at 8:00 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Council President Grossman said these park sites would be part of the general park sites and will be planned and started this year. Councilman Klau said that the two sites that are mentioned here are ones that the township does not own.

Seconded by Councilman Klau and adopted unanimously on a roll call vote.

Council President Grossman made a motion that the Mayor and Township Attorney begin negotiations with the owner at the site of Hull Court at Hawkins Road which are specifically mentioned in Resolution #102-73 for the acquisition of said site.

Be it further resolved that in the event of the failure to negotiate said price, then the township attorney shall be authorized to condemn and start condemnation proceedings.

Councilman Kaplan made a motion that the resolution just offered and duly seconded be tabled until later in this meeting. Seconded by Councilman Vuola, and adopted on the following roll call vote: Ayes: Councilmen Kaplan, McLaughlin, Vuola and Grossman. Nays: Councilman Klau.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #102A-73 - Acquisition of Block 65, Lot 40
Block 58, Lot 14

BE IT RESOLVED by the Township Council of the Township of Marlboro that the Mayor and Township Attorney are authorized and directed to immediately take all steps necessary for the acquisition of the following property.

1. Premises known as Lot 40 Block 65
2. Premises known as Lot 14 Block 58.

Seconded by Councilman Vuola and adopted unanimously on

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a roll call vote. Discussion: Councilman Klau asked Mr. Bierman if the purchase does not work out would he have the right to condemn. Can he by this resolution condemn. Mr. Bierman said, yes, without going back to council. Mayor Salkind said in thirty days we will be able to condemn. The first step is an appraisal which has been done, then comes an offer and then after thirty days we will be able to condemn.

Mayor Salkind said he was officially appointing Barry Wolk to serve as specialized consulting engineer on the park site development program.

The following resolution was offered by Councilman Klau:

RESOLUTION #103-73 - Special Item of Revenue

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Finance may approve the insertion of any special item of revenue in the Budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the Budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

SECTION I:

NOW THEREFORE, BE IT RESOLVED that the Township Council of the Township of Marlboro hereby requests the Director of the Division of Local Finance to approve the insertion of an item of revenue in the Budget for the year 1973 in the sum of \$4,968.00 which item is now available as a revenue from the State and Local Fiscal Assistance Act of 1972, Entitlement., January 1, 1973 to June 30, 1973 pursuant to the provision of statute, referred to, and

SECTION II:

BE IT FURTHER RESOLVED that a like sum of \$4,968.00 total be and the same is hereby appropriated under the caption of Capital Improvements

STATE AND LOCAL FISCAL ASSISTANCE ACT OF 1972:

ENTITLEMENT PERIOD:

(January 1, 1973 to June 30, 1973)

CONSTRUCTION OF MUNICIPAL FACILITIES

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SECTION III:

BE IT FURTHER RESOLVED that the above is the result

of certification received from the Department of the Treasury office of Revenue Sharing, Washington, D. C., that the Township Revenue Sharing Funds for the entitlement period January 1, 1973 to June 30, 1973 to be received will be \$37,361.00 and the Township has previously anticipated and appropriated in its 1973 Local Municipal Budget the sum of \$32,393.00, a difference of \$4,968.00, copy of such certification is attached hereto and made a part hereof and designated as Schedule A,

SECTION IV:

BE IT FURTHER RESOLVED that the Township Clerk be and he is hereby authorized to forward two copies of the within Resolution, certified to be true copies, to the Director, Division of Local Finance.

SECTION V:

BE IT FURTHER RESOLVED that the Township Clerk be and he is hereby authorized to forward a copy of the within Resolution certified to be a true copy to the following:

1. Louis J. Gartz, Auditor
2. Mary Denton, Administrator
3. Art Goldzweig, Finance Director

SECTION VI:

BE IT FURTHER RESOLVED that the Township Clerk be and is hereby authorized to publish a copy of the within Resolution, certified to be a true copy in one of the newspapers designated as an official newspaper by Resolution of the Township Committee in accordance with the requirements of the State and Local Fiscal Assistance Act of 1972.

Seconded by Council President Grossman and adopted unanimously on a roll call vote.

RESOLUTION #104-73 - Synopsis of Annual Audit Report

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, The Annual Report of Audit for the year 1972 has been filed by a Registered Municipal Accountant with the Clerk of the Township of Marlboro as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, The Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, The Local Finance Board has promulgated a regulation requiring that the governing body of each

municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments

Recommendations

and

WHEREAS, The members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments

Recommendations

as evidenced by the group affidavit from of the governing body; and

WHEREAS, Such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, All members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, Failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.D. 52:27BB-52 - to wit:

R.S. 52:27BB52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, That the Council of the Township of Marlboro hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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Seconded by Councilman Vuola and adopted unanimously by a roll call vote.

The following resolution was offered by Councilman Vuola:

RESOLUTION #108-73 - Lloyd Road

Resolution #108-73 is attached hereto and made a part of these minutes.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote. Discussion: Council President Grossman said this project was bid out in 1971 and bid out quite fast because of certain reasons and certain feelings of the members of council. The first time it was bid I objected to it but the court forced us to take Cardell's bid. We did not have County or State approval or appropriation for funds from the State and County. We finally got these approvals by September, 1972. We then told Cardell they could commence work. Cardell only worked until December 1st and then returned March 1st of this year. When he resumed, he found these problems which were never in the original plan and he is still finding problems.

Mr. Bierman met with Cardell and worked out various problems. Councilman Kaplan asked if the contractor accepted or indicated his agreement in writing to what has been worked out. Mr. Bierman said he will initial copy of this resolution. A resolution adopted by council would confirm a settlement agreement.

Mayor Salkind said that two years ago he warned everyone this would happen. First of all, the previous council put in a water and sewer program and secondly they threw in a recreation program. The federal government turned down the recreation program and we finally got the land this year for nothing.

Merrit Warwick, Box 80C, Lloyd Road. Mr. Warwick wanted to know if the Mayor and council could give help to the people on Lloyd Road. Mayor Salkind said there is no way to solve the problems on Lloyd Road because of the engineering. The only way we can solve the problem is by bringing in sewers. Mayor Salkind had a meeting with the Mayor of Matawan. He asked to be hooked into sewer and water in the areas of Lloyd and Nolan Roads. This would take approximately 18 to 24 months.

Recess was called at 10:45 P.M. and the meeting resumed at 10:55 P.M.

An open discussion with the Board of Education and Council with respect to portables followed.

00189

Councilman Kaplan asked why the Board was asking for 20 portable units instead of the 18 previously asked for. Mr. Cafiero said at first we did not take into account additional kindergarten classes needed, teacher's rooms needed and storage.

Councilman Kaplan asked the difference in cost between putting in 18 units and 20 units. Mr. Cafiero said \$6,600.00 additional would be needed for the two units.

Councilman McLaughlin asked how many children will be in each unit. Mr. Cafiero said 25 students is predicted.

Mr. Cafiero said the Board would have to pass a referendum in order to lease portables. Mr. Dugan said the County Board of Superintendents will approve the units if the Board of Education leases the units from the town. Dr. Webber said we can lease the units from the town without a referendum.

Council President Grossman asked if this can be done with a \$100,000.00 donation from the township. Mr. Cafiero said he thought the statement was accurate, but it could be a ball park figure.

Councilman Kaplan said for the record, we have got the legal opinion that we cannot and we should not authorize the advertisement of bids tonight without having the plans and specifications before us. We can only go as far as a bond ordinance.

PUBLIC SESSION:

John Balstrom requested the appeal of the Emmons case. Bob French asked how much will it cost to have this appeal and how many families are affected by the drainage.

Felicia Remo, Midway Mobile Park complained about the discriminatory rent increases on her mobile home. She asked council and the Mayor to assist her in settling her differences with the Midway Mobile Park.

Since no one else wished to speak the public session was closed.

Meeting adjourned at 1:00 P.M.



Rose Fialkoff, Acting Clerk



Lawrence Grossman, Council
President

Minutes Approved: 9/9/73

Cardell

RESOLUTION #108-73

WHEREAS, in 1971 the Township Council caused plans and specifications to be prepared for the reconstruction of Lloyd Road in the Township of Marlboro; and

WHEREAS, after the solicitation of bids certain litigation was instituted by Cardell, Inc. and as a result of that litigation on or about November 3, 1971 a contract was awarded to Cardell, Inc. for the reconstruction of Lloyd Road; and

WHEREAS, it was impossible to permit Cardell, Inc. to proceed with the work under said contract until certain approvals of the State of New Jersey and the County of Monmouth were obtained and certain easements or rights-of-way granted; and

WHEREAS, said approvals and other items were not obtained until late in the Fall of 1972 and at that time Cardell, Inc. was directed to begin work under said contract; and

WHEREAS, the operative date, pursuant to the terms of the contract, provided for work to commence on or about April 1, 1973; and

WHEREAS, after commencing work under said contract Cardell, Inc. advised the Township through the Township Engineer's Office that certain subsurface conditions had been encountered which required the use of materials outside of the extent of the contract documents and Cardell, Inc. demanded payment for said additional work, labor and materials; and

WHEREAS, the Township Engineer has provided inspection and

reports concerning the progress of said work and is aware of the work, labor and materials which are the subject of said demand by Cardell, Inc.; and

WHEREAS, Cardell, Inc. has demanded a re-negotiation of the contract price to provide for the general increase in construction costs during the period from November, 1971 to the present time; and

WHEREAS, Cardell, Inc. has made demand for an increase in contract of nineteen (19%) per cent representing the cost index as developed by the Engineering News Record; and

WHEREAS, the Township recognizes that an increase in construction costs has occurred since the time of the award of the contract in November, 1971 and that the delay in the commencement of construction was occasioned by the inability of the Township to order that work should commence forthwith:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That Cardell, Inc. shall be paid for work, labor and material supplied in connection with the Lloyd Road Contract pursuant to voucher heretofore submitted for the following items in the following amounts:

Item 2A.....	\$8,635.00
Item 3A.....	\$2,286.90

2. That Cardell, Inc. shall be paid an amount equal to twelve

June, 1973

RESOLUTION

WHEREAS, the Council, and/or official Boards and Agencies
ve authorized certain services and purchases and the Council and
ficial Boards and Agencies have reviewed and certified these vouchers:

NOW THEREFORE, BE IT RESOLVED by the Council of the Township
of Marlboro that the following be paid:

<u>VENDOR</u>	<u>AMOUNT</u>
A & A Coffee Service	96.00
Asbury Park Press, Inc.	86.24
Atlantic Abstract Co.	200.00
Bayshore Stationers	34.38
The Central Jersey Bank & Trust Co.	301.07
Simon Cittone & Assoc. Inc.	24.00
Colonial News	74.40
The Daily Register	129.95
Donlin's TV, Marlboro Mall	18.30
Hillpot Farm Store	4.76
IBM Corporation	76.15
Lench's Print Shop	196.00
Linnett & Co.	24.06
Matawan-Keyport Press	96.90
Middlesex County Publishing Co.	38.38
New Jersey Bell Telephone Co.	1,114.27

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<u>VENDOR</u>	<u>AMOUNT</u>
Schoor Engineering, Inc.	345.00
The Transcript	52.40
Edward Usher Company	45.99
Van's Freehold Inn	24.97
Xerox Corporation	283.53
Edapco, Inc.	40.32
Herbert B. Bierman	2,000.00
Mr. Benjamin H. Danskin, County Clerk	125.00
Louis J. Gartz	8,972.50
Mat-Key Press, Inc.	9.00
Municipal Finance Officers Assn of N.J.	10.00
Base Auto Supply	55.00
Bay Automatic Transmission	240.00
B. & B. Auto Radiator and Glass	28.00
Boyd Associates, Inc.	56.00
Franklin's Garage	40.10
Lt. Curt C. Krieger, Sgt. Stover, Lt. Salle, Pacylowski	140.00
Marlboro Dry Cleaners, Inc.	148.80
Mattys Auto Parts	479.88
Joseph A. Mazzeo	99.25
Mullaney Tire Service	551.28
V. E. Ralph & Son, Inc.	38.85
Red the Tailor Inc.	231.40
Saling, Moore, O'Mara & Coogan - Counsellors at Law	200.00

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<u>VENDOR</u>	<u>AMOUNT</u>
Scrub A Dub Car Wash	27.00
Sprague's Oil Service, Inc.	1562.67
Tom's Ford Inc.	281.95
Freehold Dodge Inc.	11.46
General GMC Sales Inc.	43.44
Manzo Contracting Co. Inc.	1776.25
Mechanics Uniform Rental	307.90
Alfred L. Storer	192.00
Trap Rock Industries, Inc.	83.55
Battleground Maintenance Supply Co.	28.80
Nicholas De Palma	200.00
Jersey Central Power & Light Co.	3696.17
Kepwel Spring Water Co.	130.50
Millhurst Mills, Inc.	9.20
Morganville First Aid Squad	100.00
New Jersey Natural Gas Co.	31.75
Pineland Septic Service	15.00
Freehold Lumber Co., Inc.	264.06
Lench's Print Shop	30.00
South Jersey Surgical Supply Co.	51.30
David Birnbaum	110.60
Edward L. Fleischer, Esquire	300.00
Rutgers, The State University	40.00
Joseph H. Gibson, Esquire	1381.25

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VENDOR

AMOUNT

New York Daily News, Inc.

100.00

Miller, Foley & Kurtz

6970.00

SHADE TREE TRUST

TOTAL \$ 34,476.98

New Jersey Natural Gas Co.

127.35

Princeton Nurseries

TOTAL 21,437.00
\$ 21,564.35

Offered by:

Ayes:

Seconded by:

Nayes:

Absent:

The above resolution was adopted this
, 1973.

day of

Rose Fialkoff, Acting Clerk

Lawrence Grossman
Council President

Arthur Goldberg

00194

COUNCIL OF THE TOWNSHIP OF MARLBORO - SPECIAL MEETING

JUNE 19, 1973

The Special Meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman at 8:15 P.M. on June 19th, 1973 in the Marlboro Elementary School.

Mayor Salkind read his letter calling for a Special Meeting of Council. (attached hereto)

The Acting Clerk called the roll:

ROLL CALL: Present: Councilmen Kaplan, Klau and Vuola

Absent: Councilman McLaughlin and Council President Grossman

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney, and Acting Clerk, Rose Fialkoff.

The Board of Education informed the Mayor that it is not ready to act in the matter listed as No. 1 (Matters concerning the Board of Education and portables) therefore, no action and consideration can be taken at this time. Acting Council President, Richard Kaplan asked what is the Board's intention and when will they be ready to take action. Mary Denton received word from the Board today they would not have anything prior to 5:00 P.M. Wednesday afternoon. (6/20/73.) Acting Council President, Richard Kaplan suggested that if the Board does come in with the plans tomorrow I think Council should consider an emergency resolution just for the purpose of Resolution #112-73 (Matters concerning the Board of Education and portables).

Councilman Vuola made motion to hold a special meeting if the Board of Education comes in with plans and specifications for the portables. Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and Vuola. Nays: 0 Absent: Councilman McLaughlin and Council President Grossman.

Councilman Klau offered the following resolution:

RESOLUTION #113-73 - Appointments to Health
Advisory Council

BE IT AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the Mayor's appointment of:

Dr. Alan Kleinman
Dr. Steven Bass

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as members of the Health Advisory Council receives its advice and consent from the Council of the Township of Marlboro.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and Vuola. Nays: 0 Absent: Councilman McLaughlin and Council President Grossman. Discussion: Mayor Salkind explained that these additional appointments bring the total members of the Health Advisory Board to seven.

Acting Council President Richard Kaplan omitted Resolution #114-73.. Resolution #105-73, concerning an emergency appropriation on the election o.e. account was tabled as there was no second.

Councilman Klau offered the following resolution:

RESOLUTION #106-73 - Liquor License Renewals

BE IT RESOLVED by the Council of the Township of Marlboro that the liquor licenses for the year 1973-74 be renewed for the following:

- C-1 Marlboro Bar & Liquor, Inc., Rt. 79 & School Rd. West, Marlboro, New Jersey
- C-2 William S. McCormick, trading as Marlboro Inn, East Main St., Hwy. 79, Marlboro, New Jersey
- C-3 520 Bar, Inc., RD1, Box 177, Marlboro, New Jersey
- C-4 Eugene J. & Leocadia Janowski, trading as Fireside Lodge, Hwy. 79, Marlboro, New Jersey
- C-5 Julia's Grill & Restaurant, Inc., Hwy. 9, Englishtown, New Jersey
- C-6 Taras Ulashkevich, trading as Andiron Inn, Hwy. 79, Marlboro, New Jersey
- C-7 Turid M. Henriksen, trading as Morganville Bar & Grill, Inc., Box 80 B, Lloyd Road, Morganville, New Jersey
- C-8 Aloysius Jeckell, trading as The Paddock, Inc., Rt. 9, Marlboro, New Jersey
- CB-2 Robertsville Volunteer Fire Co. #1, Inc., Rt. 520, Marlboro, New Jersey
- CB-3 Morganville Volunteer Fire Co. #1, Tennent Rd., Morganville, New Jersey
- D-1 Samuel & Roberta Swerdloff, trading as Drug Mart Liquors of Marlboro, Inc. Rts. 520 & 79, Marlboro, New Jersey

00196

D-2 Abe Solomon, trading as Morganville Gen'l Store,
Old Tennent & Spring Valley Road, Morganville,
New Jersey

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan and Vuola. Nays: 0 Absent: Councilmen Klau and McLaughlin. Council President Grossman. Discussion: CB-1 is deleted from list (Morganville Independent Club). The Township acted against that license.

Councilman Vuola offered the following resolution:

RESOLUTION #107-73 - Thelma Goins Variance

WHEREAS, application for a variance by the within named applicant covering the within described property to permit the variance indicated has heretofore been submitted and duly considered and recommended by the Zoning Board of Adjustment, as will more fully appear by resolution adopted by said Board, a copy of which is made a part hereof as though annexed hereto:

NAME OF APPLICANT: Thelma Goins
PROPERTY AFFECTED: Lot 21, Block 74
VARIANCE REQUESTED: Sections 901.3 and 901.4 of the Zoning Ordinance of the Township of Marlboro, in order to construct a one-family dwelling on the subject premises

WHEREAS, the Township Council has duly considered the matter and has determined that the said variance may be granted without substantial detriment to the public good and that it will not substantially impair the intent and purpose of the zone plan and the Zoning Ordinance:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the Township Council hereby approved the variance referred to hereinabove subject to the terms and conditions contained in the resolution of the Zoning Board of Adjustment dated May 1, 1973, and further providing that the applicant conform in all respects to the building size, provisions and garage requirements set forth in the R20 provision of the zoning ordinance.

Seconded by Councilman Kaplan and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and Vuola. Nays: 0 Absent: Councilman McLaughlin and Council President Grossman. Discussion: Acting Council President Richard Kaplan corrected Resolution #107-73 to read "and further providing that the applicant conform in all respects to the building size, provisions and garage requirements set forth in the R20 provision of the zoning ordinance."

00197

Councilman Klau offered the following resolution:

RESOLUTION #109-73 - Cancel Second Meeting
in June

BE IT RESOLVED by the Township Council of the Township of Marlboro that Article 2.2 of the Administrative Code shall be suspended to the extent that there shall be no meeting of the Township Council on Thursday June 28th, 1973; and

BE IT FURTHER RESOLVED that a regular meeting of the Township Council shall be held on Thursday, July 12th, 1973 at 8:00 P.M. at the Marlboro Elementary School.

Seconded by Acting Council President Richard Kaplan and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and Vuola. Nays: 0 Absent: Councilman McLaughlin and Council President Grossman.

Acting Council President Kaplan called a short adjournment to discuss police uniforms. Meeting resumed at 8:50 P.M. Mary Denton, Business Administrator explained the bids on the police uniforms.

Acting Council President Kaplan made a motion that bids for POLICE UNIFORMS received from Millers Uniform Headquarters and Red The Tailor, Inc. be awarded based upon the lowest bidder item-by-item. Motion seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and Vuola. Nays: 0 Absent: Councilman McLaughlin and Council President Grossman.

RESOLUTION #110-73 - Award Police Uniform Bids

WHEREAS, bids were received by the Council of the Township of Marlboro for POLICE UNIFORMS from Millers Uniform Headquarters and Red The Tailor, Inc; and

WHEREAS, Millers Uniform Headquarters was low bidder on some items and Red The Tailor was low bidder on other items;

NOW, THEREFORE BE IT RESOLVED, that bids are hereby awarded to the lowest bidder on each item.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and Vuola. Nays: 0 Absent: Councilman McLaughlin and Council President Grossman.

Mayor Salkind asked Council to rescind resolution authorizing bids to be received on road department uniforms as the Business Administrator indicated that uniforms will not exceed the sum of \$2500.00.

Councilman Vuola made a motion; in view of the fact that the road department uniforms will not exceed \$2500.00 no bid will be necessary. Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Klau and Vuola. Nays: 0 Absent: Councilmen Kaplan and McLaughlin. Council President Grossman.

RESOLUTION #111-73 - Road Department Uniforms

WHEREAS, ROAD DEPARTMENT UNIFORMS can be supplied for all Township employees of the Division of Streets and Roads for a sum less than \$2500 and therefore no bid is necessary;

NOW, THEREFORE, BE IT RESOLVED that Resolution #72-73 be rescinded.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Klau and Vuola. Nays: 0 Absent: Councilmen Kaplan, McLaughlin and Council President Grossman.

Acting Council President Kaplan offered the following resolution:

RESOLUTION #114-73 - Appointment of Negotiator RE: Police

BE IT RESOLVED, that William Mechmann, Morganville, New Jersey is appointed as negotiator representing the Council of the Township of Marlboro in matters concerning the Division of Police.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilman Kaplan, Klau and Vuola. Nays: 0 Absent: Councilman McLaughlin and Council President Grossman.

Councilman Vuola made a motion to adjourn, seconded by Acting Council President Kaplan, meeting adjourned 9:10 P.M.

Minutes Approved: 8/9/73

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Richard Kaplan, Acting Council President

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746
(201) 462-0059

MORTON SALKIND
Mayor

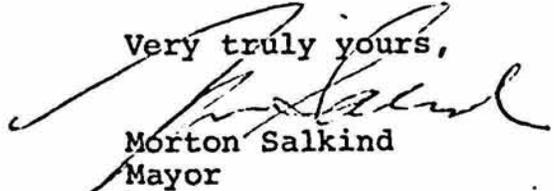
Members of the Township Council
Township of Marlboro
Marlboro, New Jersey 07746

Gentlemen:

At the request of the Township Council, in accordance with the provisions of N.J.S.A. 40:69A-179, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby call a special meeting of the Township Council, commencing at 8:00 P.M., on June 19th, 1973 at the Marlboro Elementary School, School Road West, for the purpose of action concerning:

1. Matters concerning the Board of Education and portables.
2. Confirmation of Mayoral appointments to Health Advisory Council.
3. Appointment of Negotiator - RE: Police
4. Emergency Appropriation, Election o.e.
5. Liquor license renewals.
6. Thelma Goins variance.
7. Cancel second meeting in June.
8. Award police uniform bids.
9. Road Department uniforms.

Very truly yours,


Morton Salkind
Mayor

00200

COUNCIL OF THE TOWNSHIP OF MARLBORO - SPECIAL MEETING

JUNE 22, 1973

The Special Meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman at 7:00 P.M. on June 22, 1973, in the Marlboro Elementary School.

Mayor Salkind read his letter calling for a Special Meeting of Council. (attached hereto)

The Acting Clerk called the roll:

ROLL CALL: Present: Councilmen Kaplan (arrived 7:10 P.M.)
Klau, Vuola and Grossman

Absent: Councilman McLaughlin

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney, and Acting Clerk, Rose Fialkoff.

Councilman Vuola offered the following resolution:

RESOLUTION #115-73 - Western Monmouth Industrial Park

WHEREAS, the following described plat has been heretofore submitted to the Planning Board and has been approved by said Body as will more fully appear by resolution hereunto annexed; and

WHEREAS, application has now been made to the Township Council of the Township of Marlboro to grant preliminary approval of said major subdivision;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That Plat entitled Western Monmouth Industrial Park situated in Marlboro Township, Monmouth County, New Jersey, dated 6/20/73 attached hereto and made a part hereof be and the same is hereby approved, subject to the terms and conditions set forth in the resolution of the Planning Board of the Township of Marlboro.

2. Nothing herein contained shall be construed in any wise as an approval or acceptance of any utilities, streets, roads, avenues or other thoroughfares shown thereon without further formal action of the Township Council.

1.

6/22/73

00201

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Nays: 0 Absent: Councilmen Kaplan and McLaughlin.

Councilman Klau offered the following resolution:

RESOLUTION #116-73: - Lt. Traffic on East Frances

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

ORDINANCE #8-73

AN ORDINANCE LIMITING THE USE OF CERTAIN STREETS IN THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Nays: 0 Absent: Councilmen Kaplan and McLaughlin.

Councilman Vuola offered the following resolution:

RESOLUTION #117-73 - Emergency Appropriation Election o.e.

WHEREAS, an emergency has arisen in the Township of Marlboro in that it is necessary to appropriate additional monies for the purpose of the General Election.

WHEREAS, the total amount of emergency appropriations created, including the appropriation to be created by this resolution is.....\$750.00 and three percent of the total operation appropriations in the budget for 1973 is.....\$37,824.00

NOW, THEREFORE, BE IT RESOLVED (not less than 2/3 of all the members thereof affirmatively concurring) that in accordance with NJS 40A4-48:

1. An emergency appropriation be and the same is hereby made for:

Elections:

Other Expenses.....\$750.00

2. That said emergency appropriation shall be provided for in full in the 1974 budget.

3. That a certified copy of this resolution be filed with the Director of Local Finance.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Nays: 0 Absent: Councilman McLaughlin.

00202

Mr. Jack Dugan, Business Administrator for the Board of Education said the specifications contained herein are specifications for each unit that shall be provided by the contractor. Your specifications and your terms and conditions relate further than that. I am still trying to hold the date of August 15th for delivery of the units.

Mr. Bierman asked Mr. Dugan if there was an addendum to those conditions. Mr. Cafiero and he decided that in no way would they put an addendum to original specifications. All the changes were made in the original specifications.

Mayor Salkind said this material was received by the Mayor for the Council at the start of this meeting and the attorney has not studied this and therefore is going to have to ask some questions.

Mr. Dugan said the changes are on page 1. We originally had drawings which I crossed out. The only other changes are on the general conditions. We added 9. and 10. 9 being piers and 10. stairways.

Mr. Bierman asked about a change on page 2., Section 1A, he could not understand the paragraph. It looked to him as if the specification was written for a particular company. Mr. Bierman wanted to know why there was a reference made to Space Rentals.

Mr. Dugan said we are bidding on a mobile unit that anybody in the business can make. We have to use some standard to write up the specifications and in this case the standard is Space Rentals. Mr. Bierman was concerned about a brand name in the specification.

The Mayor suggested that we must say in the specifications that the units must be approved by the County Superintendent of Schools. Mr. Cafiero and Mr. Dugan agreed to that.

RESOLUTION #112-73 - Portable Classrooms

WHEREAS, plans and specifications for relocatable classrooms have been filed with the Township Council and are hereby approved; and

WHEREAS, the said plans and specifications known as

RELOCATABLE CLASSROOM UNITS

on file in the office of the Township Clerk and available for inspection:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the Township Clerk is authorized to advertise for sealed competitive bids pursuant to law.

2. That said sealed competitive bids shall be received by the Township Council on July 5, 1973 at 7:30 P.M.

3. That upon receipt of approval of the proposed method of financing by the Division of Local Government of the State of New Jersey and approval of the proposed relocatable classrooms for use by the Board of Education from the County Superintendent of Schools, the Township shall award the contract to supply said relocatable classrooms to the lowest responsible bidder.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and Grossman. Nays: 0 Absent: Councilman McLaughlin. Discussion: Mary Denton said there are a few things that will require going over. Mayor Salkind said that he has continued to work on the premise that we may go on either of the two sites originally discussed. While there is no question that he preferred the Gordons Corner Road site, the sewerage problems are more severe than on the other site. We were originally considering the western part of this site. If we use this site we cannot go where the models are being built. To use this site we have to go to the extreme eastern part of the site as near to the library site as possible.

Doug McClung, member of the School Board spoke for the members of the Board in saying that whichever site can be suitable and ready for occupancy by the opening of the school year would be acceptable to the Board. Mayor Salkind felt if the Wyncrest site were used it would not be as advantageously located as the other site but it would be ready in time for the opening date of school.

Councilman Kaplan asked if the Board recommended that we ask the contract bidders to be ready to install the units by the 15th of August. Mr. Dugan said he asked the contractor to install a pier foundation and pier itself so there would be stable earth to work from. Mr. Dugan said he spoke to Space Rentals on 6/21/73 and he pushed for an August 15th date.

Mary Denton, asked why the Board asked for an additional four single units. Mr. Dugan said that Mr. Cafiero will have to find an additional three classrooms for kindergarten and the teachers demand a place to meet. That is why we are bidding four extra units. Mr. Dugan also felt that when you ask for an additional bid we get a better price as long as they are bringing units to the site anyway.

4.

6/22/73

00204

Mr. Cafiero said he did not expect the Council to pick up the additional expenses of these four units. The Board is asking for no contribution we just want the information as to cost, etc. Mr. Bierman said that any contribution to the Council by the Board would have to go into the general fund. Mr. Cafiero said at this point all we are doing is seeking information. Mr. Bierman felt that at this point the Board should give up the idea of acquiring four more units from the Council's bid. The Mayor said that the Board had no other way of obtaining the four additional units.

Council President Grossman called for a motion to adjourn, motion made by Councilman Vuola, meeting adjourned at 7:50 P.M.

Minutes Approved:

Rose Fialkoff, Acting
Clerk


Lawrence Grossman, Council
President

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746
(201) 462-0059

MORTON SALKIND
Mayor

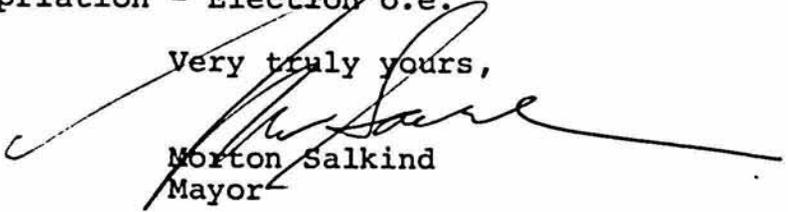
Members of the Township Council
Township of Marlboro
Marlboro, New Jersey 07746

Gentlemen:

At the request of the Township Council, in accordance with the provisions of N.J.S.A. 40:69A-179, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby call a special meeting of the Township Council, commencing at 6:45 P.M., on June 22nd, 1973 at the Marlboro Elementary School, School Road West, for the purpose of action concerning:

1. Matters concerning the Board of Education and Portables.
2. Approval of Preliminary Subdivision - Interstate Industrial Park.
3. Lt. Traffic - E. Francis & W. Francis Ave.
4. Emergency Appropriation - Election o.e.

Very truly yours,


Morton Salkind
Mayor

00206

COUNCIL OF THE TOWNSHIP OF MARLBORO

SPECIAL MEETING

JULY 5, 1973

The Special Meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman at 8:00 P.M. on July 5th, 1973 at the Marlboro Elementary School.

Mayor Salkind read his letter calling for a Special Meeting of Council. (attached hereto.)

The Clerk called the roll:

ROLL CALL: Present: Councilman Vuola and Council President Grossman.

Absent: Councilmen Kaplan, Klau and McLaughlin.

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney, and Acting Clerk, Rose Fialkoff.

Council President Grossman explained that the purpose of this meeting is merely accepting the bids, opening them and not acting upon them.

Mr. Bierman added that the meeting having been called to order, even though there is lack of a quorum, the meeting has been advertised, and he saw no legal reason why the bids cannot be accepted tonight and tabulated.

Council President Grossman announced Closing of the Bids at 8:01 P.M. He read the bids as follows:

Educational-Industrial Facilities, Inc.

The first bid is for two separate Bids:

First Bid: Outright purchase

20 single units\$197,000

1 ea. all-purpose double unit with
two bathrooms, excluding chalkboards\$ 24,000

1 ea. single unit for administrative
offices, partitioned into thirds.
Placement of bathrooms, partitions, and
two doorways as directed by owner. No
chalkboard required; include one tackboard
each section.....\$ 9,900

Alternate No. 1

Deduct amount for furnishing two single units in lieu of all-purpose double unit.....\$ 5,300

Alternate No. 2

Add amount for providing four additional single units.....\$ 39,400

Educational-Industrial Facilities, Inc. proposes that all work will be substantially completed within 50 calendar days.

Second Bid: Alternate Lease Bid

20 each single units.....\$ 88,660

1 each all-purpose double unit with two bathrooms, excluding chalkboards.....\$ 10,800

1 each single unit for administrative offices, partitioned into thirds. Placement of bathrooms, partitions, and two doorways as directed by owner. No chalkboard required; include one tackboard each section\$ 4,455

Alternate No. 1

Deduct amount for furnishing two single units in lieu of all-purpose double unit.....\$ 2,040

Alternate No. 2

Add amount for providing four additional single units.....\$ 17,732

Educational-Industrial Facilities, Inc. proposes that all work will be substantially completed within 50 calendar days.

Council President Grossman read the bid received from Space Rentals as follows: (on standard lease agreement)

Space Rentals Division Transport Pool, Inc.

20 each single units per drawing A101 to be leased for the period 9/1/73 through 6/30/74.....\$ 65,713

1 each all-purpose double unit with two bathrooms per drawing A102 to be leased for the period 9/1/73 through 6/30/74.....\$ 7,462.00

1 each single unit for administrative offices, partitioned into thirds to include two bathrooms per drawing A103 to be leased for the period 9/1/73 through 6/30/74.....\$ 3,424

Alternate No. 1

Deduct amount for furnishing two single units per drawing A101 of all-purpose double unit.....\$ -0-

Alternate No. 2:

Add amount for providing four additional single units per drawing A101 to be leased for the period 9/1/73 through 6/30/74.....\$ 13,143

Note: All lease rates are plus applicable taxes. Space Rentals proposes that relocatable classrooms shall be delivered and leveled on piers within forty-five days from the date of contract award.

Certified Check in the amount of 10% of base bid included with bid.....\$ 9,950

Council President Grossman stated that we have opened and read the bids and that being the purpose of the meeting and since we have no quorum I will not ask for action on the bids.

Mayor Salkind announced that we have as of this date received from the two principal firms involved the deeds to 30+ acres located at Wyncrest Road near Robertsville Road. This is to be used for part of our recreation program.

Meeting adjourned 8:30 P.M.

Minutes Approved: *Nov 29, 1973*

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence S. Grossman
Lawrence Grossman, Council President

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746
(201) 462-0059

MORTON SALKIND
Mayor

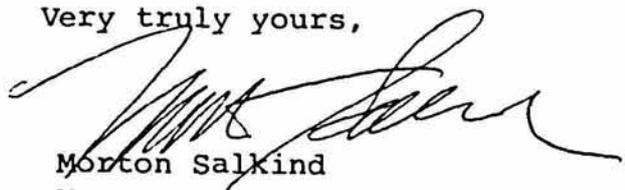
Members of the Township Council
Township of Marlboro
Marlboro, New Jersey 07746

Gentlemen:

At the request of the Township Council, in accordance with the provisions of N.J.S.A. 40:69A-179, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby call a special meeting of the Township Council, commencing at 7:30 P.M., on July 5, 1973 at the Marlboro Elementary School, School Road West, for the purpose of action concerning:

Matters concerning the Board of Education and the Township of Marlboro.

Very truly yours,



Morton Salkind
Mayor

COUNCIL OF THE TOWNSHIP OF MARLBORO-REGULAR MEETING

JULY 12, 1973

The regular Council meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman on July 12, 1973, at 8:10 P.M., in the Marlboro Elementary School.

Following the Salute to our Flag, the Clerk called the roll:

ROLL CALL: Present: Councilmen Kaplan, Klau, McLaughlin (arrived at 8:30 P.M.), Vuola and Grossman.

Absent: None

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney and Acting Clerk, Rose Fialkoff.

APPROVAL OF MINUTES:

A motion to approve the minutes of March 8, 1973 was offered by Councilman McLaughlin, seconded by Councilman Vuola and adopted on a roll call vote of the following: Ayes: Councilmen McLaughlin, Vuola and Grossman. Nays: 0 Absent: Councilmen Kaplan and Klau.

A motion to approve the minutes of April 12, 1973 was offered by Councilman Vuola, seconded by Council President Grossman and adopted on a roll call vote of the following: Ayes: Councilmen Vuola and Grossman. Nays: 0 Absent: Councilmen Kaplan, Klau and McLaughlin.

The minutes of May 10, 1973 (regular meeting), May 10, 1973 (special meeting), and May 22, 1973, (regular meeting) were tabled.

CITIZENS VOICE:

Hyman Grossman informed Council of a massive cave-in on the back of his property. He exhibited pictures of same. Mayor Salkind expressed a willingness for Council and the engineer to look into this. The Mayor felt the township has no obligation to enter upon those properties as the

township never accepted an easement for cleaning on a subdivision application in 1963 and 1965. The township has recently passed an ordinance to make it the homeowner's responsibility.

Marty Gitten asked about the census figures released at the last Board of Education meeting. Mayor Salkind stated he has a copy of the Walling report and it is based upon statistical data. Dr. Walling has taken the existing sampling of the town plus the 150 homes that have been approved this year and 250 homes per year therein. That is what he has based his report on. The township has hired two college students to go door-to-door and take census of the number of people and the various age groups in the township. We will have total figures, sectional figures and individual figures.

Citizens Voice period was closed at 8:40 P.M.

Public Hearing: Ordinance #11-73 - Amendment to Administrative Code.

Mr. Bierman said the vouchers paid this month will be under the old procedure as the ordinance will not become effective before the next meeting.

The following resolution was offered by Councilman Klau.

RESOLUTION #118-73 - Action Ordinance #11-73

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

ORDINANCE #11-73

AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE RELATING TO THE ORGANIZATION AND ADMINISTRATION OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH PURSUANT TO THE MAYOR-COUNCIL PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (N.J.S.A. 40:69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED BY THE SAID

**ORDINANCE NO 11-73
AN ORDINANCE SUPPLEMENTING
AND AMENDING AN ORDINANCE
ENTITLED "AN ORDINANCE SUP-
PLEMENTING AND AMENDING AN
ORDINANCE ENTITLED "AN ORDI-
NANCE RELATING TO THE ORGANI-
ZATION AND ADMINISTRATION OF
THE GOVERNMENT OF THE TOWNSHIP
OF MARLBORO, IN THE COUNTY
OF MONMOUTH PURSUANT TO
THE MAYOR-COUNCIL PLAN E OF
THE OPTIONAL MUNICIPAL CHARTER
LAW (N.J.S.A. 40:69-48 through 73)
TO THE EXTENT NOT OTHERWISE
PROVIDED BY THE SAID OPTIONAL
MUNICIPAL CHARTER LAW BY THE
STATUTES OF THE STATE OF NEW
JERSEY AND BY THE ORDINANCES
OF THE TOWNSHIP OF MARLBORO."**

BE IT ORDAINED by the Township Council of the Township of Marlboro, in the County of Monmouth and State of New Jersey, that an Ordinance known as Ordinance No. 1-72 and known by the short form title "The Administrative Code of the Township of Marlboro" is hereby supplemented and amended as follows:

Section 1, Article 9.2(e) shall be supplemented and amended so that the same shall read as follows:

(e) All bills, claims and demands against the Township shall be presented to the Township Council for its approval or disapproval. A voucher on a form prescribed by the Director of Finance shall be presented for each bill, claim or demand and shall be paid only upon audit, warrant and approval of the Director of Finance. Disbursement shall be made by check drawn by the Township Treasurer, and shall be signed by the Mayor. Provision may be made for facsimile signatures on checks to provide for all disbursements of Township funds.

Section 2, Article 9.2 (f) shall be supplemented and amended so that the same shall read as follows:

(f) The Director of Finance shall prepare for each regular meeting of the Township Council a list of all bills, claims or demands upon the Township which have been presented through the course of business on the Monday next preceding the regular meeting of the Township Council and since the last preceding list was compiled. Such list shall be prepared in sufficient quantity for the Mayor, each member of the Township Council, the Business Administrator, the Township Attorney, and at least one copy shall be filed with the Township Clerk as a public record open to examination in his office.

Section 3. That all ordinances or parts of ordinances inconsistent herewith are hereby repealed and this ordinance shall take effect immediately upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 14th day of June 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:00 P.M. on the 12th day of July, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF, Acting Clerk
(\$40.48) 066155

OPTIONAL MUNICIPAL CHARTER LAW OF THE STATUTES OF THE STATE OF NEW JERSEY AND BY THE ORDINANCES OF THE TOWNSHIP OF MARLBORO."

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Vuola and approved on the following roll call vote: Ayes: Councilmen Kaplan, Klau, Vuola and McLaughlin. Nays: 0 Absent: Council President Grossman.

PUBLIC HEARING: Ordinance #12-73 - Library Bonding Ordinance

Council President Grossman said the money will be used to defray the cost of the library and recreation programs.

The following resolution was offered by Councilman Kaplan.

RESOLUTION #119-73 - Action, Ordinance #12-73

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

ORDINANCE #12-73

AN ORDINANCE AUTHORIZING THE CONSTRUCTION OF A MUNICIPAL FACILITY - LIBRARY IN THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH, NEW JERSEY: APPROPRIATING \$200,000.00 FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF \$135,000.00 BONDS OR NOTES TO FINANCE THE COST THEREOF

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law;

BE IT FURTHER RESOLVED, that the aforesaid Ordinance be declared an emergency and that the same shall be effective upon the signature of the Mayor.

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau, McLaughlin, Vuola and Grossman. Nays: 0 Absent: None. Discussion: Council President Grossman explained that this is the first stage of a three stage library. The library will be built on the corner of Wyncrest Road and Route 520. The preliminary plans have been drawn and completed. Work will commence the first week of October and will take approximately three to four months to complete.

**ORDINANCE No. 12-73
AN ORDINANCE AUTHORIZING THE
CONSTRUCTION OF A MUNICIPAL
FACILITY — LIBRARY IN THE TOWNSHIP
OF MARLBORO, COUNTY OF
MONMOUTH, NEW JERSEY; APPROPRIATING
\$200,000.00 FOR SUCH PURPOSE AND
AUTHORIZING THE ISSUANCE OF \$135,000.00
BONDS OR NOTES TO FINANCE THE COST
THEREOF.**

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

Section 1. That pursuant to the applicable statutes of the State of New Jersey there is hereby authorized the construction of a Municipal Library on Township owned land within the Township of Marlboro of a cost not to exceed \$200,000.00.

Section 2. It is hereby found, determined and declared by this Council as follows:

A. That an appropriation was contained in the 1973 Local Municipal Budget of the Township heretofore adopted as a down payment for the construction of municipal facilities. The down payment funds as appropriated in the 1973 Local Municipal Budget were funds from the State and Local Fiscal Assistance Act of 1972. There is now available in said appropriation the sum of \$65,000.00, which said sum is hereby appropriated as a down payment for the purposes described in Section 1 hereof.

B. That the estimated maximum amount of money to be raised from all sources by the Township for the purposes stated in Section 1 hereof is the amount shown in Section 1; that the estimated maximum amount of bonds or notes to be issued for the purpose stated in Section 1 hereof is the maximum amount of money to be raised from all sources for the purpose stated in Section 1, less the down payment of \$65,000.00.

Section 3. That the sum of \$200,000.00, including said down payment, be and the same is hereby appropriated for the purpose stated in Section 1 hereof.

Section 4. That there is hereby authorized the issuance of negotiable serial bonds of the Township of Marlboro in the County of Monmouth, New Jersey, in an aggregate principal amount not exceeding \$135,000.00, for the purposes of financing the cost of the improvements described in Section 1 hereof, exclusive of said down payment, pursuant to the Local Bond Law constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said bonds shall be determined by subsequent resolution adopted pursuant to law.

Section 5. That pending the issuance of the serial bonds authorized in Section 4 hereof, there is hereby authorized the issuance of bond anticipation notes of the Township of Marlboro, in the County of Monmouth, New Jersey, in an aggregate principal amount of not exceeding \$135,000.00, pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said notes shall be determined by subsequent resolution adopted pursuant to law.

Section 6. It is hereby determined and declared by this Council as follows:

A. That the average period of usefulness of the improvement or properties described in Section 1 hereof for which the obligations authorized in this ordinance are to be issued, within the limitations prescribed in the Local Bond Law, is at least 40 years.

B. That the supplemental debt statement required by Section 40A:2-10 of the Revised Statutes has been duly made and filed in the office of the Municipal Clerk prior to the passage of this ordinance on first reading and a complete executed original thereof has been filed in the office of the Director of the Division of Local Finance of the State of New Jersey prior to passage of this ordinance on final reading and such debt statement shows that the gross debt of the Township as defined in Section 40A:2-43 of the Revised Statutes is increased by this ordinance by \$135,000.00, and that the issuance of the obligations authorized by this ordinance is permitted by an exception to the debt limitations contained in Section 40A:2-7(d) of said Local Bond Law.

Section 7. That the amount of the proceeds of the obligations authorized by this ordinance which may be expended for interest on such obligations, engineering, architectural and inspection costs and legal expenses, the cost of the issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinance, resolutions and notices of sale, and legal expenses in the manner provided in Section 40A:2-20 of the Revised Statutes, is not exceeding \$25,000.00.

Section 8. The full faith and credit of the Township of Marlboro, in the County of Monmouth, New Jersey, are hereby pledged for the payment of the principal of and interest on all of the bonds or notes issued pursuant to this ordinance, and the sums required for such payment shall in each year while any of said bonds or notes are outstanding be included in the annual budget and raised by tax without limitation as to rate or amount upon all the taxable property within said Township.

Section 9. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage pursuant to law.

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 14th day of June 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School Marlboro Township, New Jersey, at 8:00 PM on the 12th day of July, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF, Acting Clerk

066156

PUBLIC HEARING: Ordinance #13-73 - School, Parks Bonding Ordinance

Myrna Kleinman asked where the school recreation sites will be. Council President Grossman said they will be at the Robertsville, Central and Marlboro Elementary Schools.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #120-73 - Action, Ordinance #13-73

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

ORDINANCE #13-73

AN ORDINANCE AUTHORIZING THE ACQUISITION OF LAND AND THE CONSTRUCTION OF VARIOUS RECREATION FACILITIES IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY; APPROPRIATING \$150,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$142,500.00 BONDS OR NOTES TO FINANCE THE COST THEREOF.

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Kaplan and approved unanimously on a roll call vote of all present. Discussion: Councilman Klau said that it is interesting to note that ten months ago the members of council approached the school board and the culmination of that work is the school grounds are being returned to the people of the township.

PUBLIC HEARING: Ordinance #14-73 - Purchase and Condemnation @ Hawkins & Hull Ct.

Marty Powers asked for the approximate acreage of the park sites at Hawkins and Hull Courts. Council President Grossman said that they are ten acres each.

**ORDINANCE NO. 13-73
AN ORDINANCE AUTHORIZING THE
ACQUISITION OF LAND AND THE
CONSTRUCTION OF VARIOUS RECREATION
FACILITIES IN THE TOWNSHIP
OF MARLBORO, MONMOUTH
COUNTY, NEW JERSEY; APPROPRIATING
\$150,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE
ISSUANCE OF \$142,500.00 BONDS OR
NOTES TO FINANCE THE COST
THEREOF.**

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

Section 1. That pursuant to the applicable statutes of the State of New Jersey, there is hereby authorized the acquisition and construction of recreation sites within the Township of Marlboro pursuant to an agreement between the Township Council and the Marlboro Township Board of Education at a cost not to exceed \$150,000.00.

Section 2. It is hereby found, determined and declared by this Council as follows:
A. That an appropriation was contained in a budget or budgets of the Township heretofore adopted under the caption "Down Payment Fund" or "Capital Improvement Fund," and that there is now available in said appropriation the sum of \$7,500.00, which said sum is hereby appropriated as a down payment for the purposes described in Section 1 hereof.

B. That the estimated maximum amount of money to be raised from all sources by the Township for the purposes stated in Section 1 hereof is the amount shown in Section 1; that the estimated maximum amount of bonds or notes to be issued for the purposes stated in Section 1 hereof is the maximum amount of money to be raised from all sources for the purposes stated in Section 1, less the down payment of \$7,500.00.

Section 3. That the sum of \$150,000.00, including said down payment, be and the same is hereby appropriated for the purposes stated in Section 1 hereof.

Section 4. That there is hereby authorized the issuance of negotiable serial bonds of the Township of Marlboro in the County of Monmouth, New Jersey, in an aggregate principal amount not exceeding \$142,500.00, for the purposes of financing the cost of the improvements described in Section 1 hereof, exclusive of said down payment, pursuant to the Local Bond Law constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said bonds shall be determined by subsequent resolution adopted pursuant to law.

Section 5. That pending the issuance of the serial bonds authorized in Section 4 hereof, there is hereby authorized the issuance of bond anticipation notes of the Township of Marlboro, in the County of Monmouth, New Jersey, in an aggregate principal amount of not exceeding \$142,500.00, pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said notes shall be determined by subsequent resolution adopted pursuant to law.

Section 6. It is hereby determined and declared by this Council:

A. That the average period of usefulness of the improvements or properties described in Section 1 hereof for which the obligations authorized in this ordinance are to be issued, within the limitations prescribed in the Local Bond Law, is at least 15 years.

B. That the supplemental debt statement required by Section 40A:2-10 of the Revised Statutes has been duly made and filed in this office of the Municipal Clerk prior to the passage of this ordinance on first reading and a complete executed original thereof has been filed in the office of the Director of the Division of Local Finance of the State of New Jersey prior to passage of this ordinance on final reading and such debt statement shows that the gross debt of the Township as defined in Section 40A:2-43 of the Revised Statutes is increased by this ordinance by \$142,500.00, and that the issuance of the obligations authorized by this ordinance is permitted by an exception to the debt limitations contained in Section 40A:2-7(d) of said Local Bond Law.

Section 7. That the amount of the proceeds of the obligations authorized by this ordinance which may be expended for interest on such obligations, engineering, architectural and inspection costs and legal expenses, the cost of the issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinance, resolutions and notices of sale, and legal expenses in the manner provided in Section 40A:2-20 of the Revised Statutes, is not exceeding \$22,500.00.

Section 8. The full faith and credit of the Township of Marlboro, in the County of Monmouth, New Jersey, are hereby pledged for the payment of the principal of and interest on all of the bonds or notes issued pursuant to this ordinance, and the sums required for such payment shall in each year while any of said bonds or notes are outstanding be included in the annual budget and raised by tax without limitation as to rate or amount upon all the taxable property within said Township.

Section 9. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage pursuant to law.

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 14th day of June, 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:00 P.M. on the 17th day of July, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF, Acting Clerk
(568.64) 06157

Mayor Salkind asked Mr. Leveson if he was opposed to the acquisition of the Hull Court site. Sidney Leveson said he was in favor of recreation where the land is donated.

The following resolution was offered by Councilman Vuola:

RESOLUTION #121-73 - Action, Ordinance #14-73

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

ORDINANCE #14-73

AN ORDINANCE AUTHORIZING THE ACQUISITION OF LAND AND THE CONSTRUCTION OF VARIOUS RECREATION FACILITIES IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY; APPROPRIATING \$85,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$80,750.00 BONDS OR NOTES TO FINANCE THE COST THEREOF.

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Klau and adopted unanimously on a roll call vote. Discussion: Councilman Klau said the reason these sites are being condemned is because the two developments are land locked and before this land is lost forever we think the proper thing to do at this time is to condemn this property.

PUBLIC HEARING: Ordinance #15-73, Bonding Ordinance,
Portable Classrooms

Ted Bloom asked how the Council could introduce portable classrooms. Mayor Salkind said that there would be a detailed report on this later on in the meeting. The Council does not belong in school board matters and they should not be involved with the Board of Education.

ORDINANCE NO. 14-73
AN ORDINANCE AUTHORIZING THE ACQUISITION OF LAND AND THE CONSTRUCTION OF VARIOUS RECREATION FACILITIES IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY; APPROPRIATING \$85,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$80,750.00 BONDS OR NOTES TO FINANCE THE COST THEREOF.

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

Section 1. That pursuant to the applicable statutes of the State of New Jersey there is hereby authorized the acquisition by purchase or condemnation, of the following described premises in the Township of Marlboro:

(a) Premises known as a portion of Lot 40, in Block 65 on the Tax Map of the Township of Marlboro; being also known and described as the Hawkins Road recreation site within the Township of Marlboro.

(b) Known and described as a portion of Lot 14, in Block 58 on the Tax Map of the Township of Marlboro; also known and described as the Hull Court recreation site in the Township of Marlboro.

Section 2. It is hereby found, determined and declared by this Council as follows:

A. That an appropriation was contained in a budget or budgets of the Township heretofore adopted under the caption "Down Payment Fund" or "Capital Improvement Fund," and that there is now available in said appropriation the sum of \$4,250.00, which said sum is hereby appropriated as a down payment for the purposes described in Section 1 hereof.

B. That the estimated maximum amount of money to be raised from all sources by the Township for the purposes stated in Section 1 hereof is the amount shown in Section 1; that the estimated maximum amount of bonds or notes to be issued for the purposes stated in Section 1 hereof is the maximum amount of money to be raised from all sources for the purposes stated in Section 1, less the down payment of \$4,250.00.

Section 3. That the sum of \$85,000.00, including said down payment, be and the same is hereby appropriated for the purposes stated in Section 1 hereof.

Section 4. That there is hereby authorized the issuance of negotiable serial bonds of the Township of Marlboro in the County of Monmouth, New Jersey, in an aggregate principal amount not exceeding \$80,750.00, for the purposes of financing the cost of the improvements described in Section 1 hereof, exclusive of said down payment, pursuant to the Local Bond Law constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said bonds shall be determined by subsequent resolution adopted pursuant to law.

Section 5. That pending the issuance of the serial bonds authorized in Section 4 hereof, there is hereby authorized the issuance of bond anticipation notes of the Township of Marlboro, in the County of Monmouth, New Jersey, in an aggregate principal amount of not exceeding \$80,750.00, pursuant to the local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said notes shall be determined by subsequent resolution adopted pursuant to law.

Section 6. It is hereby determined and declared by this Council as follows:

A. That the average period of usefulness of the improvements or properties described in Section 1 hereof for which the obligations authorized in this ordinance are to be issued, within the limitations prescribed in the Local Bond Law, is at least 15 years.

B. That the supplemental debt statement required by Section 40A:2-10 of the Revised Statutes has been duly made and filed in the office of the Municipal Clerk prior to the passage of this ordinance on first reading and a complete executed original thereof has been filed in the office of the Director of the Division of Local Finance of the State of New Jersey prior to passage of this ordinance on final reading and such debt statement shows that the gross debt of the Township as defined in Section 40A:2-43 of the Revised Statutes is increased by this ordinance by \$80,750.00, and that the issuance of the obligations authorized by this ordinance is permitted by an exception to the debt limitations contained in Section 40A:2-7(d) of said Local Bond Law.

Section 7. That the amount of the proceeds of the obligations authorized by this ordinance which may be expended for interest on such obligations, engineering, architectural and inspection costs and legal expenses, the cost of the issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinance, resolutions and notices of sale, and legal expenses in the manner provided in Section 40A:2-20 of the Revised Statutes, is not exceeding \$12,750.00.

Section 8. The full faith and credit of the Township of Marlboro, in the County of Monmouth, New Jersey, are hereby pledged for the payment of the principal of and interest on all of the bonds or notes issued pursuant to this ordinance, and the sums required for such payment shall in each year while any of said bonds or notes are outstanding be included in the annual budget and raised by tax without limitation as to rate or amount upon all the taxable property within said Township.

Section 9. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage pursuant to law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 14th day of June, 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:00 p.m. on the 12th day of July, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF,
Acting Clerk
Township of Marlboro

(\$75.24)

066158

Bill Bohan, McLeish Drive, asked why the Council is spending money for a library and providing money for schools when the site is a swamp land. The Mayor said we could take the entire Robertsville II school and move it over to the township owned site if that was the Board's wishes.

S. Kursner asked if the new school bond issue is defeated, will we have portable classes for two years. The Mayor said by Statute in New Jersey you must let the people decide on the facilities for the education in the town. Mr. Kursner said he believed that the Council is trying to help the school board at this time. Now it appears that the portables will have to be used for more than a year. He would ask at this time to table this resolution until August 1st. The Council should step out of the Board of Education's problems.

Sidney Leveson said he agreed with Mr. Kursner's remarks.

Morty Cohan said at the last Board of Education meeting that Mr. Hourihan made a few nasty remarks. The Board of Education got us into this mess by design. The Board of Education is elected by 11% of the people of the township. The Board of Education is led by Mr. Paul Alterman. He said their goal is not to have any decent schools in this town.

Myrna Kleinman said most residents have children. She would like to hear the township attorney's opinion on these portables. Council will look very bad if the portables are not approved.

Councilman Kaplan reiterated and said that Council should have no business interfering in the school board. We were

told that the children would be on split sessions this year unless the Council could supply some alternative. We did whatever we could to make sure the kids were not on split sessions this year. We agreed in principle that we would make that money available as long as we can make it available legally. At the last moment the Board said they could not go into referendum because of time limits, that it would take them months to propose a referendum. They said they could not do the referendum with our money nor could they go out and make lease arrangements without bids. They said we would have to actually do it for them. We faced a dilemma, we wondered if we could actually rent the classrooms. Our attorney suggested we wait but we overruled our attorney. We introduced the ordinance that evening just so that we could help the kids of this town. This evening we were told by the public that we should leave everything to the Board and not interfere but I think that is the easy way out and if we can be of help to the kids of this town I believe we should not completely stay out.

Marty Powers said he thought that most everyone would agree that the Council may have erred in getting involved with a problem created by the inept members of the Board of Education, but he is not so willing to have Council bail out the Board of Education.

Alice Rier said she is appalled at the Board of Education. She would consider recalling some of those people who are on the Board, when the past referendum was thought about and was presented. Mrs. Rier said that if you gentlemen are going to take away the portables for a year, you are going to cause bitterness in the town. The children deserve to be remembered and nobody seems to remember the children.

Councilman Kaplan said the Council was concerned and we made a complete bonafide offer to the Board of Education, in good faith. If there was anyway to accomplish it and do it we were going to make sure that we got the portables, but I am not willing to go to jail to do it.

Councilman Vuola said does anybody realize that the Board of Education can put on the referendum to take over and be responsible for leasing the portables and if it is approved Council will fund the Board of Education.

Hyman Grossman said he would support the ordinance and let

the children of the town benefit.

Steve Kursner read a statement to Council on his feelings in regard to the portables.

Councilman Klau suggested Council make a stipulation that the portables are to be used for a ten month school year and it is up to Council to divorce itself from the School Board of Education.

Mr. Tergis said the thing to do is to put an additional question on the referendum which should put the responsibility where it should be.

The following resolution was offered by Councilman Klau:

RESOLUTION #122-73

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

ORDINANCE #15-73

AN ORDINANCE AUTHORIZING THE DEVELOPMENT AND IMPROVEMENT OF THE SITE AND THE CONSTRUCTION AND MAINTENANCE OF RELOCATABLE CLASSROOMS IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY; APPROPRIATING \$150,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$142,500.00 BONDS OR NOTES TO FINANCE THE COST THEREOF.

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman Kaplan. Discussion: Councilman Klau said he just wanted to go over the chain of events and the ramifications of our actions today. A crisis has arisen because of the negotiations of the school board. The school cannot be constructed. Therefore double split sessions have existed. This budget authorizes \$150,000.00 to provide the necessary facilities to provide portables. Most of the town thinks we are going to have portable classrooms. We have heard stories about legal rulings. No matter what the ruling might be I will stand by and have the guts of my convictions to look out for the children of this township and I believe that many of the people in this room never thought of the

children.

Mayor Salkind thought that Councilman Klau spoke eloquently. He felt that everyone of the five councilman will act in good faith and will try to do what is best for the children of the town.

Mr. Bierman reported that Title 18A:14:3 requires that the Board of Education go to referendum. The State of New Jersey will not approve any portables for a period of more than one year. If it was new construction, it falls within referendum statute. It was upon that theory that this be done on an emergency measure. What is an emergency. The double session is not an emergency. The Supreme Court said in several cases in 1966 there must be a showing of an emergency, a sudden or unexpected occurrence. In addition to that, facilities used under emergency situations are present structures owned by the local Board of Education. With all of that background my analysis was altered considerably.

The township could provide any funds it desires to the Board of Education but it cannot go into the business of building schools. I was concerned that the Board of Education was in violation of Statute 18A:14:3. In view of the proposed referendum on August 16th, I recommend that you do not take any action for the bids for the leasing or purchase of portable classes. I suggest to you to make the funds available, the Board can obtain the approvals necessary in August, the buildings can be erected within the time periods available, that is fifty (50) days and the rooms can be available for use in a perfectly legal manner.

Meeting was recessed at 11:40 P.M. and resumed at 11:58 P.M.

Council President Grossman said the basic decision of the majority of Council is that the ordinance is going to be amended to provide that the Council will provide sufficient funds for the portable classrooms to the School Board, up to \$150,000.00 upon the successful passage of a referendum allowing the School Board to use these portable classrooms. I recommend that we table this ordinance at this time so that the township attorney can redo the ordinance.

A motion to table Ordinance #15-73 offered by Councilman Vuola, seconded by Councilman Kaplan and adopted on the following roll call vote: Ayes: Kaplan, McLaughlin, Vuola, Grossman. Nays: Councilman Klau. Absent: 0.
Discussion: Councilman Klau said by tabling this ordinance he is not guaranteeing any date of completion of the portables.

ORDINANCE NO. 15-73
AN ORDINANCE AUTHORIZING THE DEVELOPMENT AND IMPROVEMENT OF THE SITE AND THE CONSTRUCTION AND MAINTENANCE OF RELOCATABLE CLASSROOMS IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY; APPROPRIATING \$50,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$142,500.00 BONDS OR NOTES TO FINANCE THE COST THEREOF.

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

Section 1. That pursuant to the applicable statutes of the State of New Jersey there is hereby authorized the development and improvement of the site for the construction and maintenance of relocatable classrooms.

Section 2. It is hereby found, determined and declared by this Council as follows:

A. That an appropriation was contained in a budget or budgets of the Township heretofore adopted under the caption "Down Payment Fund" or "Capital Improvement Fund," and that there is now available in said appropriation the sum of \$7,500.00, which said sum is hereby appropriated as a down payment for the purpose described in Section 1 hereof.

B. That the estimated maximum amount of money to be raised from all sources by the Township for the purposes stated in Section 1 hereof is the amount shown in Section 1; that the estimated maximum amount of bonds or notes to be issued for the purposes stated in Section 1 hereof is the maximum amount of money to be raised from all sources for the purposes stated in Section 1, less the down payment of \$7,500.00.

Section 3. That the sum of \$150,000.00, including said down payment, be and the same is hereby appropriated for the purposes stated in Section 1 hereof.

Section 4. That there is hereby authorized the issuance of negotiable serial bonds of the Township of Marlboro in the County of Monmouth, New Jersey, in an aggregate principal amount not exceeding \$142,500.00, for the purpose of financing the cost of the improvements described in Section 1 hereof, exclusive of said down payment, pursuant to the Local Bond Law constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said bonds shall be determined by subsequent resolution adopted pursuant to law.

Section 5. That pending the issuance of the serial bonds authorized in Section 4 hereof, there is hereby authorized the issuance of bond anticipation notes of the Township of Marlboro, in the County of Monmouth, New Jersey, in an aggregate principal amount of not exceeding \$142,500.00, pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said notes shall be determined by subsequent resolution adopted pursuant to law.

Section 6. It is hereby determined and declared by this Council as follows:

A. That the average period of usefulness of the improvements or properties described in Section 1 hereof for which the obligations authorized in this ordinance are to be issued, within the limitations prescribed in the Local Bond Law, is at least 5 years.

B. That the supplemental debt statement required by Section 40A:2-10 of the Revised Statutes has been duly made and filed in the office of the Municipal Clerk prior to the passage of this ordinance and a complete executed original thereof has been filed in the office of the Director of the Division of Local Finance of the State of New Jersey prior to passage of this ordinance on final reading and such debt statement shows that the gross debt of the Township as defined in Section 40A:2-43 of the Revised Statutes is increased by this ordinance by \$142,500.00, and that the issuance of the obligations authorized by this ordinance is permitted by an exception to the debt limitations contained in Section 40A:2-7(d) of said Local Bond Law.

Section 7. That the amount of the proceeds of the obligations authorized by this ordinance which may be expended for interest on such obligations, engineering, architectural, inspection costs and legal expenses, the cost of the issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinance, resolutions and notices of sale, and legal expenses in a manner provided in Section 40A:2-20 of the Revised Statutes, is not exceeding \$15,000.00.

Section 8. The full faith and credit of the Township of Marlboro, in the County of Monmouth, New Jersey, are hereby pledged for the payment of the principal of and interest on all of the bonds or notes issued pursuant to this ordinance, and the sums required for such payment shall in each year while any of said bonds or notes are outstanding be included in the annual budget and raised by tax without limitation as to the rate or amount upon all the taxable property within said Township.

SECTION 9. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage pursuant to law.

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 14th day of June, 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School, Marlboro Township, New Jersey, at 8:00 P.M. on the 12th day of July, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF, Acting Clerk
\$68.64 066133

*Filed and
Reintroduced
at Council
meeting
July 13, 1973*

Mayor Salkind explained that what we are doing is temporarily taking the resolution and putting it aside so the attorney can work on it and then we will amend the resolution so that the township can apportion money to the Board of Education upon successful referendum, or on any legal basis on which the Board can act.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #123-73 - Bonds On Whittier Oaks
East

(Resolution #123-73 attached hereto and made a part of these minutes)

Seconded by Councilman Vuola and adopted on the unanimous vote of all present. Discussion: Councilman Kaplan said that Council is in no way acting arbitrarily but is merely acting on the township engineer's report which will be forwarded to U.S. Homes.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #124-73 - Introduction Ordinance
#16-73

BE IT RESOLVED by the Mayor and Township Council of the Township of Marlboro that an ordinance entitled:

ORDINANCE #16-73

AN ORDINANCE AUTHORIZING THE RECONSTRUCTION OF ROADS AND CONSTRUCTION OF VARIOUS RECREATION FACILITIES IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY, NEW JERSEY; APPROPRIATING \$390,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$370,000.00 BONDS OR NOTES TO FINANCE THE COST THEREOF

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on August 9th, 1973, at 8:00 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Klau and adopted unanimously on

a roll call vote.

The following resolution was offered by Councilman Vuola:

RESOLUTION #124A-73

(Resolution #124A-73 attached hereto and made a part of these minutes)

The following resolution was offered by Councilman Klau:

RESOLUTION #125-73 - Authorization of Bids for Detective Clothes

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR
TO ADVERTISE FOR BIDS.

BE IT AND IT IS HEREBY RESOLVED that plans and/or specifications covering the following, labor and/or materials heretofore prepared for and on behalf of the Township Council are hereby approved and ordered filed with the Business Administrator:

CLOTHING FOR DETECTIVE,
MARLBORO POLICE DEPARTMENT

BE IT FURTHER RESOLVED that the Township Business Administrator be and she is hereby authorized and directed to advertise for open competitive bids for said work, labor and/or materials as required by law.

Seconded by Councilman Kaplan and adopted unanimously on a roll call vote.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #126-73 - Sale of Township Property

WHEREAS, it is the policy of the Mayor and Township Council of the Township of Marlboro to return to the tax rolls at the earliest possible time parcels of land acquired and held by the Township of Marlboro and not required for municipal purposes:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the parcels of land enumerated on the attached Schedule shall be offered for sale to the highest responsible bidder.

2. That the Business Administrator shall accept sealed competitive bids for said parcels which said bids shall be upon the terms and conditions provided in the notice to bidders and which said bids shall be received by the Business Administrator at 8:00 P.M. on August 9th, 1973 and shall be opened at the meeting of the Township Council on that day and awarded to the highest responsible bidder.

3. That the Business Administrator is authorized and directed to forthwith arrange for the publication of the appropriate notice to persons interested in bidding on said premises as provided by law.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

SCHEDULE

<u>BLOCK</u>	<u>LOT</u>	<u>MINIMUM BID PRICE</u>
12	3	500
12	8	500
12	19	1000
15	15	1000
18	6	500
21	5	1000
22	6	500
23	7	500
26	27	2000
26	28	2000
26B	3	500
38	8	500
39	4	1000
39	10	1000
56	45	1000

RESOLUTION #127-73 - Cancellation of Taxes, Bl. 12, Lot 3

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #127-73

WHEREAS, the Township of Marlboro held a lien on property known as Block 12 Lot 3 and foreclosed on same in 1972; and

WHEREAS, said property was erroneously left on the 1973 duplicate and assessed to the old owner in the amount of \$500 and taxed in the amount of \$21.46;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the tax in the amount of \$21.46 on Block 12 Lot 3 be cancelled in the 1973 tax duplicate.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

The following resolution was offered by Councilman Vuola:

RESOLUTION #128-73 - Cancellation of Taxes, Bl. 65, Lot 19

WHEREAS, property known as Block 65 Lot 19 and assessed to Jersey Central Sewer was taken over on March 1, 1973, by the Western Monmouth Utilities Authority; and

WHEREAS, said property was taxed for the year 1973 in the amount of \$1,456.56 and the first quarter paid by Jersey Central Sewer in the amount of \$370.83; and

WHEREAS, under and by virtue of N.J.S.A. 40:14A-31 which states that a utilities authority is exempt from taxation;

NOW, THEREFORE BE IT RESOLVED by the Council of the Township of Marlboro that \$1,085.73, the balance of the 1973 taxes, be cancelled from the 1973 tax duplicate.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote.

Resolution #129-73 was not introduced.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #130-73 - Trailer Park License Renewal - Second Quarter

RESOLUTION #130-73

BE IT RESOLVED by the Council of the Township of Marlboro that the application for renewal of the following Trailer Coach Park Licenses be and the same are hereby approved for the calendar year 1973:

Wickatunk Village, Inc., RD #1, Morganville, N.J.

Thomas J. Walsh (Midway Mobile Home Court),
RD #1, Bartram Road, Englishtown, New Jersey

Walter Ashmont (Robertsville Mobile Park)
RD #1, Box 206, Highway 9, Englishtown, New Jersey

WHEREAS, the above mentioned applicants have paid the fees due for the 1973 Trailer park licenses;

NOW, THEREFORE, BE IT RESOLVED that the said licenses be issued.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

The following resolution was offered by Councilman Klau:

RESOLUTION #131-73 - Bingo Application, Morganville Vol.
Fire Co. No. 1

BE IT RESOLVED, by the Council of the Township of Marlboro that a Bingo License be issued to the Morganville Volunteer Fire Company No. 1, in accordance with BA:149 for the purpose of holding bingo games at the Morganville Volunteer Fire House on Tuesday nights beginning July 31, 1973 and each Tuesday thereafter to July 30, 1974.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #132-73 - Amended Bingo Application for St. Gabriel's
Church Approval

BE IT RESOLVED by the Council of the Township of Marlboro that the St. Gabriel's Church be granted an amended Bingo License to extend the time of play to 10:30 P.M. instead

of 10:00 P.M. in accordance with their Application No. BL:146.

Seconded by Councilman Klau and adopted unanimously on a roll call vote.

The following resolution was offered by Councilman Vuola:

RESOLUTION #133-73 - Western Monmouth Industrial Park
Final Approval

WHEREAS, application for final approval of the following described plat has been submitted to the Planning Board of the Township of Marlboro and approved by the said Board as will more fully appear by Resolution dated July 5, 1973 a copy of which is made a part hereof as though annexed hereto;

NAME OF APPLICANT: Interstate Land Company, Inc.

NAME OF PLAT: Western Monmouth Industrial Park

WHEREAS, the premises are located in a LI Zone according to the Zoning Ordinance of the Township effective June 5, 1973; and

WHEREAS, Preliminary Approval of said application has heretofore been granted by the Planning Board and the Township Council.

WHEREAS, the Township Engineer has examined the final plans and has submitted a report and Bond Estimate to insure the installation of all utilities, as more fully appears in the Engineer's Report and Estimate, a copy of which is made a part hereof as though annexed hereto;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the Plat entitled Western Monmouth Industrial Park dated July 12, 1973, a copy of which is made a part hereof as though annexed hereto, be and the same is hereby granted Final Approval, subject to the filing of Bonds as required by the Township Engineer's Report, and the payment of all fees due and owing to the Township, and further subject to all of the terms, conditions, and requirements of the Planning Board.

2. Nothing hereincontained is to be construed in any wise as an approval or acceptance of any utilities, streets, roads, avenues, or other thoroughfares shown thereon without further formal action of the Township Council respecting same.

3. That the Mayor, Township Clerk, and Township Engineer are hereby authorized and directed to execute any and all plats and other documents necessary to effect the purposes of this resolution.

Seconded by Councilman Klau and adopted unanimously on a roll call vote. Discussion: Councilman Klau said this is the 25 million dollar industrial park on 160 acres on Vanderburg Road.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #134-73 - Tax Sales

BE IT RESOLVED by the Council of the Township of Marlboro that the Tax Collector be and she is hereby authorized to list in tax sales for the Township those persons and properties that have failed to pay their sewerage charges to the Western Monmouth Utilities Authority.

AS AMENDED

BE IT RESOLVED by the Council of the Township of Marlboro that the Tax Collector be and she is hereby authorized to list in tax sales for the Township those persons and properties that have failed to pay their sewerage charges to the Western Monmouth Utilities Authority.

Amended resolution offered by Councilman Klau.

Seconded by Councilman Kaplan and passed unanimously on a roll call vote.

PUBLIC HEARING: Sheila Gross stated that she does not want children in the trailers. She would prefer split sessions.

Mr. Bierman said that at approximately 5:30 P.M. today, Educational Industrial Facilities, one of the people who submitted a bid on the portables, delivered a letter to him at the Municipal building that they object to the contract submitted by Space Rentals, Inc. There are irregularities in the contract submitted by Space Rentals.

Council President Grossman moved that Ordinance #15-73 shall read:

ORDINANCE #15-73

AN ORDINANCE AUTHORIZING AN APPROPRIATION

OF \$150,000.00 TO PROVIDE FOR SITE
PREPARATION WORK AND FUNDING OF TEMPORARY
EDUCATIONAL FACILITIES IN THE TOWNSHIP OF
MARLBORO, MONMOUTH COUNTY; APPROPRIATING
\$150,000.00 FOR SUCH PURPOSES AND AUTHORIZING
THE ISSUANCE OF \$142,500.00 BONDS OR NOTES
TO FINANCE THE COST THEREOF

Councilman McLaughlin made a motion to continue the
meeting until July 13, 1973, 7:30 P.M., Municipal office,
unanimously adopted by all members present.

Minutes Approved: THU 29, 1973

Rose Falkoff, Acting Clerk

2-10-73

RESOLUTION #123-73

WHEREAS, U. S. Home Corporation of New Jersey has, pursuant to law, deposited certain Performance Bonds with the Township of Marlboro in connection with the construction of the subdivision known as Whittier Oaks East as follows:

<u>Section #</u>	<u>Bond #</u>	<u>Section #</u>	<u>Bond #</u>
3	SQ-4770	11	SQ-4778
4	SQ-4771	12	SQ-4779
5	SQ-4772	13	SQ-4780
8	SQ-4775	14	SQ-4781
9	SQ-4776	15	SQ-4782
10	SQ-4777		

WHEREAS, on January 22, 1973 U. S. Home Corporation of New Jersey requested a release of the above-mentioned Performance Bonds pursuant to N.J.S. 40:55-1.22; and

WHEREAS, pursuant to said statute, upon receipt of the request by U. S. Home Corporation of New Jersey, the Township Council directed that a complete investigation and report be prepared by the Township Engineer within the time permitted; and

WHEREAS, the Township Engineer has reported to the Mayor and Township Council in connection with the necessary improvements within the subdivision known as Whittier Oaks East:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the request by U. S. Home Corporation of New Jersey for a release from liability under the above-mentioned Performance Bonds is hereby

**ORDINANCE No. 14-73
AN ORDINANCE AUTHORIZING THE
RECONSTRUCTION OF ROADS AND
CONSTRUCTION OF VARIOUS REC-
REATION FACILITIES IN THE TOWNSHIP
OF MARLBORO, MONMOUTH
COUNTY, NEW JERSEY; APPRO-
PRIATING \$390,000.00 FOR SUCH PUR-
POSES AND AUTHORIZING THE
ISSUANCE OF \$370,500.00 BONDS OR
NOTES TO FINANCE THE COST
THEREOF**

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

Section 1. That pursuant to the applicable statutes of the State of New Jersey there is hereby authorized the acquisition by purchase or condemnation, of the following described premises in the Township of Marlboro:

A. Design and initial construction improvements to the Hawkins Road Recreation Site.

B. Design and initial construction improvements to the Hull Court Recreation Site.

C. Design and initial construction improvements to the Gordons Corner Road Recreation Site.

D. Design and initial construction improvements to the Wyncrest Road Recreation Site.

E. Reconstruction of Ryan Road from Route 79 Westerly to Robertsville Road.

F. Reconstruction of Roosevelt Avenue — entire length.

Section 2. It is hereby found, determined and declared by this Council as follows:

A. That an appropriation was contained in a budget or budgets of the Township heretofore adopted under the caption "Down Payment Fund" or "Capital Improvement Fund", and that there is now available in said appropriation the sum of \$19,500.00, which said sum is hereby appropriated as a down payment for the purposes described in Section 1 hereof.

B. That the estimated maximum amount of money to be raised from all sources by the Township for the purposes stated in Section 1 hereof is the amount shown in Section 1; that the estimated maximum amount of bonds or notes to be issued for the purposes stated in Section 1 hereof is the maximum amount of money to be raised from all sources for the purposes stated in Section 1, less the down payment of \$19,500.00.

Section 3. That the sum of \$390,000.00, including said down payment, be and the same is hereby appropriated for the purposes stated in Section 1 hereof.

Section 4. That there is hereby authorized the issuance of negotiable serial bonds of the Township of Marlboro in the County of Monmouth, New Jersey, in an aggregate principal amount not exceeding \$370,500.00, for the purposes of financing the cost of the improvements described in Section 1 hereof, exclusive of said down payment, pursuant to the Local Bond Law constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The term, maturities, rate or rates of interest, method of sale and other details of said bonds shall be determined by subsequent resolution adopted pursuant to law.

Section 5. That pending the issuance of the serial bonds authorized in Section 4 hereof, there is hereby authorized the issuance of bond anticipation notes of the Township of Marlboro, in the County of Monmouth, New Jersey, in an aggregate principal amount of not exceeding \$370,500.00, pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The term, maturities, rate or rates of interest, method of sale and other details of said notes shall be determined by subsequent resolution adopted pursuant to law.

Section 6. It is hereby determined and declared by this Council as follows:

A. That the average period of usefulness of the improvements or properties described in Section 1 hereof for which the obligations authorized in this ordinance are to be issued, within the limitations prescribed in the Local Bond Law, is at least 20 years.

B. That the supplemental debt statement required by Section 40A:2-10 of the Revised Statutes has been duly made and filed in the office of the Municipal Clerk prior to the passage of this ordinance on first reading and a complete executed original thereof has been filed in the office of the Director of the Division of Local Finance of the State of New Jersey prior to passage of this Ordinance on final reading and such debt statement shows that the gross debt of the Township as defined in Section 40A:2-43 of the Revised Statutes is increased by this ordinance by \$370,500.00, and that the issuance of the obligations authorized by this ordinance is permitted by an exception to the debt limitations contained in Section 40A:2-7(d) of said Local Bond Law, but the municipality has made application to the Division of Local Finance of the State of New Jersey for an extension of credit as may be permitted by law.

Section 7. That the amount of the proceeds of the obligations authorized by this ordinance which may be expended for interest on such obligations, engineering, architectural and inspection costs and legal expenses, the cost of the issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinance, resolutions and notices of sale, and legal expenses in the manner provided in Section 40A:2-20 of the Revised Statutes, is not exceeding \$58,500.00.

Section 8. The full faith and credit of the Township of Marlboro, in the County of Monmouth, New Jersey, are hereby pledged for the payment of the principal of and interest on all of the bonds or notes issued pursuant to this ordinance, and the sums required for such payment shall in each year while any of said bonds or notes are outstanding be included in the annual budget and raised by tax without limitation as to rate or amount upon all the taxable property within said Township.

Section 9. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage pursuant to law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 12th day of July, 1973, and passed on first reading and that such Ordinance will be further considered for final passage after Public Hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School Marlboro Township, New Jersey, at 8:00 on the 9th day of August, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF, ACTING CLERK,
TOWNSHIP OF MARLBORO,
MONMOUTH COUNTY
(577.85) 104128

denied for the reasons advanced in the Township Engineer's report and that a copy of said Township Engineer's report be forwarded to U. S. Home Corporation of New Jersey as required.

Offered by: *Kaplan*

Ayes: 5

Seconded by: *Viola*

Nays: 0

Rose Fialkoff
ROSE FIALKOFF, Township Clerk

Lawrence S. Grossman
LAWRENCE S. GROSSMAN, Council Pres.

(e) the issuance of the obligations in the amount of \$ 370,500.00 pursuant to such ordinance will not substantially reduce the Township ability to pay punctually the principal and interest on its debts,

(f) the issuance of the obligations in the amount of \$ 370,500.00 will not substantially reduce its ability to supply other essential public improvements and services.

The application to the Local Finance Board is hereby approved by the Township Council, and the Chief Financial Officer of the Township of Marlboro is hereby authorized to execute such application together with such other municipal officials as deemed proper.

Section 2. The Township Clerk be and ^{s/he} he is hereby directed to prepare and file a certified copy of said proposed ordinance (as passed) (after passage) on first reading with the Local Finance Board as a part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record by resolution its findings as provided in said subsection of the Local Bond Law and to endorse its consent upon a certified copy of said ordinance as passed on first reading.

STATE OF NEW JERSEY
COUNTY OF MONMOUTH }

I, ROSE FALKOFF, TOWNSHIP Clerk of the TOWNSHIP of MARLBORO, in the County of MONMOUTH, in the State of New Jersey, do hereby certify that I have compared the foregoing copy of resolution with a resolution adopted by the TOWNSHIP COUNCIL of TOWNSHIP OF MARLBORO, in the County of MONMOUTH at a meeting thereof held on the 12th day of JULY, 1973, and said copy is a true copy of said resolution and of the whole thereof, and that at the time said meeting was held said governing body was composed of 5 members, of whom 5 attended said meeting and 5 of said members voted for the resolution and 0 against the resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and have affixed the corporate seal of said Township, this 12th day of July, 1973.

Rose Falkoff
Clerk

12/13/73

FORM OF RESOLUTION MAKING APPLICATION TO THE LOCAL FINANCE BOARD.
PURSUANT TO N.J.S.40A:2-7(a), (b), (d), (e)

INSERT NAME
MUNICIPALITY
OR COUNTY

WHEREAS, the Township of Marlboro
in the County of Warren, desires to provide funds in
the amount of \$ 370,500.00 to finance the cost of
Construction of Various Recreational Facilities

INSERT
PURPOSE

(hereinafter called "purpose") a purpose for which obligations are permitted by the Local Bond Law, and as shown by the supplemental debt statement filed in connection with the ordinance hereinafter described, the Township of Marlboro has exhausted its powers to issue obligations within the debt limitations prescribed by said law, and

WHEREAS, pursuant to N.J.S.40A:2-7(a), (b), (d), (e), obligations to finance said purpose may be issued, with the consent of the Local Finance Board in the Division of Local Finance, in the Department of Community Affairs, which consent is to be indorsed upon a certified copy as passed on first reading of the ordinance authorizing such obligations, if said Board is satisfied, and makes the findings required, and

WHEREAS, the Township Council of Township of Marlboro has passed on first reading an ordinance entitled:

WHEREAS, the _____ of _____ has authorized the preparation of an ordinance entitled:

Construction of Various Recreational Facilities

USE
WHICHEVER
IS
APPLICABLE

ORDINANCE TITLE
AND ORDI-
NANCE OR
RESOLUTION

which proposed ordinance (~~will authorize~~) (authorizes) obligations for said purpose,

NOW, THEREFORE, BE IT RESOLVED by the Council of Township of Marlboro, in the County of Warren as follows:

USE PROPER
ENACTING
CLAUSE

Section 1. The Council of Township of Marlboro believing that said proposed ordinance authorizes obligations for a purpose for which obligations are permitted by the Local Bond Law and that the Township's application to the Local Finance Board for its consent shows:

INSERT DESIG-
NATION OF
GOVERNING
BODY

- (a) it is in the public interest to accomplish such purpose,
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the Township of Marlboro,
- (c) the amounts to be expended for each such purpose or improvements are not unreasonable or exorbitant,
- (d) the issuance of the obligations in the amount of \$ 370,500.00 pursuant to such ordinance will not materially impair the credit of the Township of Marlboro,

**ORDINANCE NO. 15-73
AN ORDINANCE AUTHORIZING AN
APPROPRIATION OF \$150,000.00 TO
PROVIDE FOR SITE PREPARATION
WORK AND FUNDING OF TEMPORARY
EDUCATIONAL FACILITIES IN
THE TOWNSHIP OF MARLBORO,
MONMOUTH COUNTY, APPROPRIATING
\$150,000.00 FOR SUCH PURPOSES
AND AUTHORIZING THE ISSUANCE
OF \$142,500.00 BONDS OR NOTES TO
FINANCE THE COST THEREOF.**

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

Section 1. That pursuant to the applicable statutes of the State of New Jersey there is hereby authorized the improvement of a site for use by the Board of Education of the Township of Marlboro and the expenditure of funds for temporary educational facilities to be constructed upon said site.

Section 2. It is hereby found, determined and declared by this Council as follows:

A. That an appropriation was contained in a budget or budgets of the Township heretofore adopted under the caption "Down Payment Fund" or "Capital Improvement Fund", and that there is now available in said appropriation the sum of \$7,500.00 which said sum is hereby appropriated as a down payment for the purpose described in Section 1 hereof.

B. That the estimated maximum amount of money to be raised from all sources by the Township for the purposes stated in Section 1 hereof is the amount shown in Section 1; that the estimated maximum amount of bonds or notes to be issued for the purposes stated in Section 1 hereof is the maximum amount of money to be raised from all sources for the purposes stated in Section 1, less the down payment of \$7,500.00.

Section 3. That the sum of \$150,000.00, including said down payment, be and the same is hereby appropriated for the purposes stated in Section 1 hereof.

Section 4. That there is hereby authorized the issuance of negotiable serial bonds of the Township of Marlboro in the County of Monmouth, New Jersey, in the aggregate principal amount not exceeding \$142,500.00, for the purpose of financing the cost of the improvements described in Section 1 hereof, exclusive of said down payment, pursuant to the Local Bond Law constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said bonds shall be determined by subsequent resolution adopted pursuant to law.

Section 5. That pending the issuance of the serial bonds authorized in Section 4 hereof, there is hereby authorized the issuance of bond anticipation notes of the Township of Marlboro, in the County of Monmouth, New Jersey, in an aggregate principal amount of not exceeding \$142,500.00 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said notes shall be determined by subsequent resolution adopted pursuant to law.

Section 6. It is hereby determined and declared by this Council as follows:

A. That the average period of usefulness of the improvements or properties described in Section 1 hereof for which the obligations authorized in this ordinance are to be issued, within the limitations prescribed in the Local Bond Law is at least 5 years.

B. That the supplemental debt statement required by Section 40A:2-10 of the Revised Statutes has been duly made and filed in the office of the Municipal Clerk prior to the passage of this ordinance on first reading and a complete, executed original thereof has been filed in the office of the Director of the Division of Local Finance of the State of New Jersey prior to passage of this ordinance on final reading and such debt statement shows that the gross debt of the Township as defined in Section 40A:2-43 of the Revised Statutes is increased by this ordinance by \$142,500.00 and that the issuance of the obligations authorized by this ordinance is permitted by an exception to the debt limitations contained in Section 40A:2-7(d) of said Local Bond Law.

Section 7. That the amount of the proceeds of the obligations authorized by this ordinance which may be expended for interest on such obligations, engineering, architectural, inspections costs and legal expenses, the cost of the issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinance, resolutions and notices of sale, and legal expenses in a manner provided in Section 40A:2-20 of the Revised Statutes, is not exceeding \$15,000.00.

Section 8. The full faith and credit of the Township of Marlboro, in the County of Monmouth, New Jersey are hereby pledged for the payment of the principal of and interest on all of the bonds or notes issued pursuant to this ordinance, and the sums required for such payment shall in each year while any of said bonds or notes are outstanding be included in the annual budget and raised by tax without limitation as to the rate or amount upon all the taxable property within said Township.

Section 9. That the funds provided by this ordinance shall be used only for site preparation work and the leasing and erection of relocatable classrooms by the Marlboro Township Board of Education after the approval of said use by the voters of the Township at a duly called referendum on or about August 16, 1973. After approval by the voters of the Township, the Township Council shall authorize the delivery of funds necessary to the Board of Education as the Township Council may deem necessary and appropriate. In the event the Board of Education shall provide for the leasing and erection of said relocatable classrooms by any other legal means available to it the funds shall be made available as provided herein.

Section 10. This ordinance shall take effect twenty (20) days after the first publication hereof after final passage pursuant to law.

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey on 13th day of July 1973, and passed on first reading and that such Ordinance will be further considered for final passage after public hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School Marlboro Township, New Jersey, at 8:00 a.m. on the 25th day of July, 1973, at which time and place or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF,
ACTING CLERK,
TOWNSHIP OF MARLBORO,
COUNTY OF MONMOUTH

(\$77.00)

104727

COUNCIL OF THE TOWNSHIP OF MARLBORO - CONTINUED MEETING

JULY 13, 1973

The Continued Meeting of the Council of the Township of Marlboro was called to order by Acting Council President Richard Kaplan at 7:40 P.M. on July 13th, 1973, in the Municipal Office on Route 79.

The Acting Clerk called the roll:

ROLL CALL:

Present: Councilmen Kaplan, Klau and McLaughlin

Absent: Councilman Vuola and Council President Grossman.

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney and Acting Clerk, Rose Fialkoff.

Acting Council President Kaplan explained the purpose of the meeting which had been continued from the Regular Council Meeting of July 12th, 1973. This meeting is the result of the township attorney's legal opinion in connection with leasing the Board of Education portable facilities and making them available to the school board.

Councilman Klau offered the following resolution:

RESOLUTION #135-73 - Introduction Ordinance #15-73

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

ORDINANCE #15-73

AN ORDINANCE AUTHORIZING AN APPROPRIATION OF \$150,000.00 TO PROVIDE FOR SITE PREPARATION WORK AND FUNDING OF TEMPORARY EDUCATIONAL FACILITIES IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY; APPROPRIATING \$150,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$142,500.00 BONDS OR NOTES TO FINANCE THE COST THEREOF

be amended as shown on the copy of said ordinance attached hereto and re-advertised according to law and that the same shall be considered for final passage on July 25, 1973, at 8:30 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE NO. 15-73
AN ORDINANCE AUTHORIZING AN
APPROPRIATION OF \$150,000.00 TO
PROVIDE FOR SITE PREPARATION
WORK AND FUNDING OF TEMPORARY
EDUCATIONAL FACILITIES IN
THE TOWNSHIP OF MARLBORO,
MONMOUTH COUNTY; APPROPRIATING
\$150,000.00 FOR SUCH PURPOSES
AND AUTHORIZING THE ISSUANCE
OF \$142,500.00 BONDS OR NOTES TO
FINANCE THE COST THEREOF.

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

Section 1. That pursuant to the applicable statutes of the State of New Jersey there is hereby authorized the improvement of a site for use by the Board of Education of the Township of Marlboro and the expenditure of funds for temporary educational facilities to be constructed upon said site.

Section 2. It is hereby found, determined and declared by this Council as follows:

A. That an appropriation was contained in a budget or budgets of the Township heretofore adopted under the caption "Down Payment Fund" or "Capital Improvement Fund", and that there is now available in said appropriation the sum of \$7,500.00 which said sum is hereby appropriated as a down payment for the purpose described in Section 1 hereof.

B. That the estimated maximum amount of money to be raised from all sources by the Township for the purposes stated in Section 1 hereof is the amount shown in Section 1; that the estimated maximum amount of bonds or notes to be issued for the purposes stated in Section 1 hereof is the maximum amount of money to be raised from all sources for the purposes stated in Section 1, less the down payment of \$7,500.00.

Section 3. That the sum of \$150,000.00, including said down payment, be and the same is hereby appropriated for the purposes stated in Section 1 hereof.

Section 4. That there is hereby authorized the issuance of negotiable serial bonds of the Township of Marlboro in the County of Monmouth, New Jersey, in the aggregate principal amount not exceeding \$142,500.00, for the purpose of financing the cost of the improvements described in Section 1 hereof, exclusive of said down payment, pursuant to the Local Bond Law constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said bonds shall be determined by subsequent resolution adopted pursuant to law.

Section 5. That pending the issuance of the serial bonds authorized in Section 4 hereof, there is hereby authorized the issuance of bond anticipation notes of the Township of Marlboro, in the County of Monmouth, New Jersey, in an aggregate principal amount of not exceeding \$142,500.00 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey. The form, maturities, rate or rates of interest, method of sale and other details of said notes shall be determined by subsequent resolution adopted pursuant to law.

Section 6. It is hereby determined and declared by this Council as follows:

A. That the average period of usefulness of the improvements or properties described in Section 1 hereof for which the obligations authorized in this ordinance are to be issued, within the limitations prescribed in the Local Bond Law is at least 5 years.

B. That the supplemental debt statement required by Section 40A:2-10 of the Revised Statutes has been duly made and filed in the office of the Municipal Clerk prior to the passage of this ordinance on first reading and a complete executed original thereof has been filed in the office of the Director of the Division of Local Finance of the State of New Jersey prior to passage of this ordinance on final reading and such debt statement shows that the gross debt of the Township as defined in Section 40A:2-43 of the Revised Statutes is increased by this ordinance by \$142,500.00 and that the issuance of the obligations authorized by this ordinance is permitted by an exception to the debt limitations contained in Section 40A:2-7(d) of said Local Bond Law.

Section 7. That the amount of the proceeds of the obligations authorized by this ordinance which may be expended for interest on such obligations, engineering, architectural, inspections costs and legal expenses, the cost of the issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinance, resolutions and notices of sale, and legal expenses in a manner provided in Section 40A:2-20 of the Revised Statutes, is not exceeding \$15,000.00.

Section 8. The full faith and credit of the Township of Marlboro, in the County of Monmouth, New Jersey are hereby pledged for the payment of the principal of and interest on all of the bonds or notes issued pursuant to this ordinance, and the sums required for such payment shall in each year while any of said bonds or notes are outstanding be included in the annual budget and raised by tax without limitation as to the rate or amount upon all the taxable property within said Township.

Section 9. That the funds provided by this ordinance shall be used only for site preparation work and the leasing and erection of relocatable classrooms by the Marlboro Township Board of Education after the approval of said use by the voters of the Township at a duly called referendum on or about August 16, 1973. After approval by the voters of the Township, the Township Council shall authorize the delivery of funds necessary to the Board of Education as the Township Council may deem necessary and appropriate. In the event the Board of Education shall provide for the leasing and erection of said relocatable classrooms by any other legal means available to it the funds shall be made available as provided herein.

Section 10. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage pursuant to law.

NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Marlboro, in the County of Monmouth, New Jersey, on 13th day of July 1973, and passed on first reading and that such Ordinance will be further considered for final passage after public hearing at a meeting of said Township Council of the Township of Marlboro, to be held at the Marlboro Elementary School Marlboro Township, New Jersey, at 8:00 a.m. on the 25th day of July, 1973, at which time and place or at any time and place to time be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

ROSE FIALKOFF,
ACTING CLERK,
TOWNSHIP OF MARLBORO,
COUNTY OF MONMOUTH

(\$77.00)

104727

Councilman McLaughlin proposed a motion to amend Section 9 of Ordinance #15-73. The motion was seconded by Councilman Klau and approved on the following roll call vote: Ayes: Councilmen Klau, McLaughlin and Acting Council President Kaplan. Nays: 0 Absent: Councilman Vuola and Council President Grossman.

Mayor Salkind said that council was not inhibited from making the money available to the Board of Education but the council cannot interfere with the right of the people and the Board of Education to lease portables, that right remains in the hands of the Board and the people.

Councilman McLaughlin said before the disbursement of money here council would have to grant a resolution to give the Board money. Mr. Bierman said that we would have to take additional action to award money to the Board. This ordinance upon its adoption gives you \$150,000.00. It will take a second step, a resolution, giving the Board the money.

Sidney Levenson asked if it was possible for the Board to spend the money that the Mayor gives it. The Mayor said upon successful passage of the referendum by the Board of Education, I will immediately convene a special meeting of council the following day so there will be immediate action. In addition to that, last night in regard to another question, the township will not need to float the bonds to receive the \$150,000.00. We will not have to go through a lengthy procedure to get the bonds. The money will come out of the general funds. The \$150,000.00 in full will not be turned over as a lump sum to the Board of Education, part of that money may be spent by the municipality for site work, for grading, removal of trees, etc.

Roll call on Resolution without amendment. Resolution #135-73 was seconded by Councilman McLaughlin and adopted on the following roll call vote: Ayes: Councilmen Kaplan and McLaughlin. Nays: Councilman Klau. Absent: Councilman Vuola and Council President Grossman. Discussion: Councilman Klau said his position has not changed. I support the original ordinance as presented July 12, 1973 giving us the authority to go ahead immediately to have these units constructed. My position has not changed and I preferred that to this. I would still like to see it brought back to its original form for the reasons I stated yesterday. Councilman McLaughlin said he believed that this is the better and proper way to go in the face of what the township attorney had to say. Councilman Kaplan said, as far as I was concerned I wanted very much to do anything that is within our legal powers to provide the classrooms for this year but I did condition it on the provision that it was legal and I was not willing to go to jail based

upon the ruling given by the township attorney I think we are going as far as we can legally. The Mayor said this is the finest and most complete decision he has seen in a long time.

Acting Council President Kaplan offered the following resolution:

RESOLUTION #136-73 - Returning Bids on Portables

BE IT RESOLVED BY the Township Council of the Township of Marlboro that all bids received pursuant to Notice to Bidders for the construction of re-locatable classroom units are hereby rejected and the Township Clerk is authorized and directed to return to the various bidders the Bid Bond or other performance guarantee received by her office.

Seconded by Councilman McLaughlin and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and McLaughlin. Discussion: The return of these bids is almost automatic now that the resolution has been defeated. Mayor Salkind said this is the legal procedure.

Councilman McLaughlin offered the following resolution:

RESOLUTION #137-73 - Cancellation of Meeting of Council

BE IT RESOLVED that the next Regular Meeting of the Township Council scheduled for July 26, 1973, is hereby cancelled; and

BE IT FURTHER RESOLVED that the next Regular Meeting of the Township Council shall be held on July 25, 1973, at 8:00 P.M. at the Marlboro Elementary School.

Seconded by Acting Council President Kaplan and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and McLaughlin. Nays: 0 Absent: Councilman Vuola and Council President Grossman.

Acting Council President made a motion to adjourn, motion approved unanimously, meeting adjourned 8:10 P.M.

Minutes Approved: *Nov. 29, 1973*

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Richard Kaplan
Richard Kaplan, Acting Council President

7/13/73

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

JULY 25, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Acting Council President Richard Kaplan at 8:20 P.M. on July 25th, 1973 in the Marlboro Elementary School.

ROLL CALL: Present: Councilmen Kaplan, Klau, McLaughlin
Councilman Vuola arrived at 8:25 P.M.

Absent: Council President Grossman

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney, and Acting Clerk, Rose Fialkoff.

PUBLIC HEARING: Ordinance #15-73

Steve Kursner felt Council was proposing a reasonable solution to the problem of portable classrooms.

Marty Powers said that as a result of the information that has come from the school board it appears that there will not be portables leased and therefore Section 9. of Ordinance #15-73 may have to be changed. He felt the ordinance was a ridiculous waste of taxpayers money.

Acting Council President Kaplan said we are trying to help the school board in whatever way is legally possible.

Mayor Salkind said he felt this body is trying to make things as easy as possible for the Board of Education. We are trying to use anything that we can to expedite the position of the Board of Education. We are in fact saying to the Board, here's a helping hand. The Mayor felt that Council has gone 100% of the way.

Martin Gitten said this is a very serious problem and we are all aware of what education means to this community.

Acting Council President Kaplan appreciated Mr. Gitten's remarks, however, he thought there were a couple of points that needed correcting. He said the first question on the Council's minds was the legality of the situation. It was our original understanding that all we were being asked to do was to supply funds. This was legal. Then at a Council Meeting we realized that we were to supply leasing of portable classrooms. We were informed that the only way we can help was for us to rent the portables. Our caucus was called with the school board members to discuss if it can be done legally. It was our

**ORDINANCE NO. 15-73
AN ORDINANCE AUTHORIZING AN
APPROPRIATION OF \$150,000.00 TO
PROVIDE FOR SITE PREPARATION
WORK AND FUNDING OF TEMPO-
RARY EDUCATIONAL FACILITIES IN
THE TOWNSHIP OF MARLBORO,
MONMOUTH COUNTY; APPROPRIAT-
ING \$150,000.00 FOR SUCH PURPOSES
AND AUTHORIZING THE ISSUANCE
OF \$142,500.00 BONDS OR NOTES TO
FINANCE THE COST THEREOF.**

BE IT ORDAINED by the Township
Council of the Township of Marlboro,
County of Monmouth, State of New Jer-
sey, as follows:

Section 1. That pursuant to the applica-
ble statutes of the State of New Jersey
there is hereby authorized the improve-
ment of a site for use by the Board of Educa-
tion of the Township of Marlboro and
the expenditure of funds for temporary
educational facilities to be constructed
upon said site.

Section 2. It is hereby found, determined
and declared by this Council as follows:

A. That an appropriation was contained
in a budget or budgets of the Township
heretofore adopted under the caption
"Down Payment Fund" or "Capital
Improvement Fund", and that there is
now available in said appropriation the
sum of \$7,500.00 which said sum is hereby
appropriated as a down payment for the
purpose described in Section 1 hereof.

B. That the estimated maximum amount
of money to be raised from all sources by
the Township for the purposes stated in
Section 1 hereof is the amount shown in
Section 1; that the estimated maximum
amount of bonds or notes to be issued for
the purposes stated in Section 1 hereof is
the maximum amount of money to be
raised from all sources for the purposes
stated in Section 1, less the down payment
of \$7,500.00.

Section 3. That the sum of \$150,000.00,
including said down payment, be and the
same is hereby appropriated for the pur-
poses stated in Section 1 hereof.

Section 4. That there is hereby author-
ized the issuance of negotiable serial
bonds of the Township of Marlboro in the
County of Monmouth, New Jersey, in the
aggregate principal amount not exceeding
\$142,500.00, for the purpose of financing
the cost of the improvements described in
Section 1 hereof, exclusive of said down
payment, pursuant to the Local Bond Law
constituting Chapter 2 of Title 40A of the
Revised Statutes of New Jersey. The
form, maturities, rate or rates of interest,
method of sale and other details of said
bonds shall be determined by subsequent
resolution adopted pursuant to law.

Section 5. That pending the issuance of
the serial bonds authorized in Section 4
hereof, there is hereby authorized the
issuance of bond anticipation notes of the
Township of Marlboro, in the County of
Monmouth, New Jersey, in an aggregate
principal amount of not exceeding \$142,
500.00 pursuant to the Local Bond Law,
constituting Chapter 2 of Title 40A of the
Revised Statutes of New Jersey. The
form, maturities, rate or rates of interest,
method of sale and other details of said
notes shall be determined by subsequent
resolution adopted pursuant to law.

Section 6. It is hereby determined and
declared by this Council as follows:

A. That the average period of usefulness
of the improvements or properties
described in Section 1 hereof for which the
obligations authorized in this ordinance
are to be issued, within the limitations
prescribed in the Local Bond Law is at
least 5 years.

B. That the supplemental debt statement
required by Section 40A:2-10 of the
Revised Statutes has been duly made and
filed in the office of the Municipal Clerk
prior to the passage of this ordinance on
first reading and a complete executed
original thereof has been filed in the office
of the Director of the Division of Local
Finance of the State of New Jersey prior
to passage of this ordinance on final read-
ing and such debt statement shows that
the gross debt of the Township as defined
in Section 40A:2-43 of the Revised Statutes
is increased by this ordinance by \$142,
500.00 and that the issuance of the obliga-
tions authorized by this ordinance is
permitted by an exception to the debt limi-
tations contained in Section 40A:2-7(d) of
said Local Bond Law.

Section 7. That the amount of the pro-
ceeds of the obligations authorized by this
ordinance which may be expended for
interest on such obligations, engineering,
architectural, inspections costs and legal
expenses, the cost of the issuance of the
obligations authorized by this ordinance,
including printing, advertisement of ordi-
nance, resolutions and notices of sale, and
legal expenses in a manner provided in
Section 40A:2-20 of the Revised Statutes,
is not exceeding \$15,000.00.

Section 8. The full faith and credit of the
Township of Marlboro, in the County of
Monmouth, New Jersey are hereby
pledged for the payment of the principal
of and interest on all of the bonds or notes
issued pursuant to this ordinance, and the
sums required for such payment shall in
each year while any of said bonds or
notes are outstanding be included in the
annual budget and raised by tax without
limitation as to the rate or amount upon
all the taxable property within said Town-
ship.

Section 9. That the funds provided by
this ordinance shall be used only for site
preparation work and the leasing and
erection of relocatable classrooms by the
Marlboro Township Board of Education
after the approval of said use by the vot-
ers of the Township of a duly called refer-
endum on or about August 16, 1973. After
approval by the voters of the Township,
the Township Council shall authorize the
delivery of funds necessary to the Board
of Education as the Township Council
may deem necessary and appropriate. In
the event the Board of Education shall
provide for the leasing and erection of
said relocatable classrooms by any other
legal means available to it the funds shall
be made available as provided herein.

Section 10. This ordinance shall take
effect twenty (20) days after the first pub-
lication thereof after final passage pur-
suant to law.

NOTICE is hereby given that the fore-
going Ordinance was introduced at a
meeting of the Township Council of the
Township of Marlboro, in the County of
Monmouth, New Jersey, on 13th day of
July 1973, and passed on first reading and
that such Ordinance will be further con-
sidered for final passage after public
hearing at a meeting of said Township
Council of the Township of Marlboro, to be
held at the Marlboro Elementary School
Marlboro Township, New Jersey, at 8:00
a.m. on the 25th day of July, 1973, at
which time and place or at any time and
place to which such meeting shall from
time to time be adjourned, all persons
interested will be given an opportunity
to be heard concerning such Ordinance.

ROSE FIALKOFF,
ACTING CLERK,
TOWNSHIP OF MARLBORO,
COUNTY OF MONMOUTH

(\$77.00)

104727

attorney's opinion that night that we cannot rent the portables. The decision was to introduce the ordinance, advertise for bids and when Mr. Bierman reported back to us, Council realized that we could not rent portables but can only supply money to the Board of Education.

Mayor Salkind felt that a legal ruling is a legal ruling. No one has argued with Mr. Bierman's decision, including the school board attorney. There is not question of the accuracy of Mr. Bierman's statement. Council chose to go in the route of the funds technique. Council is on record as opposing split sessions. We are the arm of the taxpayers and we will do whatever is necessary and that means funding.

Michael Silberstein said he agreed fully with what the Mayor said as to the legality of the situation.

The following resolution was offered by Councilman Klau:

RESOLUTION #138-73 - Funding of Portable Classrooms

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

ORDINANCE #15-73

AN ORDINANCE AUTHORIZING AN APPROPRIATION OF \$150,000 TO PROVIDE FOR SITE PREPARATION WORK AND FUNDING OF TEMPORARY EDUCATIONAL FACILITIES IN THE TOWNSHIP OF MARLBORO, MONMOUTH COUNTY; APPROPRIATING \$150,000.00 FOR SUCH PURPOSES AND AUTHORIZING THE ISSUANCE OF \$142,500.00 BONDS OR NOTES TO FINANCE THE COST THEREOF

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote of those present. Discussion: Councilman Klau said he had been talking with the township residents and he has related a series of circumstances to them that has brought us to this position. The situation started sometime in January of this year when the township voters voted passage of a new school. It took the school board until June 10th, 1973 to finally let out the bids. Bids were received back approximately June 27th, 1973. During that time the school board was assuring everyone that the school would be ready in September. Around May some

of the board members realized this would be impossible. Around May help was offered by Council. The school board suggested running classrooms in Freehold and two portable classrooms. When the Business Administrator of the school board said it would cost \$150,000 for rental and site plan preparation on June 22nd, we sat and made provision to make the money available to the school board. All of a sudden on July 5th, the school board President said that he wanted Council to rent the portables. Council passed the appropriate first reading at that time, based upon the Council President and my urging. Two weeks later on July 13th Council again sat to give final approval. The Judge after two weeks of review determined that it was not the proper procedure for the Township Council to build portable classrooms. Until July 5th the only legality was whether the Council could give \$150,000 to the school board. These are the facts that have taken place since January. In Councilman's Klau's opinion the main fact is that there was almost six months delay in sending out the bids, from the time of approval of the referendum. The law says there should be ten days notice before a question goes on referendum. Between now and August 16th, I think we have more than ten days. If it goes on the referendum there is still time to avoid split sessions.

Councilman Vuola said the school feels that the school needs 40 days notice for absentee ballots. In all reality how many absentee ballots will there be? I question whether the school board even wants the school built in the first place.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #139-73 - Opposition to Railroad Abandonment

WHEREAS, the Central Railroad Company of New Jersey has petitioned the Interstate Commerce Commission for the right to abandon its freight line between Matawan and Freehold including that portion of the line servicing the Township of Marlboro; and

WHEREAS, the above mentioned railroad line is the only railroad freight service to the Township of Marlboro and is vital to the industrial development of the Township; and

WHEREAS, several major industrial facilities have evidenced interest in locating within the Township of Marlboro and railroad freight facilities will be critical to the location and growth of these facilities; and

WHEREAS, the policy of the Mayor and Township Council of the Township of Marlboro is to attract new and desirable industrial ratables; and

WHEREAS, considerable progress has been made and several major industrial facilities have indicated an interest in the Township of Marlboro and railroad facilities are of vital importance to these various industries:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Township Council of the Township of Marlboro:

1. The Township Council strongly opposes the attempt to abandon the railroad freight service between Matawan and Freehold which passes through the Township of Marlboro, presently being maintained by the Central Railroad Company of New Jersey.

2. The Township Clerk is authorized and directed to forthwith forward a copy of this resolution to the Governor of the State of New Jersey; the Monmouth County Legislative Delegation; the Chairman of the Interstate Commerce Commission of the Federal Government, and the Chairman of the Public Utilities Commission of the State of New Jersey.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present. Discussion: Councilman Klau said the railroad runs through the two best industrial parts of Marlboro. It is the responsibility of the State of New Jersey to see that this facility is maintained. Marlboro's industrial development in a way is heavily weighted on this railroad and I pray that the responsible people in industry and government will heed our words.

PUBLIC SESSION:

Morton Cohan said he would like to anticipate; I have no doubt that there may be some people saying that we need the forty days to put the question of the portables on the referendum. The board should say the "hell with the bureaucrats" and have the referendum within the ten days permitted by the State law.

Martin Gitten applauded Council for its action on the railroad spur.

Mrs. E. Belil said she heard a lot on a referendum but she didn't really know what was being referred to.

Acting Council President Kaplan explained that the referendum scheduled has to do with two questions; will the taxpayers authorize an additional \$450,000 to build a school which was approved in January, 1973 and two, whether or not the taxpayers will authorize just the building of the Robertsville II School and drop the cafeteria. We are talking about a third question. Whether the school board chooses to place on referendum whether or not to use the \$150,000 appropriated by Council for the funding of the portable classrooms.

Mrs. Belil asked why it took the school board six months to send out bids.

Acting Council President Kaplan asked for a moment of silent prayer for the members of Mayor Salkind's wife's family as they recently suffered severe injuries in an automobile accident.

The meeting was adjourned at 9:35 P.M.

Minutes Approved: *New 9 1973*

Rose Fialkoff
Rose Fialkoff, Acting
Clerk

Lawrence Grossman
Lawrence Grossman,
Council President

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

AUGUST 9, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman on August 9, 1973, at 8:20 P.M., in the Marlboro Elementary School.

Following the Salute to our Flag, the Acting Clerk called the roll.

ROLL CALL: Present: Councilmen Klau, Vuola
and Grossman

Absent: Councilmen Kaplan, and
McLaughlin

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney and Acting Clerk, Rose Fialkoff.

RECEIVING BIDS:

Mayor Salkind explained that he would have to reject the bids on recommendation of the Township Attorney and the Tax Assessor and rebid. There seemed to be some consternation concerning the properties that were recommended for bid.

Council president Grossman moved that all bids be rejected and returned to the people that bid them. Seconded by Councilman Vuola and adopted unanimously by all members present.

CITIZENS VOICE:

Since no one wished to be heard, the Citizen's Voice period was closed.

APPROVAL OF MINUTES:

A motion to approve the Minutes of May 10, 1973 (regular meeting), May 10, 1973 (special meeting), May 22, 1973 (regular meeting), June 14, 1973 (regular meeting), June 19, 1973 (special meeting), June 22, 1973 (special meeting), was offered by Councilman Vuola and seconded by Councilman Klau. The minutes, with the exception of June 19, 1973 were adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Nays: 0 Absent: Councilmen Kaplan and McLaughlin.

PUBLIC HEARING: Ordinance #16-73 - Bonding Ordinance
Recreation Facilities & Reconstruction
of Roads.

Mayor Salkind said that he had been advised by the State of New Jersey's Division of Local Finance of Community Affairs that they had some difficulty in scheduling a quorum. One of the members of the division died and because of this there was a question about a quorum. It is the opinion of the Division of Local Finance and our Auditor that we do not act on this bonding ordinance at this time. Mayor Salkind asked that rather than closing the public hearing that you continue the public hearing until the next regular meeting of the Township Council which will enable the hearing in Trenton to be completed and it will be 100% in accordance with the State law.

Councilman Klau moved that we continue the public hearing until the next regular council meeting of September 13, 1973, seconded by Councilman Vuola and adopted unanimously by those present.

The following resolution was offered by Council President Grossman:

RESOLUTION #143-73 - Bids on Repaving of
Ryan Rd. & School Rd. West

BE IT RESOLVED by the Council of the Township of Marlboro that the Business Administrator be and she is hereby authorized to advertise for bids on:

RYAN ROAD

SCHOOL ROAD WEST

BE IT FURTHER RESOLVED that said bids shall be opened at the Regular Council Meeting of September, 1973.

Seconded by Councilman Klau and adopted unanimously by those present.

AMENDMENT

Council President Grossman moved that the township authorize bids on the installation of sewage pipe in School Road in the area of this contract only. Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present.

The Mayor reported on the plans of 1970 and 1971 which were rejected by the State Department of Transportation. New plans have been submitted by Mr. Birnbaum, Township Engineer. The project detail has been completed, the township attorney has indicated his approval, the Mayor signed the necessary certifications and the plans have been submitted to Trenton with the approval of Freehold. The package on School Road West is now in the hands of the Department of Transportation and should be returned to us in approximately ten days. Mr. Birnbaum is preparing the package on Ryan Road at this time. Since that is not a State Aid project that does not require the approval of the Department of Transportation and therefore can go out for bid immediately.

The Mayor explained to Council that there is a very small section of connecting pipe that should be installed on School Road and he wanted the minutes to reflect the sense-of-council that that be included as a separate bid item. That will save tearing up the road in a year or two. Council President Grossman said that the Mayor's recommendations are what all the councilmen would desire as we want as much of the town as possible hooked up to sewerage.

Council President Grossman moved that the township authorize bids on the installation of sewage pipe in School Road in the area of this contract only. Seconded by Councilman Klau and adopted unanimously by those present.

The following resolution was offered by Councilman Klau:

RESOLUTION #144-73 - Authorization for Bids for
Detective Clothes

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO
ADVERTISE FOR BIDS

BE IT AND IT IS HEREBY RESOLVED that plans and/or specifications covering the following, labor and/or materials heretofore prepared for and on behalf of the Township Council are hereby approved and ordered filed with the Business Administrator:

CLOTHING FOR DETECTIVE, MARLBORO
POLICE DEPARTMENT

BE IT FURTHER RESOLVED that the Township Business Administrator be and she is hereby authorized and directed to advertise for open competitive bids for said work, labor and/or materials as required by law.

Seconded by Councilman Vuola and adopted unanimously by those present.

The following resolution was offered by Councilman Vuola.

RESOLUTION #145-73 - Authorization to Receive
Bids on Five Police Uniforms

BE IT RESOLVED by the Council of the Township of Marlboro that the Business Administrator be and she is hereby authorized to advertise for bids for the purchase of five (5) vehicles for use in the Division of Police.

BE IT FURTHER RESOLVED that said bids shall be opened at the regular council meeting of September 13, 1973.

Seconded by Councilman Klau and adopted unanimously by those present. Discussion: Mayor Salkind said this is a program which I have developed whereby we did not purchase any vehicles so far in 1973. We feel it was good economics to do this. Instead of purchasing all of our purchases at the beginning of the year we will segment the ordering of police vehicles. The Police Division request that Ford's be specified in the bid.

The following resolution was offered by Councilman Klau.

RESOLUTION #146-73 - RE: Sewer Hook-Up Costs

WHEREAS, Congressman James J. Howard has proposed legislation to enable property owners to deduct the cost of sanitary sewer hook-ups from their federal income taxes; and

WHEREAS, many residents of the Township of Marlboro, Monmouth County are required to pay for such sanitary sewer hook-ups as well for water service hook-ups, each of which charge represents a substantial cost to the homeowner;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro:

1. That the Township Council of the Township of Marlboro endorses the legislation heretofore introduces and urges its immediate passage.

2. That the Township Council recommends that the legislation be expanded to include the cost of water service hook-ups to the homeowner.

3. That the Township Clerk shall forward a copy of this resolution to Congressman James J. Howard and other members of the New Jersey Congressional Delegation.

Seconded by Councilman Vuola and adopted unanimously by those present. Discussion: Councilman Klau said that Congressman Howard had the constituents of New Jersey in mind when he introduced a resolution asking for a deduction of mandatory sewer hook-ups from the federal government. I asked Congressman Howard to include mandatory water hook-ups and he promised to look into that possibility.

The following resolution was offered by Councilman Vuola:

RESOLUTION #147-73 - Cancellation, Second Meeting in August

BE IT RESOLVED by the Township Council of the Township of Marlboro that Article 2.2 of the Administrative Code shall be suspended to the extent that there shall be no meeting of the Township Council on Thursday, August 23, 1973; and

BE IT FURTHER RESOLVED that a regular meeting of the Township Council shall be held on Thursday, September 13, 1973 at 8:00 P.M. at the Marlboro Elementary School.

Seconded by Councilman Klau and adopted unanimously by those present.

The following resolution was offered by Councilman Vuola:

RESOLUTION #148-73 - Bill Paying

(Resolution #148-73, attached hereto and made a part of these minutes)

The following resolution was offered by Council President Grossman:

RESOLUTION #149-73 - Tax Foreclosure

WHEREAS, the Township of Marlboro held a lien on property known as Block 12, Lot 3 and foreclosed on same in 1972; and

WHEREAS, said property was erroneously left on the 1973 duplicate and assessed to the old owner in the amount of \$500 and taxed in the amount of \$21.82.

NOW, THEREFORE BE IT RESOLVED by the Council of the Township of Marlboro that the tax in the amount of \$21.82 on Block 12, Lot 3 be cancelled in the 1973 tax duplicate.

Seconded by Councilman Klau and adopted unanimously by those present.

RESOLUTION #150-73 - Cancellation of Taxes

WHEREAS, property known as Block 65, Lot 19 and assessed to Jersey Central Sewer was taken over on March 1, 1973, by the Western Monmouth Utilities Authority; and

WHEREAS, said property was taxed for the year 1973 in the amount of \$1,456.56 and the first quarter paid by Jersey Central Sewer in the amount of \$370.83; and

WHEREAS, under and by virtue of N.J.S.A. 40:14A-31 which states that a utilities authority is exempt from taxation:

NOW, THEREFORE BE IT RESOLVED by the Council of the Township of Marlboro that \$1,085.73, the balance of the 1973 taxes, be cancelled from the 1973 tax duplicate.

Seconded by Councilman Klau and adopted unanimously by those present.

ADMINISTRATIVE REPORT:

Mayor Salkind read his various reports which were received from the building inspector (16 zoning permits, 31 building permits, 5 c.o.'s, during last month). The Mayor indicated that his report to the Board of Education, which was presented by the Business Administrator, indicated that from January 31, 1973 thru July 31, 1973 a total of 17 residential certificates of occupancy were issued.

The Mayor said we are still on the program of collecting delinquent taxes and at this time we have the highest collection rate in Monmouth County.

Mayor Salkind congratulated Mr. Goldzweig, Director of Finance, on obtaining 9½% interest for the township in a New Jersey Bank. Mayor Salkind suggested the town end our C.D. Accounts in Stability and Freehold savings and Loan Association. They do not pay enough interest and are relatively small accounts.

Mayor Salkind discussed the Welfare and Road Department reports. The Mayor reminded the Councilmen that a policy determination must be made on pool fences. At this time every pool, in-ground or above-ground, must have a 4' fence around it. The swimming pool ordinance needs revision and at the next council meeting we should appoint a committee to study and revise the ordinance.

The Mayor said the township of Holmdel has replied to my invitation by resolution asking that a joint sewer study committee be established. Holmdel by resolution has expressed its willingness to act. The Mayor asked Council if they would appropriate \$1000 for funding to study sewer service.

Mayor Salkind said he received from the Clerk copies of Ordinance #15-73 which would have appropriated \$150,000 for site preparation and funding of temporary facilities for the Township of Marlboro. The Mayor studied this matter and asked Council to sustain that veto. I vetoed this ordinance due to the decision by the Board of Education. This veto will remove the ordinance from the books and will release the money for other worthwhile purposes.

The Mayor said he had the contract in hand, for various municipal buildings, including the library. It was the Mayor's intention to sign the contract for the library under which we have been working. Council President Grossman said a resolution will not be necessary to make the contract legal, all that is necessary is the Mayor's signature.

Mayor Salkind read a letter from John A. Dugan, Business Administrator of the Board of Education to Mary T. Denton, Business Administrator of the Township of Marlboro. (letter attached hereto and made a part of these minutes).

The Board of Education in conjunction with the Robertsville IIA referendum has delivered to the Marlboro Township Planning Board a detailed set of the specifications for its review. The other site plan work was also delivered to the municipality for its review or modifications. According to law this must be done. The Mayor asked Council President to see to it that the Planning Board of the Township of Marlboro act on the site plans accordingly. The same law that is specific to the school board is specific to the governing body.

The Mayor submitted a report prepared by the Township Engineer on the subject of Brooks. (enclosed herewith and made a part of these minutes).

The Mayor was happy to report that construction on Lloyd Road is progressing smoothly.

The following resolution was offered by Councilman Vuola:

RESOLUTION #141-73 - Mayor's Veto of Ordinance #15-73

WHEREAS, the Township Council of the Township of Marlboro has expressed its intention to cooperate with the Board of Education of the Township of Marlboro in every manner permitted by law to maintain a sound educational system within the Township; and

WHEREAS, pursuant to this intention the Township Council adopted Ordinance #15-73 to make funds available for additional class room space for the term commencing in September, 1973; and

WHEREAS, since passage of the above mentioned Ordinance the Board of Education has been able to revise its plans and schedule class rooms in such a manner so as not to require "relocatable class rooms" within the Township; and

WHEREAS, as a result of the action of the Board of Education making it unnecessary to acquire "relocatable class rooms" Mayor Morton Salkind has vetoed the above mentioned Ordinance and delivered his veto message to this Council:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the Township Council of the Township of Marlboro approves of the action of the Mayor and hereby permits the veto of Ordinance #15-73 to stand thus permitting the said Ordinance to die and not become affective according to law.

Seconded by Councilman Klau and adopted unanimously by those present. Discussion: Council President Grossman explained that this removes a lien against the township bonding debt.

Council President Grossman opened the Public Session at 9:10 P.M.

PUBLIC SESSION:

Steve Kursner said he saw the bronze glass that we proposed to use on the library building and it was not very attractive.

Sol Hornick and Hyman Grossman asked many questions in reference to the Brooks behind their houses. Mayor Salkind said a copy of the engineer's report on Brooks will be part of the Minutes of August 9th, 1973 and will be available forever to the residents of the Township.

Since no one else wished to speak, the Public Session was closed at 9:55 P.M.

Council President Grossman asked for a motion to adjourn. Councilman Klau made a motion to adjourn, seconded by Councilman Vuola and adopted unanimously by all those present.

Meeting adjourned: 10:00 P.M.

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman
Lawrence Grossman,
Council President

Minutes Approved: *Nov. 29, 1973*

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746
(201) 462-0059

MORTON SALKIND
Mayor

August 9, 1973

TO: MAYOR MORTON SALKIND

FROM: DAVID BIRNBAUM

RE: BRANCH OF BARCLAY BROOK (W.O.W.)
WEST BRANCH OF BIG BROOK (M.H.)
SOUTH BRANCH OF DEEP-RUN - PRINCE WILLIAM BROOK (W.O.E.)
MELVIN'S BROOK - CANADIAN WOODS (W.O.E.)

CONTENTS:

- I. Scope of the Report
- II. Specifications
- III. Work Quantities, General Description, and Cost
- IV. Summary of Cost

I. SCOPE OF THE REPORT

This Report purports to inform the reader on the matter of the captioned brooks in terms of the nature of proposed remedial work, and a general estimate of cost for this work, which would partially or totally alleviate the following conditions:

A. Hazardous conditions, resulting from:

1. Unhindered access to steep channel banks.
2. Erosion channels running generally perpendicular to the stream channels caused by surface runoff in areas adjacent to and sloping steeply towards the streams.
3. Unfenced or inadequately fenced structures.
4. Undermined trees.

B. Erosion, reducing the "useful" backyard areas due to slip-failure of the main stream channel sides, and due to the factor described in A.2, above.

C. Flooding of extensive portions of property adjacent to brooks and of adjacent streets.

D. Unsightly, generally "wild" and unkempt conditions of the stream bed and the structures, debris, weeds, water-borne objects, and puddling.

Proposed remedial action includes design and subsequent construction given the necessary authority by the property owners and by the Department of Environmental Protection, Division of Water Resources, to perform the following work where deemed necessary and as outlined in more detail elsewhere in this Report:

- A. Earthwork to reshape the stream channels.
- B. Provision of effective and durable channel slope protection to control erosion.
- C. Hindering access to the channel's edge using dense shrubbery hedging or fencing; beautification with trees.
- D. Essential modifications to existing structures.
- E. Cleanup of stream channels.

Much of the proposed work in the streams is to be performed on privately-owned land. Prior to construction, permits for entry and for the performance of construction work must be available from all affected property owners together with appropriate access permits for equipment and personnel as needed.

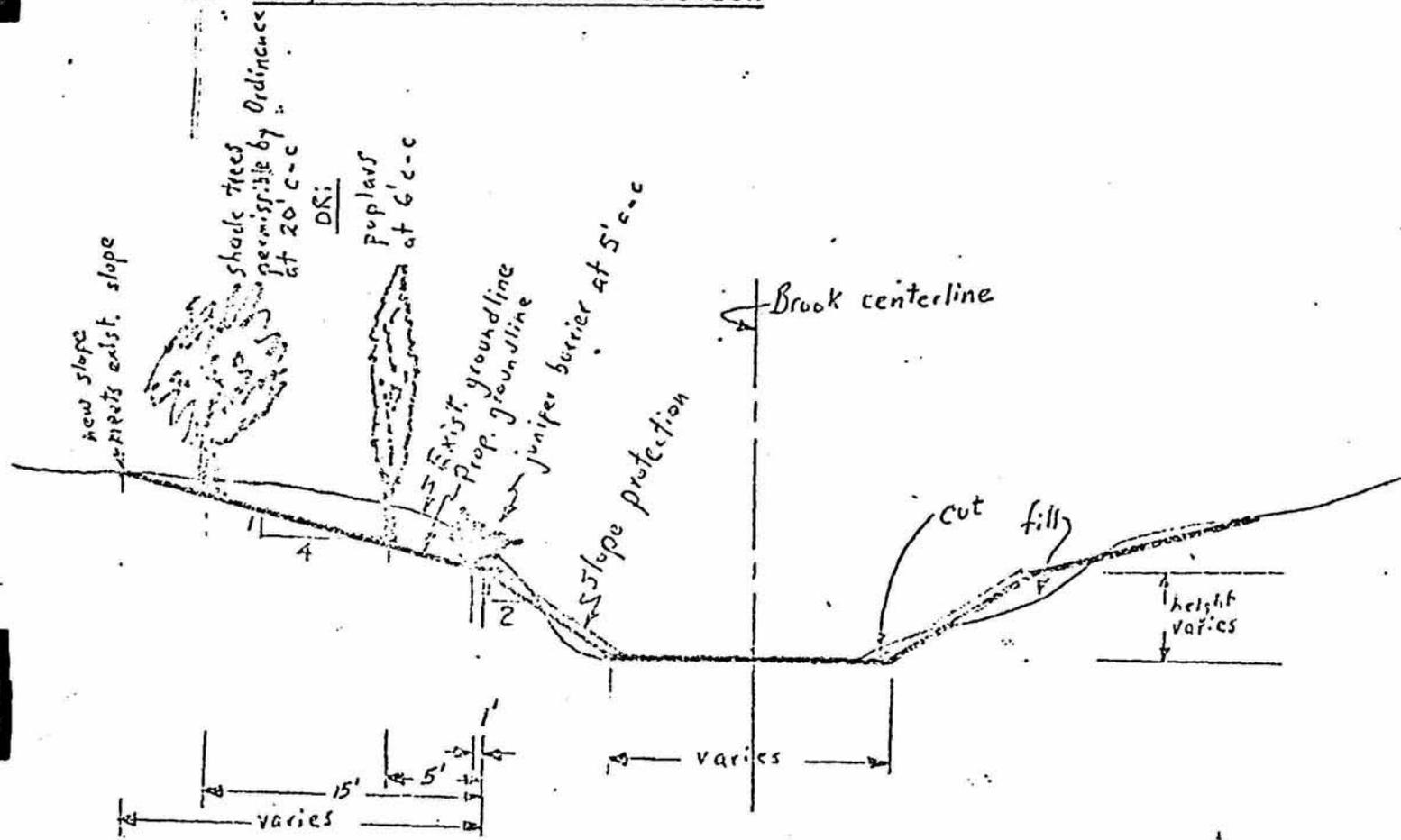
This Report is a product of visual site investigations. Conclusions outlining proposed construction or reconstruction methods, materials, as well as quantities and costs have been arrived at on the basis of visual observation and estimation; it is understood, therefore, that the methods, dimensions and materials are subject to review and the quantities and costs are for informative and orientation purposes.

For final design purposes, a detailed survey will be required in most instances, yielding a topographic map of the present streams and immediately adjacent land and facilitating the drawings of cross sections showing present and proposed future configurations; also soil and water samples will be taken. This then will produce an engineering estimate of materials, quantities and costs to be used in conjunction with the Contract Documents. It will be at this stage that the final determination of such engineering criteria as dimensions of erosion control facilities in channels will be made, along with the determination of dimensions of channel bottoms, which information is essential for proposed final design purposes but unessential for the purpose of this Report.

II. SPECIFICATIONS

The following is a summary of engineering criteria and alternatives dimensions and materials proposed for this work.

A. Proposed New Channel Section



TYPICAL CHANNEL SECTION (SCHEMATIC)

Scale: 1" = 10' (hor. & vert.)

Notes: Earthwork (cut & fill), slope protection, vegetation and other work items to be provided where and as called for in the schedules on one or both sides of the channels.

4'-high chain link fence may be substituted for juniper barrier if and where locally preferred without substantially affecting the cost estimate. Junipers are far more decorative but may take 2-3 years to form an effective barrier. Such substitution cannot, however, be made on an erratic basis or in small sections. Closely-spaced poplars may be substituted for "permissible" shade trees, if preferred.

By "Specifications" reference is made to the New Jersey State Highway Department "Standard Specifications for Road and Bridge Construction, 1961".

B. Earthwork

Applicable provisions of the specification will substantially govern in terms of workmanship, materials and general provisions.

1. Excavation ("cut")

Excavation shall conform to sections 2.5.1, 2.5.3 and 2.16.1 of the specifications. "Channel" as referred to herein may mean "channel" or "ditch", as defined therein.

Excavation shall be performed substantially at the sides of the channels, but some minor excavation work may be performed at the channel bottoms for profile correction. Following excavation, the soil shall be compacted so that the top one (1) foot, perpendicular to and below final soil grade along the slope, shall indicate by testing a density of not less than 95% Modified AASHTO. The portion of the slope below water, as defined by the Engineer, shall be exempt from this compaction requirement.

Trees and shrubs having a diameter greater than three (3) inches at a height of two (2) feet above ground level, shall be left in place, undamaged; a field decision will be made regarding the modifications to be made to the cross sections wherever a conflict exists with a 3 inch diameter or larger tree or shrub. No additional payment will be made to the contractor in connection with such field decisions, except for upward and downward adjustments as measured in actual quantities of excavation resulting therefrom. Where a tree, within a cut or fill area, is deemed by the engineer to be undermined or otherwise unsafe or undesirable, the tree will be removed at no additional cost to the Township. Except as indicated above, all trees and shrubs in cut or fill area and must be removed.

2. Fill

Fill shall be a soil aggregate, type 4C; or material locally excavated under the excavation ("cut") item. The Engineer may disallow the usage of soil from "cut" areas for fill purposes when such soil is deemed unsuitable.

All fill placed shall be compacted and tested for compaction to indicate compaction of not less than 95% Modified AASHTO. Portions of fill failing this test will be recompacted and retested.

The intent of the dispositions regarding trees and shrubs, as shown above under "Excavation", apply equally to fill areas.

C. Slope Protection

Slope protection will be provided where and as shown on the drawings, for each type of slope protection. To resist sliding, the lowest portion of the slope protection will act as a footing, and will be located 6 to 12 inches below channel bottom, depending on soil conditions in the channel.

The heights of the slope protection in the channels, as they appear in this Report, are measured vertically from channel bottom, and are for cost estimate purposes. In the final design stage, this dimension will be based on the following criterion: After a survey is made and the appropriate proposed channel bottom widths are determined, based on existing and required additions, the appropriate height dimension of the steep protected portion of the channel wall will then be arrived at on the basis of anticipated flow and hydrological considerations.

Since slope protection thickness, as measured in perpendicular dimension from the excavated channel wall, may vary with the type of slope protection used, it is understood that excavation (or fill) limits in the cross sections of the channels may vary somewhat, depending on the type of slope protection used; the neat cross sectional area of the channel, where unhindered flow will occur, is to be maintained as a constant when calculating contract quantities.

The bidders will be requested to submit quotes on any number of alternative slope protection types, any of which will meet the requirements of this project, and the selection of which, on a partial (local) or total (project-wide) basis, will be optional with the Township.

Alternate slope protection schemes. (If more than one alternative is incorporated in a bid, the Township may select more than one scheme and use different schemes at different locations).

- | | |
|-------------------|--|
| 1. Concrete bags | To be constructed in accordance with Section 2.12.1 of the Specifications. |
| 2. Concrete Block | To be constructed in accordance with Section 2.13.1 of the Specifications. |
| 3. Riprap | To be constructed in accordance with Section 2.15.1 of the Specifications. |
| 4. Gabions | To be manufactured and constructed per manufacturers' recommendations and shop drawings to be provided with those bids, which incorporate this item. |

Stone units in alternate slope protection scheme numbers 3 and 4 will meet, in addition to the specified requirements, the following chemical and freeze-thaw requirements, compliance with which will be shown by testing of random grab samples:

Stones for riprap, or gabions, will contain less than 5% carbonate (CO_3) by weight.

Samples will also comply with the following freeze-thaw requirements:

When subjected to ten (10) cycles of freeze and thaw, the sample will not break apart or disintegrate, nor will it lose more than two percent (2%) of its weight due to partial disintegration. Samples will be subjected to freeze and thaw fully submerged in tap water. Procedure: Samples will be submerged in tap water, which will be heated to 120 degrees Fahrenheit, which temperature will be maintained for a period of one (1) hour then

rapidly brought to freezing and a temperature of zero degrees fahrenheit maintained for one (1) hour, then heated again until a total of ten (10) heating and ten (10) freezing cycles are completed. A sample for freeze-thaw testing will weigh no less than 5 lbs.

Material not conforming to the criteria or tests above will not be accepted.

D. Vegetation and Fence

Vegetation will consist of trees and shrubs planted at locations as shown in Section II.A. herein and will conform to Township Ordinances as well as to Section 8.3.9 of the Specifications. Poplars may be used as an alternative to "permissible" shade trees at Township option. Fence may be used as an alternative to the juniper barrier, at Township option.

Fence will be a four (4) foot tall green chain link.

E. Miscellaneous Items

All miscellaneous work shall be performed as and where indicated in the drawings and the schedules and will conform to the Specifications in workmanship, methods, quality and materials.

All concrete materials used for either construction or reconstruction shall have a strength of not less than 4000 psi and shall contain air entrainment agents in a quantity so that field tests upon the plastic concrete will indicate air content in the 5%-7% range. Type II cement shall be used.

F. Compliance

All work is subject to applicable Township, County and State permits, Codes, laws and regulations.

III. WORK QUANTITIES & COST

A. WHITE BROOK WEST

SECTIONS	DIST.	CUBIC YARDS OF EARTH TO BE MOVED PER LINEAR FOOT				SLOPE PROTECT.		VEG. & FENCE		DESCRIPTION OF WORK TO BE DONE AND REMARKS	COST SUMMARY
		CUT	FILL	NET	COST	HT.	COST	COST	COST		
50' West of Wylie to Wylie	50'		5	5F	1500.	5'x 100'	1000.	100'	150'	Channel reshaping both sides, slope protection & veg. Fence at culvert.	\$ 3000
Wylie to Riley	550'	.2	1.0	.8F	3190.	5'x 1100'	11000.	1100'	300'	Channel reshaping both sides, slope protection & veg. Fence at culverts.	\$ 18340
Riley to Whitman	800'									Fill in & correct severe erosion at swales-650 cy fill-200 cy cut.	\$ 3700
		.3	2.0	1.7F	9360.	5'x 1200'	12000.	1200'	150'	Channel reshaping both sides, 400' S. side only 400'	\$ 25710
										Slope protection N&S 400' - S. side 400'	\$ 25710
										Veg. N&S 400' - S. side 400'	\$ 25710
Whitman to 70' E of culvert behind Schwartz Exception: 65GG-6 (Macchione)	1350'	.5	2.0	1.5F	15725.	5'x 1350'	13500.	200'	200'	Datri's-fill in 1000 cy Schwartz-fill in 200 cy Select granular earth fill around headwall behind Schwartz 100 cy Fence around headwall- Channel reshaping, slope protection & veg.	\$ 7200 \$ 500 \$ 29425
Whole Brook										Concrete aprons at swales 4@\$150ea.	\$ 600
TOTAL \$					29775.		37,500.	8400.	800.	Misc. items = \$12,000.	\$88,475

Notes:

The scope of this Report does not include the portion of the brook behind Longfellow Terrace since conditions do not appear to warrant reconstruction as above.

Additionally to the above, engineering (design) and survey expenses will be incurred - See Cost Summary (Section IV).

SECTIONS	DIST.	CUBIC YARDS OF EARTH TO BE MOVED PER LINEAR FOOT				SLOPE PROTECT.		VEG. & FENCE		DESCRIPTION OF WORK TO BE DONE AND REMARKS	COST SUMMARY
		CUT	FILL	NET	COST	HT.	COST	COST	COST		
School Rd. West to Etna Court	850'	n	o	n	e	n	o	n	e	Fill washout at box with granular fill. Clean ditch channel @ 50¢ per L.F. Veg. East side only.	\$ 300. \$ 425. \$ 2975.
Etna Court to school area, outfall pipe	250'	n	o	n	e	n	o	n	e	Veg. East side only Clean the ditch channel	\$ 875. \$ 125.
school area, outfall pipe to Robbins' headwall	150'	3	0	3C	1350.	5'x 150"	1500.	150'	525.	Channel reshaping & slope protection & veg. on East side only Add a ht. of 18" of concrete at the crest of Robbins' headwall	\$ 3375. \$ 300.
Brian's headwall to Elkin's West headwall	250'	2	0	2C	1500.	4'x 500"	4000.	500'	1750.	Channel reshaping, slope protection & veg. both sides	\$ 7250.
Elkin's East headwall to Taylor S. headwall	800'	.5	.5	0	2000.	4'x 150"	12800.	1600'	5600.	Channel reshaping, slope protection & veg. both sides Repairs to Elkin's n. headwall apron	\$ 20400. \$ 200.
Taylor N. headwall to a point 150' of headwall	150'	0	6	6F	4050.	4'x 300"	2400.	300'	1050.	Channel reshaping, slope protection & veg. both sides	\$ 7500.
hole Brook										Concrete apron at swales 6@150.	\$ 900.
					\$8,900.	\$20,700.		\$12,775.		Misc. items = \$2,250.	\$44,625.

Material to be brought in exclusively from other sections of the same brook.

Additionally to the above, engineering (design) and survey expenses will be incurred - See Cost Summary (Section IV).

SECTIONS	DIST.	CUBIC YARDS OF EARTH TO BE MOVED PER LINEAR FOOT				SLOPE PROTECT.		VEG. & FENCE		DESCRIPTION OF WORK TO BE DONE AND REMARKS	COST SUMMARY	
		CUT	FILL	NET	COST	HT.	COST	COST	COST			
Route 18 to Floyd Wyckoff	1300'	n	o	n	e	n	o	n	e	1300' 4550.	Vegetation on West side only.	\$ 4550
Floyd Wyckoff to Headwall at P. Wm. house nos. 43-45	750'	2	.2	1.80	4800.	3'x 750'	4500.	750' 2625.		Channel reshaping, slope protection Veg. West side only.	\$ 11925	
Whole Brook										Concrete aprons at swales 4@150.	\$ 600	
TOTAL	\$				\$4,800.		\$4,500.	\$7,175.		Misc. item = \$600.	\$17,075	

Note:-
 Additionally to the above, engineering (design) and survey expenses will be incurred - See Cost Summary (Section IV).

III.

D. MELVIN'S BROOK

This area is substantially associated with conditions described in I.C.; above, which the proposed remedial action purports to relieve.

A. Statement of Conditions:

Excessive flooding was noted on Canadian Woods Road, in particular in the general area near Robertsville Road, and especially during periods of very heavy rainfall. Complaints were also received from homeowners about the high level of Melvin's Brook waters during such periods of heavy rainfall.

It appears that such flooding on Canadian Woods Road may be significantly reduced by lowering the elevation of the flood water level in Melvin's Brook relative to the elevation of the gutter lines and inverts at the catch basins on Canadian Woods Road.

Since the redesign of Canadian Woods roadway and drainage profile and the raising of these profiles by reconstruction appears to be prohibitive, and especially in view of the fact that such redesign may alleviate the flooding conditions in the street but may then adversely affect the homes; it appears, therefore, that to alleviate this condition, the maximum elevation to which Melvin's Brook waters reach during flood stage should be lowered.

B. Proposed Remedial Construction:

In its present condition, Melvin's Brook meanders and goes through frequent changes in effective cross sectional area and cross sectional shape. It is proposed that the actual length measured along the centerline of the brook be reduced slightly by elimination of some of the more pronounced meanders. It is further proposed that the profile of the brook along its bottom, at centerline, be reshaped so as to render the profile more uniform and substantially eliminate some of the more pronounced "cascades" and "dam" areas. Finally, and most significant, it is proposed that the brook width be increased in order to produce a cross section which has a substantially uniform area. The maximum increase in width would not, however, exceed the maximum width of Melvin's Brook channel as it now exists.

The above mentioned measures will allow for a faster runoff of the brook waters, and also allow for a larger cross sectional area of flow, thus effectively lowering the brook waters, most significantly at a time and under conditions which would otherwise create flooding.

It is considered probable that a lowering of maximum flood water levels by one foot (1') or more can be achieved by employing the above mentioned remedial steps.

Another item of remedial construction would involve the recommended reconstruction of the headwall immediately north-east of the Robertsville Road culvert at a location eight (8) feet further away from the Melvin's Brook stream channel to facilitate unobstructed flow in the culvert area.

Future reconstruction of the culvert and the increase of the cross sectional area available for flow will further improve the conditions, but this item of reconstruction is not specifically included within the scope of this Report.

C. Recommendation:

Since the occurrence of extremely heavy rainfall and consequent flooding is very infrequent on a multi-year basis, the performance of the remedial construction as described above, (except the last two items) and the consequent destruction of natural beauty which it will cause must be weighed heavily against the benefit.

D. Cost:

Earthwork	\$ 5,000.*
Removal of excavated soil	1,500.
Removal of existing headwall & construction of new headwall	700.
Incidentals (including the removal of trees)	2,000.
	<hr/>
Total	\$ 9,200.

* based on careful selective work with a $\frac{1}{2}$ cubic yard backhoe, 1000 c.y. at \$5. per c.y.

Additionally to the above, other expenses will be incurred - See Cost Summary (Section IV).

IV. TABULATED SUMMARY OF COSTS

ITEM	W.O.W.	M.H.	P.Wm.	MELVIN'S BROOK	TOTAL
	Cost	Cost	Cost	Cost	Cost
Earthwork	\$ 29,775	\$ 8,900	\$ 4,800	\$ 6,500	\$ 49,975
Slope Protection	\$ 37,500	\$20,700	\$ 4,500		\$ 62,700
Vegetation (trees & shrubs)	\$ 8,400	\$12,775	\$ 7,175		\$ 28,350
Fence	\$ 800				\$ 800
Miscellaneous & Incidentals	\$ 12,000	\$ 2,250	\$ 600	\$ 2,700	\$ 17,550
Total	\$ 88,475	\$44,625	\$ 17,075	\$ 9,200	\$159,375
Survey	2%	2%	3%	2%	
Engineering (design, preparation of contract documents, and the writing of supplementary specs)	6%	6%	6%	5%	
Soil and material testing during construction	1%	1%	2%	0.5%	
Supervision of Construction	3%	3%	3%	4%	
Administrative cost, legal cost, etc.	1%	1%	2%	2%	

Note: For those items of the above work, which are to be performed entirely or partially by the Municipality by means of its own forces, no dollar figures are provided; for orientation purposes, a percentage factor has been assigned, which is the theoretical estimated expense, in percent of total cost, based on work done totally by outside agencies.

MADISON

MANALAPAN

TOWNSHIP

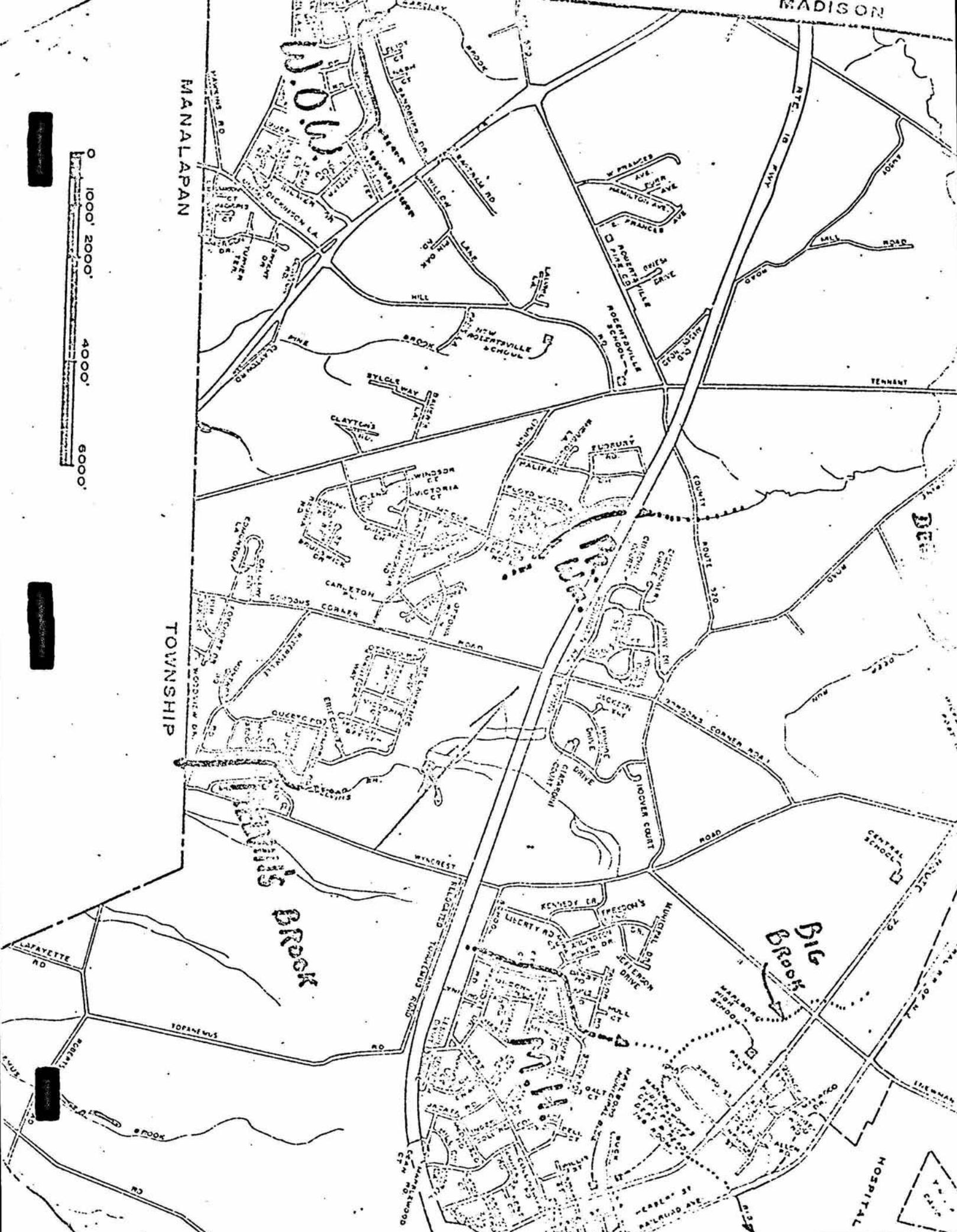


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Marlboro Township Board of Education

CENTRAL SCHOOL, 175 ROUTE #79, MARLBORO, N. J. 07746

462-4642

946-8900

HARLES O. WEBBER, M.D.
President

JAMES F. HOURIHAN
Vice-President

JOHN A. DUGAN
Secretary - Business Administrator

ALBERT J. CAFIERO
Superintendent of Schools

August 9, 1973

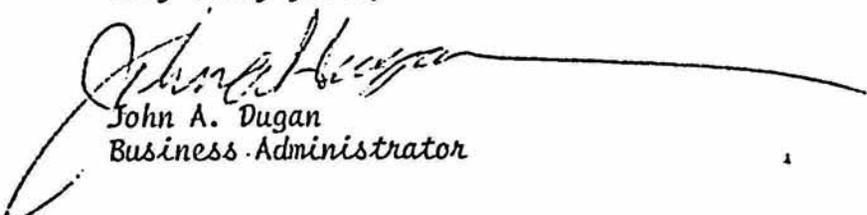
Mrs. Mary T. Denton, Business Administrator
Township of Marlboro
P. O. Box 55
Marlboro, New Jersey 07746

Dear Mrs. Denton:

Turned over herewith please find executed copy of agreement for construction and maintenance of recreational facilities on school properties dated August 9, 1973. Will you kindly arrange with your insurance carrier to furnish this office with a copy of your policy concerning public liability for property damage designating the Board of Education as an additional insured party thereon and as stipulated in Article VIII of said agreement.

Thank you for your cooperation in the handling of this matter.

Very truly yours,


John A. Dugan
Business Administrator

JAD/cs
Enclosure

cc: Mayor Salkind
Lawrence S. Grossman
Arthur Fried
Vincent C. DeMaio, Esquire
Herbert B. Bierman, Esquire
Albert J. Cafiero

4:15 p.m. - mtd
RECEIVED

AUG 9 1973

**TOWNSHIP OF MARLBORO
MAYOR'S OFFICE**

AGREEMENT

THIS AGREEMENT made this day of , 1973,

BY AND BETWEEN:

THE TOWNSHIP OF MARLBORO, a Municipal
Corporation of the State of New Jersey
Municipal Building, Route 79
Marlboro, New Jersey

Hereinafter known as the Township;

AND:

THE MARLBORO TOWNSHIP BOARD OF EDUCATION
175 Route 79
Marlboro, New Jersey

Hereinafter known as the Board.

WITNESSETH:

WHEREAS, the Board is the owner of certain lands and premises now in use for educational purposes; and

WHEREAS, the Township desires to create and make available for use of the residents of the Township of Marlboro, additional recreation facilities including baseball diamonds, tennis courts, and other facilities; and

WHEREAS, the Township and Board have agreed to cooperate in the construction, maintenance and use of various recreation facilities:

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained the parties hereto do hereby covenant and agree as follows:

1. The Township shall select those specific areas within the lands owned by the Board for the construction of tennis, handball courts, and ball diamonds. The location selected shall be submitted to the Board for its approval, and the Board shall act within 30 days after receipt of the recommendation. No construction or use shall be permitted until such time as the Board shall indicate its approval of the site in writing to the Township.

2. After approval of the location by the Board the Township Attorney shall determine that the location, size and proposed construction complies with the Zoning Ordinances of the Township, and no such construction or use shall be permitted until said approval shall be obtained.

3. Plans and specifications for the construction of tennis, handball courts, and ball diamonds shall be prepared by the Division of Recreation of the Township and submitted to the Board. The Board shall review said plans and specifications and take action thereon within 30 days of receipt. No solicitation of bids or construction shall be commenced prior to the approval of the plans and specifications by the Board.

4. The Township shall assume the cost of construction and maintenance of any and all tennis and handball courts constructed pursuant to the terms of this agreement which, in the Township's sole discretion may be necessary, and shall provide all of the necessary equipment for the maintenance of the structures. In the event maintenance or repairs are required at the direction of the liability insurance carrier of the Board, the Township shall attend to them forthwith.

5. The Board shall be in control and have exclusive use and management of the courts and baseball diamonds constructed under the terms of this agreement during the hours when school is in session. The Board shall be in control and have exclusive use of the courts and baseball diamonds during after school hours on school days for school organized and supervised intramural and interscholastic programs.

6. The Division of Recreation of the Township shall have control and exclusive use and management of the courts and baseball diamonds at all times not specifically mentioned in Paragraph 5 above and may conduct such recreation programs on said diamonds and courts as it may seem appropriate in its sole discretion. The Board and the Division of Recreation shall agree upon a schedule of use not later than 30 days after the commencement of each school year and such schedule shall be binding upon the parties for the balance of the school year or until such schedule is amended by mutual agreement.

7. The above-mentioned method of supervision and control shall apply to the use of any skating area that may be developed on the Central School premises now or during the term of this agreement.

8. The Township shall, at all times during which it is in use or control of the premises, carry Public Liability Insurance and Property Damage Insurance in amounts deemed appropriate by the Township pursuant to the

existing insurance program. The Township agrees that it shall cause the Board to be named as an additional insured under its policies of insurance and shall forward a certificate indicating said coverage to the Board of Education within 30 days of the date of this agreement.

9. So long as each Party hereto complies with its obligations hereunder this agreement shall remain in full force and effect until terminated by mutual agreement of the parties hereto, in writing. This agreement constitutes the entire agreement between the parties hereto and neither of the parties shall be bound by any promises, representations or agreements except as are herein expressly set forth.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by their duly authorized officers with their seals affixed the day and year first above written.

ATTEST:

Rose Fialkoff
ROSE FIALKOFF, Township Clerk

THE TOWNSHIP OF MARLBORO

By:

Morton Salkind
MORTON SALKIND, Mayor

MARLBORO TOWNSHIP BOARD OF EDUCATION

By:

John A. Dugan
JOHN A. DUGAN, Secretary

Charles O. Webber, M.D.
CHARLES O. WEBBER, M.D., President

*Order to issue
8/17/73 W.B. [unclear]
Twp Atty.*

COUNCIL OF THE TOWNSHIP OF MARLBORO - SPECIAL MEETING

AUGUST 22, 1973

The Special Meeting of the Council of the Township of Marlboro was called to order by Council President Lawrence Grossman at 6:40 P.M. on August 22, 1973 in the Municipal Office.

Mayor Salkind read his letter calling for a Special Meeting of Council. (attached hereto and made a part of these minutes).

The Acting Clerk called the roll:

ROLL CALL: Present: Councilmen Kaplan, Vuola and Grossman

Absent: Councilmen Klau and McLaughlin

Also present were Mayor Morton Salkind, Herbert B. Bierman, Township Attorney, and Acting Clerk, Rose Fialkoff.

Councilman Vuola offered the following resolution:

RESOLUTION #151-73 - Township Depository

BE IT RESOLVED by the Council of the Township of Marlboro that the following named bank be designated as an official depository of the Township of Marlboro:

FIDELITY UNION TRUST COMPANY

Seconded by Councilman Kaplan and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Vuola, and Grossman. Nays: 0 Absent: Councilmen Klau and McLaughlin. Discussion: Council President Grossman stated that the reason we are using Fidelity is that the highest interest rates in the State of New Jersey are given at that bank.

Councilman Kaplan offered the following resolution:

RESOLUTION #152-73 - Bill Paying - Proposed Library

WHEREAS, the Council and/or official Boards and Agencies have authorized certain services and purchases and the Council and official Boards and Agencies have reviewed and certified these vouchers:

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the following be paid:

Boyken, Fessler & Cook - 15% of estimated architectural fee for services rendered in connection with the proposed library.....\$1,932.00

Boyken, Fessler & Cook - 35% of estimated architectural fee for services rendered in connection with the proposed library\$2,576.00

Seconded by Councilman Vuola and adopted by a roll call vote of the following: Ayes: Councilmen Kaplan, Vuola and Grossman. Nays: 0 Absent: Councilmen Klau and McLaughlin. Discussion: Mayor Salkind asked the Clerk to give a copy of the contract to Councilman Kaplan so that he could familiarize himself with progress on the library.

Councilman Vuola offered the following resolution:

RESOLUTION #153-73 - Sale of Township Property

WHEREAS, it is the policy of the Mayor and Township Council of the Township of Marlboro to return to the tax rolls at the earliest possible time parcels of land acquired and held by the Township of Marlboro and not required for municipal purposes:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the parcels of land enumerated on the attached Schedule shall be offered for sale to the highest responsible bidder.

2. That the Business Administrator shall accept sealed competitive bids for said parcels which said bids shall be upon the terms and conditions provided in the notice to bidders and which said bids shall be received by the Business Administrator at 8:00 P.M. on September 13, 1973 and shall be opened at the meeting of the Township Council on that day and awarded to the highest responsible bidder.

3. That the Business Administrator is authorized and directed to forthwith arrange for the publication of the appropriate notice to persons interested in bidding on said premises as provided by law.

Seconded by Councilman Kaplan and adopted on the following roll call vote: Ayes: Councilmen Kaplan, Vuola and Grossman. Nays: 0 Absent: Councilmen Klau and McLaughlin. Discussion: Mayor Salkind stated that this list is the same list offered at the last council meeting the only change is that the last two items shown on the list of the previous meeting have been deleted pending further title research work.

Council President Grossman called for a motion of adjournment, motion offered by Councilman Vuola, seconded by Councilman Kaplan and adopted unanimously by those present.

Meeting adjourned, 6:50 P.M.

Minutes Approved: *Nov 29/1973*

Rose Fialkoff
Rose Fialkoff, Acting Clerk

S. Grossman
Lawrence Grossman, Council
President

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746
(201) 462-0059

MORTON SALKIND
Mayor

August 22, 1973

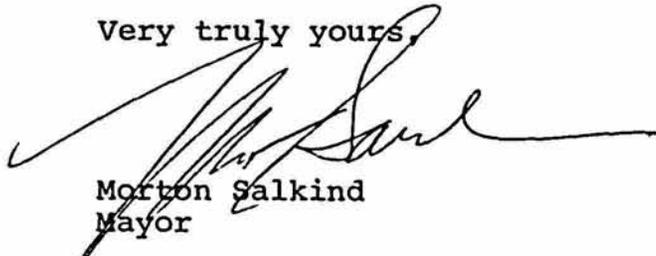
Members of the Township Council
Township of Marlboro
Marlboro, N.J. 07746

Gentlemen:

At the request of the Township Council, in accordance with the provisions of N.J.S.A. 40:69A-179, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby call a special meeting of the Township Council, commencing at 6:30 P.M., on August 22, 1973 at the Municipal Building, Main St., Marlboro, N.J., for the purpose of action concerning:

1. Resolution concerning Fidelity Union Trust Co. as an official Township depository.
2. Bill paying resolution.
3. Sale of Township property.

Very truly yours,



Morton Salkind
Mayor

MS/bk

NOTICE TO BIDDERS

Sealed bids will be received by the Marlboro Township Council at the meeting of September 13, 1973 at 8:00 P.M. at the Marlboro Elementary School, School Road West, Marlboro, New Jersey for the sale of all of the right, title and interest of the Township in certain real property within the Township identified on the tax map as follows:

<u>BLOCK</u>	<u>LOT</u>	<u>MINIMUM BID PRICE</u>
12	3	500
12	8	500
12	19	1000
15	15	1000
18	6	500
21	5	1000
22	6	500
23	7	500
26	27	2000
26	28	2000
26B	3	500
38	8	500
39	4	1000

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

SEPTEMBER 13, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Acting Council President Richard Kaplan on September 13, 1973, at 8:15 P.M., in the Marlboro Elementary School.

Following the Salute to our Flag, the Acting Clerk called the roll:

ROLL CALL: Present: Councilmen Kaplan, Klau, Vuola and McLaughlin (arrived 8:20 P.M.)

Absent: Council President Grossman

Also present were Mayor Morton Salkind, Mary Denton, Business Administrator, Herbert B. Bierman, Township Attorney, Chief Joseph Walker, and Acting Clerk, Rose Fialkoff.

RECEIVING BIDS:

Acting Council President Kaplan received bids on the following:

Township Property
Repaving Ryan Road
Repaving School Road West
Five Police Vehicles

Acting Council President Kaplan opened the bids on township property.

Block 21, Lot 5,	Charles Turano, Jr. & Co.	\$11,000
Block 23, Lot 7,	Charles Turano, Jr. & Co.	13,075
Block 26B, Lot 3,	Charles Turano, Jr. & Co.	580
Block 38, Lot 8,	Charles Turano, Jr. & Co.	755
Block 26B, Lot 3,	E. F. Chavin, 26 Wilson Ave.	511
Block 23, Lot 7,	E. F. Chavin,	511

Acting Council President Kaplan opened the bids; Ryan Road and School Road West Repaving.

	<u>Ryan Road</u>	<u>School Rd. West</u>
Hess Brothers, Inc.	\$ 42,300	\$ 117,330
Earle Asphalt Company	33,662	92,000

Construction signs were omitted from the total bid price.

Acting Council President Kaplan opened the bids on five police vehicles.

Tom's Ford, Inc.-	1974 four door hardtop	\$ 3,911	unit price
Doremus Ford	- 1974 four door hardtop	\$ 4,064	unit price
			per veh.

CITIZENS VOICE:

Myrna Barsky, 22 Whitman Road, wanted to know if the Township had any objections to her putting in a prefabricated fireplace.

Mayor Salkind suggested that Council consider a modification in the building code to allow prefabricated fireplaces in existing homes. Acting Council President Kaplan asked that the administration have a proposal drafted so that it could act at the next regular meeting of Council.

The Chair moved to table Ordinance #16-73, seconded by Councilman Vuola and adopted unanimously by those present.

Micky Zuckor, Monmouth Heights, asked that the Township do something about the licensing of cats. He felt that cats should be restricted as well as dogs.

Councilman Klau felt that the committee that drafted the dog ordinance should meet again and make an amendment to the dog ordinance to include cats. The Chair appointed Councilman McLaughlin and Klau to the Cat Committee.

ADMINISTRATIVE REPORT:

Mayor Salkind asked Council to permit him to yield to Chief Joseph Walker. The Mayor had asked the Police Chief to be at the meeting to make a report on police facilities that would be adequate to house the police department.

Chief Walker investigated several buildings in the Township that could house the police department. He asked Council to look into a piece of property on Vanderburg Road. This property is off the main highways of the community and has room for parking.

Acting Council President Kaplan asked Chief Walker what kind of space requirements are needed, what kind of rooms are needed and how many rooms are needed.

Chief Walker said according to his studies, a communications center, room for investigations, room for booking, room for typing, room for records, room for weapons, room for the men for changing of clothes, showers for the men and a classroom for in-service police instruction would be needed. He feels 5,000 sq. ft. would be adequate for the police department facility.

Councilman Klau moved informally that the administration prepare a detailed report so that the Council can act at the next meeting.

Mayor Salkind began his Administrative Report with a report of appropriations for the period ending August 31, 1973.

Mayor Salkind said that for the past two weeks there has been general surveillance of the north central portion of the Township to determine who was responsible for illegally dumping solid waste material. The police caught someone and summonses were issued.

In addition, for a definitely repeated amount of time, we have been able to determine that the Borough of Matawan has been illegally dumping sewerage material in this municipality. The Mayor was informed by message, that someone from Matawan tried to get in touch with him, that a call came into the municipal office from the appropriate official of Matawan Borough wishing to discuss the matter with him. The Mayor was informed by a member of the press that an official of Matawan felt nothing was being done illegally. It is the Mayor's understanding that the area which has been used is under an order from the Department of Environmental Protection not to allow its use for land fill activities.

The Mayor instructed the township attorney to proceed with an injunction the next time there is any dumping by our neighboring municipality of any sewerage materials. The area where this dumping takes place supplies water for drinking and other uses into Middlesex County and into the Township of Madison in particular, also from the North thru Perth Amboy. He publically urged the officials in Matawan Borough not to allow this to happen again. If this occurs again the Township will enter into litigation.

The Mayor advocated that the Department of Environmental Protection institute procedures so that septic tanks, cleaners, removers, etc. can dump their materials legally under a State sponsored program in sewerage treatment plant facilities.

The Mayor spent some time at the Department of Environmental Protection with its members and the Director of Water Resources, Mr. Friedell. The Western Monmouth Utilities Authority received a formal list of all of the priority funding for the State of New Jersey for the fiscal year 1973 (7/1/73 to 6/1/74). A total of 140 potential grant priorities have been listed throughout the State. Approximately the first half will be funded in this fiscal year. The WMUA ranks 21 out of the 70 and we have been assured by the Director that we will be fully funded for our programs. We will receive 75% federal funding and 15% state funding for a total of 90%. The programs which will be funded this year include the following; \$6,100,000 for Phase I of the sewerage treatment plant expansion for the Pine Brook Sewerage Plant. The Englishtown interceptor funding

will be \$1,800,000. The Holiday North interceptor funding will be \$1,200,000. This adds up to a total of \$9,000,000 which we will receive.

The Mayor was able to persuade the Department of Environmental Protection to add to the list a new item called Holiday North Collector, estimated in the amount of \$200,000. This will save every family a minimum of \$2,000 per family.

Mayor Salkind said that the Councilmen were aware that some of the members in the Division of Police have indicated their displeasure because the Township has not recognized the PBA as the bargaining agent for the police.

Mary Denton, Business Administrator of the Township issued the following report on September 11, 1973.

(attached hereto and made a part of these minutes)

As a result of the report, the supervisor of PERC called to make an appointment. Mrs. Denton referred the supervisor to Chief Walker who in turn referred him to the local PBA.

The above concluded the Administrative Report.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #155-73

WHEREAS, the Mayor and Council of the Township of Marlboro have reviewed and considered a certain Mutual Aid Agreement between the Borough of Freehold, the Township of Freehold, the Township of Manalapan and the Township of Marlboro; and

WHEREAS, the aforesaid municipalities, by this Agreement, pledge to give additional police protection in the event of an emergency, conflagration or disaster; and

WHEREAS, N.J.S.A. 40:47-12.1 grants municipalities the right to give police protection outside of the Township limits; and

WHEREAS, the Mutual Aid Agreement provides, among other things, for reimbursement of costs, up to 100% for men, equipment and supplies actually used outside of the Township in coming to the aid of the said municipality; and

WHEREAS, the Mayor and Council of the Township of Marlboro have agreed it would be beneficial to the Township of Marlboro to enter into this Agreement with the aforesaid municipalities;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Marlboro that the Mayor and the Township Clerk be and are hereby authorized to execute and deliver the

Mutual Aid Agreement, binding the Township of Marlboro and its Police Department to give such assistance and cooperation in accordance with said Agreement and seek such police aid from other municipalities as may be required from time to time by the Township of Marlboro, and this Resolution shall become effective upon passage of a similar Resolution by all municipalities mentioned herein.

BE IT FURTHER RESOLVED that the Township Clerk be and is hereby authorized to forward a true copy of this resolution, certified to be a true copy, to the Clerks of the aforesaid municipalities hereinbefore mentioned.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote of those present. Discussion: The Business Administrator explained this resolution was in effect, a joint effort to give additional police protection to neighboring townships.

Acting Council President Kaplan called a recess at 9:25 P.M., meeting resumed 9:40 P.M.

The following resolution was offered by Councilman Vuola:

RESOLUTION #156-73 - Sale of Twp. Property

WHEREAS, it is the policy of the Mayor and Township Council of the Township of Marlboro to return to the tax rolls at the earliest possible time parcels of land acquired and held by the Township of Marlboro and not required for municipal purposes:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the parcels of land enumerated on the attached schedule shall be offered for sale to the highest responsible bidder.

2. That the Business Administrator shall accept sealed competitive bids for said parcels which said bids shall be upon the terms and conditions provided in the notice to bidders and which said bids shall be received by the Business Administrator at 8:00 P.M. on September 13, 1973 and shall be opened at the meeting of the Township Council on that day and awarded to the highest responsible bidder.

3. That the Business Administrator is authorized and directed to forthwith arrange for the publication of the appropriate notice to persons interested in bidding on said premises as provided by law.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Klau:

RESOLUTION #158-73 - Discovery House

BE IT RESOLVED by the Council of the Township of Marlboro that a Raffles License be issued the Discovery House Parents Association in accordance with RA:150 for off-premise raffles drawing to be held on December 18, 1973 at 7:30 P.M. Discovery House, Marlboro, New Jersey.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #159-73 - Overpayment of Taxes

WHEREAS, third quarter, 1973, taxes on Block 5, Lot 1, assessed to Ern Realty, Box 52, Route 34, Matawan, New Jersey, in the amount of \$2,112.16 were erroneously paid twice,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the amount of \$2,112.16 be returned to Ern Realty, Box 52, Route 34, Matawan, New Jersey.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Vuola:

RESOLUTION #160-73 - In Rem Foreclosures

BE IT RESOLVED by the Township Council of the Township of Marlboro that the Township Attorney is authorized and directed to proceed to foreclose the certificates of tax sale held by the Township of Marlboro by summary proceedings in rem, said proceedings to be commenced against the land and premises described on the "Tax Foreclosure List" attached hereto and made a part hereof.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Klau:

RESOLUTION #161-73 - Exempt Fireman

WHEREAS, Roland C. Boyce, Jr. has honorably served in the Morganville Independent Fire Company for a period of seven years, and

WHEREAS, he is duly entitled to all benefits and exemptions granted under the laws of the State of New Jersey,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that Roland C. Boyce, Jr. is hereby declared exempt fireman in the Township of Marlboro.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #162-73 - Exempt Fireman

WHEREAS, Reinke A. Janssen has honorably served in the Morganville Independent Fire Company for a period of seven years, and

WHEREAS, he is duly entitled to all benefits and exemptions granted under the laws of the State of New Jersey,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that Reinke A. Janssen is hereby declared exempt fireman in the Township of Marlboro.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Vuola:

RESOLUTION #163-73 - Exempt Fireman

WHEREAS, Chester Szymanski has honorably served in the Morganville Independent Fire Company for a period of seven years, and

WHEREAS, he is duly entitled to all benefits and exemptions granted under the laws of the State of New Jersey,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that Chester Szymanski is hereby declared exempt fireman in the Township of Marlboro.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote of those present. Discussion: Councilman Vuola made a motion for the Acting Clerk to send a letter of appreciation to the exempt firemen, seconded by Councilman McLaughlin and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Klau:

RESOLUTION #164-73 - Cancellation of Meeting

WHEREAS, the Second Regular Council Meeting of September falls on the Rosh Hoshana holidays;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the Second Regular Meeting of the Council shall be cancelled.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote of those present.

Acting Council President Kaplan requested that the Business Administrator supply the Clerk's office with survey cards in connection with the pool facility.

Councilman Klau personally invited everyone to the ground breaking ceremony of the new municipal library.

PUBLIC SESSION:

Donald Andrews, spoke. He hoped for successful negotiations with the PBA and the Township.

Sidney Leveson shared Mr. Andrews hope for the PERC negotiations. He expressed concern in the change in our administrative code, putting the police commissioner over the police chief.

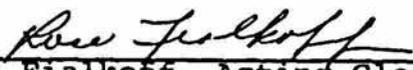
Mrs. Bordon asked what progress had been made with the proposed fire code. Councilman Kaplan requested that the fire code be on the agenda of the October meeting.

As no one else wished to speak the Public Hearing was closed at 10:12 P.M.

Acting Council President Kaplan asked for a motion to adjourn. Motion made by Councilman McLaughlin, seconded by Councilman Klau and adopted unanimously by all those present.

Meeting adjourned, 10:15 P.M.

Minutes Approved: *Nov, 29, 1973*


Rose Fialkoff, Acting Clerk


Lawrence Grossman, Council President

Richard Kaplan, Acting Council
President

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746

(201) 462-0059

MORTON SALKIND
Mayor

September 11, 1973

TO: Mayor and Council
FROM: Business Administrator

Last Wednesday, September 5, 1973, this office received a copy of a letter from Mr. Robert Netchert to the State of New Jersey, Public Employment Relations Commission (PERC) and a petition asking that the New Jersey State Police Benevolent Association act as the bargaining representative for the Marlboro Township Police with the Township of Marlboro.

Upon receipt of that, on the same date, September 5, 1973, I wrote a letter requesting to be notified of the name of the person the State Police Benevolent Association wished as negotiator and said that I would be pleased to arrange a prompt negotiating session with the Township negotiator officially authorized in June by the Council.

On Friday afternoon, September 7, 1973, the State Police Benevolent Association called me and told me that Ted Young of the Madison Township Police Department had been named by them. I called the Madison Township Police Department and asked for Officer Young. I was told yesterday, Monday, September 10, 1973, that Officer Young would be on duty at 4:00 p.m. and would be given a message to call me. He has not yet returned my call.

Today, Mr. Ben Manney, Supervisor of PERC, called me. I made an appointment with him for Monday, September 17, 1973.

MTD:rf

Mary T. Denton,
Business Administrator

Schedule Number	Description of Land as it appears on Tax Duplicate & Cert. of Tax Sale	Cert. of Sale No.	Date of Tax Sale	Date of Rec. of Cert.	Book & Page in Mon. Co. Clerk's Office	Amount of Sale	Amt. of Liens accr. subject to tax sale incl. pen. & costs	Amt. to Redeem	Name of Owner it appears on Duplicate
	Block 77 Lots 23 & 26 10 Acres	18	5/10/30	7/16/30	954 at 197	\$ 22.64	\$ 2072.15	\$ 2094.79	Edward Bonus 15 Bently St. Jersey City,
	Block 77 Lots 21 & 30 2 Lots	75	4/25/31	6/19/31	986 at 258	18.45	2795.61	2814.06	Isadore Susk Address Unkn
8/13	Block 53 Lot 66 8.94 Acres	118	12/8/45	1/5/46	1326 at 418	23.83	2369.89	2393.72	Joseph Finney c/o Monica & 15 William St New York, N.
	Block 38 Lot 14 5.16 Acres	132	12/14/46	1/11/47	1377 at 466	97.92	2071.23	2169.15	Edward Brown 701 Mattison Asbury Park,
	Block 38 Lot 11 5.3 Acres	133	12/14/46	1/11/47	1377 at 467	90.66	2011.52	2102.18	Edward Brown 701 Mattison Asbury Park,
	Block 21 Lot 63 1/2 Acre	141	12/14/46	1/11/47	1377 at 475	29.45	1271.05	1300.50	Charles Kugle Florence Coop RD 1, Morgan
	Block 17 Lot 1 1 Lots	58-2	2/27/58	3/25/58	2036 at 199	72.61	1243.08	1315.69	Albert Gardn RD 1 Morganville

00023

8.	Block 15 Lot 3 1 Lot	58-4	2/27/58	3/25/58	2036 at 203	\$.72.61	\$ 2811.89	\$ 2884.50	Fred La FD 1 Morganv
9.	Block 38 Lot 2 6 Acres	151	12/14/46	1/11/47	1377 at 485	30.46	2116.98	2147.44	Emiline
10.	Block 14 Lot 23 1.9 Acres	58-10	2/27/58	3/25/58	2036 at 211	113.17	3038.35	3151.52	Elizabeth RDL Morganv
11.	Block 14 Lot 5 1 Lot	58-17	12/4/58	12/22/58	2083 at 97	138.66	2232.15	2370.81	Mamie L.
12.	Block 18 Lot 9 1 Lot	58-22	12/4/58	12/22/58	2083 at 90	10.08	1798.00	1808.08	Henry G.
13.	Block 21 Lot 57 1 Lot	59-1	12/3/59	2/19/60	2157 at 195	215.34	2045.13	2260.47	Chester Jamison
14.	Block 14 Lot 17 1 Lot	65-2-30	10/2/65	12/23/65	2582 at 262	22.34	168.04	190.38	Pearl Ho.
15.	Block 15 <i>Redemption</i> Lot 17 <i>1/23/73</i> 1 Lot	65-2-31	10/2/65	12/23/65	2582 at 263	18.89	119.96	138.85	Madeline
16.	Block 15 <i>Redemption</i> Lot 18 <i>1/15/73</i> 1 Lot	65-2-32	10/2/65	12/23/65	2582 at 264	18.89	119.96	138.85	Ravenel J
17.	Block 18 Lot 7 1 Lot	65-2-36	10/2/65	12/23/65	2582 at 268	139.71	1466.64	1606.35	Samuel Wa

18.	Block 56 Lot 45 2.83 Acres	65-2-78	10/ 2/65	12/23/65	2582 at 304	\$ 80.43	\$ 1495.47	\$ 1575.90	Edward Con:
19.	Block 15 Lot 13 1 Lot	66-3	11/19/66	12/8/66	2632 at 441	52.76	430.83	483.59	Clarence D.
20.	Block 14 Lot 1 1 Lot	67-4	11/18/67	12/4/67	2686 at 246	600.27	15898.50	16558.77	Elizabeth
21.	Block 15 Lot 6 1 Lot	68-3	12/14/68	1/13/69	2749 at 328	44.02	1078.24	1122.26	Frank Cash
22.	Block 26-C Lot 23 1 Lot	68-8	12/14/68	1/13/69	2749 at 324	22.19	160.35	182.54	Luigi Ricc
23.	Block 27 Lot 14-A 1 Lot	68-10	12/14/68	1/13/69	2749 at 322	63.22	426.79	490.01	Anthony Al
24.	Block 65 Lot 43 7½ Acres	68-32	12/14/68	1/13/69	2749 at 304	244.41	2160.08	2404.49	Michael Cr
25.	Block 21 Lot 65-A	70-5	12/29/70	1/18/71	2855 at 1	407.01	944.22	1351.23	Chester & Jamison
26.	Block 22 Lot 24 1.2 acre	70-7	12/29/70	1/18/71	2854 at 888	203.20	444.29	647.49	Loretta Fe Recker
27.	Block 22 Lot 40 5.1 acre	70-8	12/29/70	1/18/71	2854 at 889	165.67	344.36	510.03	Loretta Fe Recker
28.	Block 37 Lot 35	70-15	12/29/70	1/18/71	2855 at 17	294.77	568.90	863.67	Wm., Arthur Edward War
29.	Block 56 Lot 11-A	70-23	12/29/70	1/18/71	2854 at 891	188.34	468.29	656.63	Fenny K. & Baker
30.	Block 14 + 6	70-2	12/29/70	1/18/71	2854 at 890	79.63	14.35	123.98	Mamie D.

COUNCIL OF THE TOWNSHIP OF MARLBORO - SPECIAL MEETING

SEPTEMBER 24, 1973

The Special Meeting of the Council of the Township of Marlboro was called to order at 7:55 P.M. on September 24, 1973 in the Marlboro Elementary School.

Mayor Salkind read his letter calling for a Special Meeting of Council. (Attached hereto and made a part of these minutes.)

The Acting Clerk called the roll:

ROLL CALL: Present: Councilmen Kaplan, Klau, and Grossman

Absent: Councilmen McLaughlin and Vuola

Also present were Mayor Morton Salkind, Mary T. Denton, Business Administrator, Herbert B. Bierman, Township Attorney, and Acting Clerk, Rose Fialkoff.

Mayor Salkind read Councilman Klau's letter dated September 24th. (Attached hereto and made a part of these minutes.)

Mayor Salkind read David Birnbaum's letter dated September 24, 1973. (Attached hereto and made a part of these minutes.)

After much discussion of the bids, it was decided to reject the bids because of State recommendations. We will receive bids on School Road West at the Regular Council Meeting of October 25, 1973.

The following resolution was introduced by Mr. Herbert Bierman.

RESOLUTION #166-73 - Action concerning
School Road West

WHEREAS, the Department of Transportation of the State of New Jersey and the Township Engineer recommended that all bids received September 24, 1973 on School Road Reconstruction project be rejected and the project be readvertised

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk is authorized to publish the required Notice to Bidders for new bids to be received on said project on October 25th, 1973 at 8:00 P.M.

Adopted on the following roll call vote: Ayes: Councilmen Kaplan, Klau and Grossman. Nays: 0 Absent: Councilmen McLaughlin and Vuola.

RESOLUTION #167-73 - NOT INTRODUCED

Councilman Kaplan felt this ordinance needed more study as it dealt with many changes in the various departments of the administration. Councilman Klau said that if this ordinance was introduced he would vote "absent". Consequently, Resolution #167-73 was not introduced.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #171A-73

BE IT AND IT IS HEREBY RESOLVED that plans and/or specifications covering the following, labor and/or materials heretofore prepared for and on behalf of the Township Council are hereby approved and ordered filed with the Business Administrator:

BIDS ON LIBRARY

Be IT FURTHER RESOLVED, that the Township Business Administrator be and she is hereby authorized and directed to advertise according to law for open competitive bids for said work, labor and/or materials to be received on October 25, 1973.

Seconded by Councilman Klau and adopted unanimously by those present. Discussion: Council President Grossman said this bid will not be advertised until he has seen a written report from the engineer, and the Business Administrator has inspected the specifications.

The following resolution was introduced by Councilman Kaplan.

RESOLUTION #171-73

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO
ADVERTISE FOR BIDS

BE IT AND IT IS HEREBY RESOLVED that plans and/or specifications covering the following, labor and/or materials heretofore prepared for and on behalf of the Township Council are hereby approved and ordered filed with the Business Administrator:

BIDS ON LIBRARY

BE IT FURTHER RESOLVED that the Township Business Administrator be and she is hereby authorized and directed to advertise for open competitive bids for said work, labor and/or materials as required by law.

Seconded by Councilman Klau and adopted unanimously by those present.

The following resolution was offered by Councilman Klau:

RESOLUTION #170-73 - Bids on Police Cars

BE IT RESOLVED that the lowest responsible bidder, TOM'S FORD be awarded the bid for purchase of police cars and be it further resolved that the Administrative Offices are hereby authorized to enter contract for the purchase of the cars.

Seconded by Councilman Kaplan and adopted unanimously by those present.

The following resolution was offered by Councilman Kaplan:
RESOLUTION #168-73 - Bill Paying

(Attached hereto and made a part of these minutes.)

Seconded by Councilman Klau and adopted on the following roll call vote: Ayes: Councilmen Kaplan and Klau. Nays: 0
Absent: Council President Grossman, Councilmen McLaughlin and Vuola.

Resolution #169-73 - Action concerning bids on Township
Property was not introduced

Council President Grossman offered a motion to adjourn,
seconded by Councilman Klau and unanimously approved by those
present.

Meeting adjourned: 11:20 P.M.

Minutes Approved: *Nov, 29, 1973*

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence S. Grossman
Lawrence Grossman, Council
Present

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746
(201) 462-0059

MORTON SALKIND
Mayor

September 24, 1973

TO: MAYOR MORTON SALKIND
FROM: DAVID BIRNBAUM
RE: SCHOOL ROAD WEST

The low bidder for the reconstruction of School Road West came in 27% over the Engineer's Estimate for the project.

Our Engineer's Estimate was reviewed by State Aid who believe it to be a fair estimate. Conversely, the bid prices came in quite high.

In my conversation with Mr. Thomas Kerwin, District Engineer, Local Government Aid, N.J.D.O.T. today, Mr. Kerwin recommended that the bids for School Road West be rejected and that the job be readvertised in an attempt to obtain lower bids. Mr. Kerwin felt that in view of the time of the year this would not have too much of a delaying effect on the job since in his opinion there is a good chance that portions of the work will have to be done in the early spring, in any event.

David Birnbaum

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746

(201) 462-0059

MORTON SALKIND
Mayor

September 24, 1973

The Honorable Mayor Salkind
Marlboro, New Jersey

Dear Mort:

I hereby request a Special Meeting be called of the Council as quickly as possible for the purpose of awarding contracts on the widening of School Road West between Route 79 and the Monmouth Heights development. The hazards to life and property are growing each day. More and more children are riding their bicycles to the Marlboro Shopping Center and mothers with baby carriages can be seen walking the road in greater numbers each day. It is imminent that one day there will be a fatality on this road. I believe it is our responsibility not to wait one second longer in getting this project underway.

I know you share my feelings as your children as well as mine ride their bicycles down this road every week.

I plan to be available any night at any time, when you choose to call a Special Meeting of Council.

Very truly yours,

Howard Klau

Howard Klau,
Councilman

HK:rf
cc:L. Grossman

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746
(201) 462-0059

MORTON SALKIND
Mayor

September 24, 1973

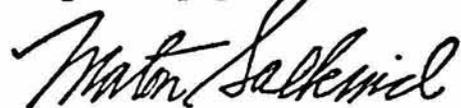
Members of the Township Council
Township of Marlboro
Marlboro, N.J. 07746

Gentlemen:

At the request of the Township Council, in accordance with the provisions of N.J.S.A. 40:69A-179, I, Morton Salkind, Mayor of the Township of Marlboro, do hereby call a special meeting of the Township Council, commencing at 7:30 P.M., on September 24, 1973 at the Municipal Building, Main St., Marlboro, N.J., for the purpose of action concerning:

1. Consideration of action concerning School Road West project.
2. Consideration of amendment to the Administrative Code.
3. Consideration of bill paying resolution.
4. Action concerning bids on Township Property.
Action concerning bids on Police Cars.
5. Authorization of bids on Library

Very truly yours,



Morton Salkind
Mayor

MS/bk

TOWNSHIP OF MARLBORO

MARLBORO, NEW JERSEY 07746

(201) 462-0059

MORTON SALKIND
Mayor

September 24, 1973

The Honorable Mayor Salkind
Marlboro, New Jersey

Dear Mort:

I hereby request a Special Meeting be called of the Council as quickly as possible for the purpose of awarding contracts on the widening of School Road West between Route 79 and the Monmouth Heights development. The hazards to life and property are growing each day. More and more children are riding their bicycles to the Marlboro Shopping Center and mothers with baby carriages can be seen walking the road in greater numbers each day. It is imminent that one day there will be a fatality on this road. I believe it is our responsibility not to wait one second longer in getting this project underway.

I know you share my feelings as your children as well as mine ride their bicycles down this road every week.

I plan to be available any night at any time, when you choose to call a Special Meeting of Council.

Very truly yours,

Howard Klau

Howard Klau,
Councilman

HK:rf
cc:L. Grossman

WHEREAS, the Council, and/or official Boards and Agencies have authorized certain services and purchases and the Council and official Boards and Agencies have reviewed and certified these vouchers:

NOW THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the following be paid:

<u>VENDOR</u>	<u>AMOUNT</u>
A.&A. Coffee Service	48.00
Asbury Park Press, Inc.	967.10
Bayshore Stationers, Inc.	118.26
Central Jersey Bank & Trust Co.	40.18
IBM Corporation	25.49
Linnett & Co.	104.22
Mat-Key Press Inc.	68.00
A. R. Meeker Co.	34.10
New Jersey Bell Telephone Co.	1222.51
West Publishing Company	209.50
Xerox Corporation	456.23
Herbert B. Bierman	2000.00
Municipal Court Clerk's Association of Monmouth County, N.J.	50.00

<u>VENDOR</u>	<u>AMOUNT</u>
Nicholas De Palma	200.00
Hillpot Farm Stores, Inc.	4.29
Raymond Jensen	15.00
Kepwel Spring Water Co.	187.50
Morganville First Aid Squad	100.00
New Jersey Natural Gas Company	23.54
Edward L. Fleischer, Esq.	437.50
Asbury Park-New York Transit Corp.	153.00
Collins & Smith Inc.	1353.00
Miller, Foley & Kurtz	850.00
Bay Automatic Transmission	195.00
B & B Auto Radiator and Auto Glass	11.00
The Cake Co.	64.60
Fishkin Bros. Inc.	32.40
Marlboro Dry Cleaners, Inc.	148.50
Marlboro Auto Wreckers	75.00
Mattys Auto Parts Inc.	365.39
Radio Communications Co.	256.60
Red Bank Spring Service	3.08
Red the Tailor, Inc.	301.70

<u>VENDOR</u>	<u>AMOUNT</u>
Rue's Automatic Transmissions	10.00
Scrub A Dub Car Wash	34.50
Sprague's Oil Service, Inc.	1842.08
Tom's Ford Inc.	23.55
American Society of Notaries	12.00
Custom Tire Associates	176.98
Dreyer Equipment Co. Inc.	34.95
Franklin's Garage	8.00
General GMC Sales, Inc.	1.64
Harter Equipment Inc.	3.90
Walter Heath Company, Inc.	389.30
Loeffel's Waste Oil Service	275.00
Manzo Asphalt Mfg. Co.	648.44
Matawan Lumber Co.	5.19
Joseph A. Mazzeo	113.75
Mechanics Uniform Rental	143.70
C. H. Roberson, Inc.	82.54
Shore Tractor Co.	408.00
Al Storers Trucking	70.00

<u>VENDOR</u>	<u>AMOUNT</u>
Jersey Central Power & Light Co.	3827.83
Agrotors, Inc.	750.00
Elliott Yezer	5.86
Woodcrest-Arcadia Co. Inc.	231.63
Strathmore Lane - Elliott Yezer	123.50
Royal Farms- Elliot Yezer	120.00
Helfrich & Sons Bus Co.- Elliot Yezer	578.10
Michael Connelley - Recreation	75.00
Birch Hill Swim Club - Elliott Yezer	2430.00
Bob's Sport Shop - Elliott Yezer	823.20
The Bargain House	364.00
The Village Garden Center	5250.00
Schoor Engineering, Inc.	<u>1824.00</u>
TOTAL	\$30,807.29

Offered By: *Kaplan*

Ayes: *2*

Nayes: *0*

Seconded By: *Klein*

Absent: *Grossman
McLaughlin
Hradka*

The above resolution was adopted this 24 day of September, 1973.

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence Grossman
Lawrence Grossman
Council President

COUNCIL OF THE TOWNSHIP OF MARLBORO- REGULAR MEETING

OCTOBER 11, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Grossman on October 11, 1973, at 8:00 P.M. in the Marlboro Elementary School.

Following the salute to our Flag, the Acting Clerk called the roll:

ROLL CALL: Present: Councilmen Klau, McLaughlin, Vuola and Grossman.

Absent: Councilman Kaplan

Also present were Mary Denton, Business Administrator, Herbert B. Bierman, Township Attorney and Rose Fialkoff, Acting Clerk.

Council President Grossman said that the meeting would be a short one as a few Councilmen had to attend a UJA Rally that evening.

The following resolution was offered by Councilman Klau:

RESOLUTION #172-73- Bldg. Code Amendment

BE IT RESOLVED by the Mayor and Township Council of the Township of Marlboro that an ordinance entitled:

ORDINANCE #17-73

AN ORDINANCE REGULATING AND CONTROLLING THE CONSTRUCTION, ALTERATION, ADDITION, REPAIR, REMOVAL, DEMOLITION, USE LOCATION, OCCUPANCY AND MAINTENANCE OF ALL EXISTING OR PROPOSED BUILDINGS AND STRUCTURES AND THEIR SERVICE EQUIPMENT IN THE TOWNSHIP OF MARLBORO

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on November 8, 1973, at 8:00 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Nays: 0 Absent: Councilmen Kaplan and McLaughlin. Discussion: Councilman Klau would like to see this amendment apply only to existing homes and not new construction.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #173-73 - Introduction Ordinance #18-73

BE IT RESOLVED by the Mayor and Township Council of the Township of Marlboro that an ordinance entitled:

ORDINANCE #18-73

AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE SUPPLEMENTING AN ORDINANCE ENTITLED 'AN ORDINANCE RELATING TO THE ORGANIZATION AND ADMINISTRATION OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH PURSUANT TO MAYOR-COUNCIL PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (NJSA 40:69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED BY THE SAID OPTIONAL MUNICIPAL CHARTER LAW BY THE STATUTES OF THE STATE OF NEW JERSEY AND BY THE ORDINANCES OF THE TOWNSHIP OF MARLBORO'".

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

BE IT FURTHER RESOLVED, that the same be considered for final passage on November 8, 1973, at 8:00 P.M., Marlboro Elementary School, School Road West, Marlboro Township, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Vuola and Grossman. Nays: 0 Absent: Councilmen Kaplan and Klau. Voted Absent: Councilman McLaughlin.

The following resolution was offered by Councilman Vuola.

RESOLUTION #174-73 - Authorization to Bid on 500
Trees

BE IT RESOLVED by the Council of the Township of Marlboro

that the Business Administrator be and she is hereby authorized and directed to advertise for open competitive bids for said work, labor and/or materials on up to 500 trees and for the planting thereof.

Seconded by Councilman McLaughlin and adopted on the following roll call vote: Ayes: Councilmen McLaughlin, Vuola and Grossman. Nays: 0 Absent: Councilmen Kaplan and Klau.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #175-73 - Award Bids on Township Property

BE IT RESOLVED that the following are declared to be the highest responsible bidder on the following described premises at the indicated price:

Sol Turiano, Jr. P.O. Box 368, Spring Lake, New Jersey 07762

Bl. 23	Lot 7	\$1375.00	3300. -
Bl. 26B	Lot 3	580.00	1400. -
Bl. 38	Lot 8	755.00	400. -
Bl. 21	Lot 5	1100.00	2270. -
		<u>3810. -</u>	

BE IT FURTHER RESOLVED that the premises shall be conveyed to the highest responsible bidder according to the terms and conditions of the Notice to Bidder.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Vuola:

RESOLUTION #176-73 - Sewer Study & Planning with Colts Neck and Holmdel

WHEREAS, the Townships of Colts Neck, Holmdel and Marlboro are contiguous municipalities and portions of each municipality lie within the same drainage basin, and

WHEREAS, the drainage basin is not presently served with public sanitary sewer facilities, and

WHEREAS, there exists a need for sewers in the drainage basin because of soil conditions which in some cases do not permit proper functioning of private septic systems and because the area drains into the Swimming River Reservoir, and its tributaries, the largest potable water source in Monmouth County, and

WHEREAS, the three Townships have held preliminary meetings with representatives of the County and the State and the municipal officials of each municipality are of the opinion that a Joint Study Committee of the three Townships should be appointed so that the study and planning for public sanitary sewers may proceed as promptly and effectively as possible;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Marlboro that this municipality hereby agrees to become a member of a Joint Study Committee consisting of the Townships of Colts Neck, Holmdel and Marlboro, Monmouth County, New Jersey, and

BE IT FURTHER RESOLVED that this municipality shall appoint three members, to serve without compensation on the Joint Study Committee until December 31, 1973 and until their successors shall be appointed, and

BE IT FURTHER RESOLVED that the Joint Study Committee is hereby directed to make application subject to prior approval of the respective Township governing bodies, for any Federal, State and County grants or loans which may be available for public sanitary sewer engineering and planning and in the event any grant or loan moneys are made available to report same to the respective governing bodies with appropriate recommendations, and

BE IT FURTHER RESOLVED that the Joint Study Committee is hereby granted an appropriation of \$200.00 from this Township for its miscellaneous expenses through 1973, and

BE IT FURTHER RESOLVED that the Joint Study Committee shall report in writing at least quarterly to each Township governing body, and

BE IT FURTHER RESOLVED that the Joint Study Committee Established by this resolution shall be known as the Pleasant Valley Sewer Study Committee.

Seconded by Councilman McLaughlin and adopted unanimously on a roll call vote of those present. Discussion: Council President Grossman explained that Holmdel and Colts Neck have adopted parallel resolutions.

Councilman McLaughlin made a motion that all members that would be appointed by the Mayor would have to be approved with the advice and consent of the majority of Council. Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #177-73 - Township Depository

BE IT RESOLVED by the Council of the Township of Marlboro that the following named bank be designated as an official depository of the Township of Marlboro:

PEOPLES NATIONAL BANK

Seconded by Councilman Vuola and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman Klau:

RESOLUTION #178-73 - RE: Police

WHEREAS, the Council of the Township of Marlboro, in the County of Monmouth, has been engaged in extended negotiations with representatives of the Marlboro Township Police Department concerning an employment contract; and

WHEREAS, the representatives of the Marlboro Township Police Department have requested recognition of P.B.A. Local No. 196 as the bargaining unit for the Marlboro Township Police Department; and

WHEREAS, Mayor Morton Salkind has recommended that P.B.A. Local No. 196 be recognized as the representative of the Marlboro Township Police Department for the purposes of these negotiations:

BE IT AND IT IS HEREBY RESOLVED:

1. That the Mayor and Township Council of the Township of Marlboro shall recognize P.B.A. Local No. 196 after the members of said Local have held a representative election pursuant to the Public Employment Relations Commission and said P.B.A. Local No. 196 is officially designated as the bargaining agent.

2. That the Township Clerk is authorized and directed to forward copy of this resolution to the President of P.B.A. Local 196 who is requested to report to the Mayor and Township Council concerning the result of a representative election after same has been held pursuant to law.

3. That upon the formal notification to the Mayor and Township Council of the designated bargaining agent the Mayor and Township Council shall thereupon recognize the said bargaining

agent for the purpose of future negotiations in connection with the employment contract of members of said unit.

Seconded by Councilman McLaughlin.

Council President Grossman said basically, what this resolution does, is set up an election for the members of the Police Department. 51% of the police officers must vote in favor of the P.B.A. in order for it to become a bargaining agent. The election will be held under State auspices and they will then report the results to us.

Resolution #178-73 was adopted on the following roll call vote:
Ayes: Councilmen Klau, McLaughlin, Vuola and Grossman. Nays: 0
Absent: Councilman Kaplan.

The following resolution was offered by Councilman Vuola:

RESOLUTION #180-73 - Bingo Application, St. Gabriel's

BE IT RESOLVED by the Council of the Township of Marlboro that a Bingo License be issued to St. Gabriel's Church, in accordance with BA:151 for the purpose of holding Bingo Games at St. Gabriel's Church on Monday afternoons beginning October 15, 1973 and each Monday thereafter to December 17, 1973.

Seconded by Councilman Klau and adopted unanimously on a roll call vote of those present.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #181-73 - Trailer Park License Renewals

BE IT RESOLVED by the Council of the Township of Marlboro that the applications for renewal of the following Trailer Coach Park Licenses be and the same are hereby approved for the calendar year 1973:

Wickatunk Village, Inc., RD #1, Morganville, N.J.

Thomas J. Walsh (Midway Mobile Home Court), RD#1, Bartram Road, Englishtown, N.J.

Walter Ashmont (Robertsville Mobile Park), RD #1, Box 206, Highway 9, Englishtown, N. J.

WHEREAS, the above mentioned applicants have paid the fees due for the 1973 Trailer Park Licenses;

NOW, THEREFORE, BE IT RESOLVED that the said licenses be issued.

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilman McLaughlin, Vuola and Grossman. Nays: 0 Absent: Councilman Kaplan. Voted Absent: Councilman Klau.

The following resolution was offered by Councilman Klau:

RESOLUTION #182-73 - Bill Paying

(Attached hereto and made a part of these minutes)

Seconded by Councilman Vuola and adopted on the following roll call vote: Ayes: Councilmen Klau, Vuola and Grossman. Nays: 0 Absent: Councilman Kaplan. Voted Absent: Councilman McLaughlin.

Resolution #183-73 and Resolution #184-73 were deemed "out-of-order" by Council President Grossman and were not introduced.

PUBLIC SESSION:

Michael Silberstein, Republican candidate for Council spoke.

Since no one else wished to speak, the Public Session was closed at 8:30 P.M.

Meeting Adjourned: 8:30 P.M.

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence S. Grossman
Lawrence Grossman, Council
President

Minutes Approved: 12/13/73

RESOLUTION #182-73

WHEREAS, the Council and/or official Boards and Agencies have authorized certain services and purchases and the Council and official Boards and Agencies have reviewed and certified these vouchers:

NOW THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the following be paid:

<u>VENDOR</u>	<u>AMOUNT</u>
Asbury Park Press, Inc.	302.28
Bayshore Stationers, Inc.	989.55
Central Jersey Bank	111.78
Linnett & Company	170.12
Mat-Key Press Inc.	354.00
New Jersey Bell Telephone Co.	869.45
Schoor Engineering Inc.	1176.88
Edward Usher Company	163.53
Xerox Corporation	448.21
Freehold Transcript	411.84
Edapco, Inc.	131.04
Herbert B. Bierman	2000.00
David Birnbaum	117.09
Middlesex County Publishing Co.	20.72
Battleground Maintenance Supply Co.	78.75
Bob's Signs	248.00

<u>VENDOR</u>	<u>AMOUNT</u>
Nicholas De Palma	200.00
Raymond Jensen	15.00
Jersey Central Power & Light Co.	3737.34
Morganville First Aid Squad	100.00
New Jersey Natural Gas Co.	10.65
Village Water Co.	29.00
Edward L. Fleischer, Esquire	200.00
Krusen & Dawes, Esquires	1985.00
Asbury Park - New York Transit Corp.	68.00
Miller, Foley & Kurtz	33.32
Andersen Graphics, Inc.	210.50
Base Automotive Supply	65.00
Bay Automatic Transmission	390.00
Lt. E.F. Chavan	35.00
Walter Heath Company, Inc.	157.48
Holmdel Auto Body	598.15
Imperial Oil Company, Inc.	77.00
Sgt. G. Lang	15.00
Marlboro Dry Cleaners, Inc.	148.80
Joseph A. Mazzeo	105.82
Millers Cleaners	260.00
Scrub A Dub Car Wash	15.00
Skip's Gun Shop	215.00
Tom's Ford, Inc.	167.04

VENDORAMOUNT

Mc Cormick's Garage	9.00
Manzo Contracting Co. Inc.	2219.81
Matty's Auto Parts Inc.	584.97
North Jersey Equipment Co.	145.89
Rent All Uniform Co. Inc.	346.50
C.H. Roberson, Inc.	110.00
L. D. Seely Company	18.00
Shore Tractor Company	99.34
Sloan Products Co.	4.95
Sprague's Oil Service Inc.	1832.13
Alfred L. Storer	75.00
P.L. Custom Body & Equipment Co., Inc.	15,000.00
MCOSS Family Health & Nursing Service	5,000.00
Recreation Consultants Inc.	2,500.00
Anderson Graphics	201.00
Bayshore Air Freight Inc	5.50
Motivators	873.89
Ern Realty Co.	2,112.16
Michael Seaman	150.00
Cardell Inc.	<u>51,358.32</u>
TOTAL	99,057.80

Offered By: *Klan*

Ayes: *3*

Nays: *0*

Seconded By: *Viola*

Absent: *Kaplan*

Voted Absent: *McLaughlin*

The above resolution was adopted this 11th day of
October, 1973.

Rose Fialkoff
Rose Fialkoff, Acting Clerk

Lawrence S. Grossman
Lawrence Grossman,
Council President

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

OCTOBER 25, 1973

The Regular Meeting of the Council of the Township of Marlboro was called to order by Councilman McLaughlin on October 25, 1973.

Following the Salute to our Flag, the Acting Clerk called the roll:

ROLL CALL: Present: Councilmen McLaughlin and Vuola. Councilmen Kaplan, Klau and Grossman arrived shortly after 8:05 p.m.

Also present were Mayor Morton Salkind, Mary Denton, Business Administrator, Herbert B. Bierman, Township Attorney and Rose Fialkoff, Acting Clerk.

RECEIVING BIDS:

School Road West: Bids attached hereto and made a part of these minutes.

RECEIVING BIDS:

Library: Bids attached hereto, and made a part of these minutes.

Motion was made by Councilman McLaughlin requesting Boyken, Fessler and Cook to report their findings to Council. Seconded by Councilman Vuola and adopted unanimously by all present.

CITIZENS VOICE:

Since no one wished to speak, the Citizen's Voice period was closed.

NEW BUSINESS:

The following resolution was offered by Councilman Klau:

RESOLUTION #185-73 - Advertise for Bids for work to be done on recreation sites

BE IT RESOLVED by the Council of the Township of Marlboro that the Business Administrator be and she is hereby authorized to advertise for bids for work to be done on recreation sites.

Seconded by Councilman Kaplan and adopted unanimously by all present.

ADMINISTRATIVE REPORT:

Mayor Salkind informed us that the oil-forest fire which commenced approximately 4:00 a.m., in Marlboro Township, Burnt Fly Bog Area, was brought under control with the help of the Morganville Independent Fire Co., Morganville Volunteer Fire Co., Robertsville Fire Co., Marlboro Fire Co., South Old Bridge Fire Co., New Jersey State Forest Fire Service and federal demolition experts assisted by the Erle Naval Ammunition Depot.

Councilman Vuola made a motion to adjourn, seconded by Councilman McLaughlin and adopted unanimously by all those present.

Meeting adjourned, 8:55 p.m.

Rose Fialkoff
Rose Fialkoff, Acting
Clerk

Lawrence S. Grossman
Lawrence Grossman, Council
President

Minutes Approved: 12/13/73

2.

10/25/73

NEW JERSEY DEPARTMENT OF TRANSPORTATION
Division of Local Government Aid

Received October 25, 1973 By the Governing Body of Marlboro Township

SUMMARY OF BIDS

For the Construction of School Road West

Form SA-250
Rev. 9/28/67

Engineer's Estimate of Cost and Name, Address and Bid of Each Bidder			Engineer's Estimate of Cost (\$ <u>72,607.50</u>)		Earle Asphalt		A. Campo Equip.		Cardell, Inc.			
					P.O. Box 556 Farmingdale, NJ		Drawer 608 Farmingdale, NJ		1000 Ind. Hwy Kearsbey, NJ			
Item	Brief Description	Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Clearing Site	L.S.	L.S.	3000.		10000.00		5000.00		2800.00		
2	Rdy. Exca. Uncl.	2200cy	2.00	4400.	5.00	11000.00	4.50	9900.00	6.00	13200.00		
3	Subbase, soil agg	650cy	5.00	3250.	7.00	4550.00	5.75	3737.50	9.50	6175.00		
4	Bit Stab. Base crs	4900sy	3.50	17150.	4.50	22050.00	4.00	19600.00	4.50	22050.00		
5	Pave. Bit Conc.	4900sy	1.60	7840.	1.80	8820.00	1.70	8330.00	1.90	9310.00		
6	Traffic stripes	1,050 lf	.10	105.	.15	157.50	.25	262.50	.10	105.00		
7	Reinforc. conc. pip	455 lf	10.00	4550.	15.00	6825.00	15.00	6825.00	18.00	8190.00		
8	Inlets Type "F"	3 ea	450.00	1350.	550.	1650.00	850.	2550.00	700.	2100.00		
9	Vert. Con. Crb. wh.	100 lf	7.00	700.	10.00	1000.00	25.00	2500.00	8.00	800.00		
10	Vert. con. crb.	2,100 lf	5.00	10500.	4.50	9450.00	4.50	9450.00	4.15	8715.00		
11	Conc. Sdwk.	7,650 sf	1.00	7650.	1.20	9180.00	1.00	7650.00	1.35	10327.50		
12	Conc. Sdwk & Drive	1,500 sf	1.05	1575.	1.50	2250.00	1.75	2625.00	1.80	2700.00		
13	Topsoiling	2,350 sy	1.00	2350.	1.50	3525.00	2.00	4700.00	1.50	3525.00		
14	Fertilizing & seed	2,350 sy	.30	705.	.50	1175.00	1.50	3525.00	.30	705.00		
15	Hay Mulching	2,350 sy	.15	352.50	.50	1175.00	.40	940.00	.25	587.50		
16	Storm Drain Man.	1 ea	400.00	400.	700.	700.00	700.	700.00		1000.00		
17	Type B Inlet	2 ea	500.00	1000.	600.	1200.00	700.	1400.00	700.	1400.00		
18	CIP 12"	20 lf	20.00	400.	20.00	400.00	25.00	500.00	25.00	500.00		
19	Relay Exist. CIP	60 lf	6.00	360.	20.00	1200.00	25.00	1500.00	25.00	1500.00		
20	Reconst. Sdwk.	20 sy	1.00	20.	2.00	40.00	25.00	500.00	20.00	400.00		
21	Bit Conc.	300 sy	2.25	675.	5.00	1500.00	2.25	675.00	3.00	900.00		
22	Bit Stab Base	300 sy	4.25	1275.	10.00	3000.00	4.80	1440.00	6.00	1800.00		
Totals												

True copy of Summary of Bids received

Clerk

Sheet 1 of 2

FESSLER AND COOK

PROFESSIONAL ASSOCIATION

Architects

MAIN STREET, HOLMDEL, NEW JERSEY 07733
201-946-4040

BID OPENING RECORD OF NEW LIBRARY - MARLBORO, NEW JERSEY

BRANCH OF WORK GENERAL CONSTRUCTION WORK (Continued) DATE OCTOBER 25, 1973

CONTRACTORS	Everett Thorne Red Bank		Inter.Masonry Long Branch		Al-Lo, Inc. Englishtown	
	ADD.	DEDUCT	ADD.	DEDUCT	ADD.	DEDUCT
BASE BID	\$137,800		\$116,437		\$ - N. B.	
ALTERNATE BID	ADD.	DEDUCT	ADD.	DEDUCT	ADD.	DEDUCT
Alt. #1 - Installation of sign	1,050		847			
Alt. #2 - Flagpole installation	500		417			
Alt. #3 - Ptd.concrete masonry units		1,400		460		
Alt. #4 - Insulating glass	3,000		2,746			
Alt. #5 - Omit brick screen		2,600		6,024		
Alt. #6 - Permanotic finish	1,000		865			
CONTRACTORS	Goltra Corp. Scotch Plains		Battifarano Neptune		Hall Const.Co. Little Silver	
BASE BID	N. B.		\$129,531		\$129,000	
ALTERNATE BID	ADD	DEDUCT	ADD	DEDUCT	ADD	DEDUCT
Alt. #1 - Installation of sign			1,600		1,200	
Alt. #2 - Flagpole installation			445		400	
Alt. #3 - Ptd.concrete masonry units				400		420
Alt. #4 - Insulating glass			2,300		3,085	
Alt. #5 - Omit brick screen				3,400		2,300
Alt. #6 - Permanotic finish			750		550	

**BOYKEN
FESSLER
AND COOK**

PROFESSIONAL ASSOCIATION

Architects

MAIN STREET, HOLMDEL, NEW JERSEY 07733
201-946-4040

BID OPENING RECORD OF NEW LIBRARY - MARLBORO, NEW JERSEY

BRANCH OF WORK PLUMBING WORK DATE OCTOBER 25, 1973

CONTRACTORS	Arkord Company Belmar		Donald Rodner Dayton		Frank Gibson Freehold	
BASE BID	\$16,595		\$15,350		\$12,824	
ALTERNATE BID	ADD.	DEDUCT	ADD.	DEDUCT	ADD.	DEDUCT
Alt.#P-1 - Drinking fountain unit	950		994		750	
CONTRACTORS	M&R Mech. Contrs Highlands		Sarbo, Inc. Middletown		Proctor Compan Belmar	
BASE BID	\$14,271		\$13,724		\$14,700	
ALTERNATE BID	ADD	DEDUCT	ADD	DEDUCT	ADD	DEDUCT
Alt.#P-1 - Drinking fountain unit	466		800		765	
CONTRACTORS	Irven Miller Long Branch		Thos. Barham Long Branch		Gabinetti Ref. Somerset	
BASE BID	N. B.		\$17,500		N. B.	
ALTERNATE BID	ADD	DEDUCT	ADD	DEDUCT	ADD	DEDUCT
Alt.#P-1 - Drinking fountain unit			1,100			
CONTRACTORS	Freehold Elec. Freehold		Robt. Patterson Eatontown		Harrison Assoc New Shrewsbury	
BASE BID	N. B.		\$13,000		N. B.	
ALTERNATE BID	ADD	DEDUCT	ADD	DEDUCT	ADD	DEDUCT
Alt.#P-1 - Drinking fountain unit			842			
CONTRACTORS	Norkin Eng. Chatham		Cross & Connors Somerset Kott		Paul Gross Atlantic li.	
BASE BID	\$15,650		\$14,319		\$12,890	
ALTERNATE BID	ADD	DEDUCT	ADD	DEDUCT	ADD	DEDUCT
Alt.#P-1 - Drinking fountain unit	475		865		840	

COUNCIL OF THE TOWNSHIP OF MARLBORO - REGULAR MEETING

NOVEMBER 8, 1973

HEARING: 520 BAR - 7:45 P.M.

A hearing was held on the 520 Bar, and a determination was made by Council concerning this matter.

Council President Grossman called for a moment of silence for the people that were elected, so that they may fulfil their duties with wisdom and to the best of their ability.

The Regular Meeting of the Council of the Township of Marlboro was called to order by Council President Grossman on November 8, 1973, in the Marlboro Elementary School.

Following the Salute to our Flag, the Acting Clerk called the roll:

ROLL CALL: Present: Councilmen Kaplan, Klau, McLaughlin, Vuola and Grossman.

Absent: None

Also present were Mayor Morton Salkind, Mary Denton, Business Administrator, Herbert B. Bierman, Township Attorney and Rose Fialkoff, Acting Clerk.

CITIZENS VOICE:

Since no one wished to be heard, the Citizen's Voice period was closed.

RECEIVING BIDS: For the Planting of Shade Trees

Van's Seeding & Rental, Inc., includes selling, planting and staking. 50% replacement guarantee.

125 sugar maples	unit price 63.70	7,962.50
125 pin oaks	unit price 63.70	7,962.50
125 scarlet oaks	unit price 63.70	7,962.50
125 norway maples	unit price 63.70	7,962.50

TOTAL 31,850.00

1.

11/8/73

Howe Nurseries, Pennington, New Jersey, includes selling, planting and staking. 50% replacement guarantee.

125 norway maples	unit price 59.75	7,468.75
125 red maples	unit price 59.75	7,468.75
125 sugar maples	unit price 58.00	7,250.00
125 pin oak	unit price 59.75	7,468.75
	TOTAL	29,656.25

PUBLIC HEARING: - Ordinance #17-73

Council President Grossman stated that the ordinance on the Amendment to the Building Code would have to be tabled until the next council meeting as there was a mix-up in advertising.

The following resolution was offered by Councilman Kaplan:

RESOLUTION #186-73 - Amend. to Building Code

BE IT RESOLVED by the Mayor and Council of the Township of Marlboro that an ordinance entitled:

ORDINANCE #17-73

AN ORDINANCE REGULATING AND CONTROLLING THE CONSTRUCTION, ALTERATION, ADDITION, REPAIR, REMOVAL, DEMOLITION, USE, LOCATION, OCCUPANCY AND MAINTENANCE OF ALL EXISTING OR PROPOSED BUILDINGS AND STRUCTURES AND THEIR SERVICE EQUIPMENT IN THE TOWNSHIP OF MARLBORO

be tabled until the November 29th, 1973 Council Meeting.

Seconded by Councilman Vuola and adopted unanimously on a roll call vote.

PUBLIC HEARING: - Ordinance #18-73

Morton Cohan asked specifically what changes are being made in the administrative code.

Council President Grossman said this actually puts the administrative code back to where it was on January 1, 1972.

Mayor Salkind said this amendment makes provision for a relocation officer which the State of New Jersey has requested that we create. Another change is the creation of a Division of Swimming Facilities. Mayor Salkind felt that if there was any doubt in passing this ordinance it would be advisable to table the whole amendment.

The following resolution was offered by Councilman McLaughlin:

RESOLUTION #187-73 - Amendment to Administrative Code

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

ORDINANCE #18-73

AN ORDINANCE SUPPLEMENTING AND AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE SUPPLEMENTING AN ORDINANCE ENTITLED 'AN ORDINANCE RELATING TO THE ORGANIZATION AND ADMINISTRATION OF THE GOVERNMENT OF THE TOWNSHIP OF MARLBORO, IN THE COUNTY OF MONMOUTH PURSUANT TO MAYOR-COUNCIL PLAN E OF THE OPTIONAL MUNICIPAL CHARTER LAW (NJSA40:69-68 through 73) TO THE EXTENT NOT OTHERWISE PROVIDED BY THE SAID OPTIONAL MUNICIPAL CHARTER LAW BY THE STATUTES OF THE STATE OF NEW JERSEY AND BY THE ORDINANCES OF THE TOWNSHIP OF MARLBORO'".

be adopted on second and final reading and notice of the passage thereof shall be advertised according to law.

Councilman Vuola offered a MOTION to table Ordinance #18-73, seconded by Councilman Kaplan and adopted unanimously. Discussion: Mayor Salkind hereby directed the Business Administrator, to act as Relocation Officer in the Township of Marlboro.

ADMINISTRATIVE REPORT:

Mayor Salkind proclaimed the week of November 12 thru 17th, United Cerebral Palsy Week. (Proclamation attached hereto, and made a part of these minutes.)

The Clerk read Mayor Salkind's letter to the Honorable J. C. Kohl, Commissioner of Transportation for the State of New Jersey. (Letter attached hereto, and made a part of these minutes)

NEW BUSINESS:

RESOLUTION #188-73 - Amendment to Salary Ordinance

NOT INTRODUCED

RESOLUTION #189-73 - RE: School Road West

WITHDRAWN by Council President Grossman.

RESOLUTION #190-73 - Award Bids on Shade Trees

NOT INTRODUCED

The following resolution was offered by Councilman Vuola: