

**MONTGOMERY TOWNSHIP COMMITTEE
REGULAR MEETING
THURSDAY, MAY 2, 2024
7:00 P.M.**

AGENDA TO THE EXTENT KNOWN

1. **MEETING CALLED TO ORDER**

2. **ROLL CALL** – Singh (), Barragan (), Keenan (), Taylor Todd (), Ahn ()

ALSO PRESENT – Rubinstein Quiroga (), Savron (), Fania ()

3. **NOTICE OF MEETING** – In compliance with the Open Public Meetings Act, adequate notice of this meeting was provided on January 12, 2024 to the Courier News and the Star Ledger, posted on the municipal bulletin board, and filed with the Township Clerk.

4. **SALUTE TO THE FLAG**

5. **RESOLUTION #24-5-153 – Authorizing the Promotion of Jason Larsen to Lieutenant in the Police Department**

BE IT RESOLVED by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey, that Jason Larsen is hereby appointed Lieutenant in the Montgomery Township Police Department effective May 2, 2024.

MOTION to adopt Resolution #24-5-153 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

6. **OATH OF OFFICE – Lieutenant Jason Larsen**

7. **PROCLAMATION – Recognizing May as Mental Health Awareness Month**

WHEREAS, mental health is essential to everyone’s overall health and well-being; and

WHEREAS, one in five American adults experiences a mental health condition each year and everyone faces challenges in life that impact their mental health; and

7. **PROCLAMATION – Recognizing May as Mental Health Awareness Month (cont.)**

WHEREAS, despite its prevalence, mental health remains shrouded in stigma, preventing many from seeking help; and

WHEREAS, early intervention and access to quality care are crucial for managing mental health conditions and improving quality of life; and

WHEREAS, May is recognized nationally as Mental Health Awareness Month, providing an opportunity to raise awareness, combat stigma, and promote mental health resources.

NOW, THEREFORE, BE IT PROCLAIMED, the Mayor and the Township Committee of the Township of Montgomery, County of Somerset, New Jersey, hereby proclaim May 2024 as Mental Health Awareness Month in the Township to increase public awareness and understanding of the importance of mental health, to support members of our community facing mental health challenges, and urge all residents and stakeholders in our community to educate themselves and others about mental health conditions, treatment options, and available resources, and be committed to eliminating the stigma associated with mental illness.

BE IT FURTHER PROCLAIMED the Township Committee extends gratitude to the Municipal Alliance Committee’s team of resident and stakeholder volunteers and professional staff from the Montgomery Township Health Department and the Montgomery Township School District for their leadership and dedication to addressing mental health in Montgomery Township’s youth community.

8. **PROCLAMATION – Recognizing Eagle Scouts John P. Lawler, Ethan Mathew, Vedant Mital and Vedh P. Mungara**

WHEREAS, John Lawler, Ethan Mathew, Vedant Mital and Vedh Mungara have attained the prestigious rank of Eagle Scout with the Boy Scouts of America; and

WHEREAS, the standards established for this honor are high and very difficult to achieve; and

WHEREAS, those who have worked diligently to achieve this rank have exhibited excellence in leadership and a deep commitment to their community; and

WHEREAS, John Lawler’s construction of the Harlingen Church fellowship patio with benches is an outstanding and innovative use of the Township’s resources and provides a spiritual place of gathering that bolsters a sense of togetherness and camaraderie during fellowship for the members of the Harlingen Church community.

WHEREAS, Ethan Mathew’s renovation of the Montgomery Park Kiosk is an outstanding and innovative use of the Township’s resources and provides a valuable, easy access trail guide and information source for plant species for visitors to the Montgomery Arboretum.

WHEREAS, Vedant Mital’s construction and installation of two shelving units at the Elks Lodge is an outstanding and innovative use of the Township’s resources and offers the Elks Lodge the ability to store and organize a larger quantity of items, broadening the scope of its service to the community and benefits countless community members.

WHEREAS, Vedh P. Mungara’s construction and installation of two wooden benches in front of the Sri Venkateswara Temple of Bridgewater’s Cultural Center is an outstanding and innovative use of the Township’s resources and offers a convenient and comfortable seating area for its membership to relax and enjoy the serene beauty of the temple and its surroundings.

8. **PROCLAMATION – Recognizing Eagle Scouts John P. Lawler, Ethan Mathew, Vedant Mital and Vedh P. Mungara**

NOW, THEREFORE, BE IT PROCLAIMED, on this second day of May, two-thousand twenty-four, that with great pride, the Township Committee of the Township of Montgomery, County of Somerset, New Jersey hereby extends sincere congratulations to John Lawler, Ethan Mathew, Vedant Mital and Vedh Mungara on this milestone achievement and offers best wishes for continued success.

9. **PROCLAMATION – Recognizing Barbara Vaning for Community Service**

WHEREAS, first responders demonstrate commitment to the community by protecting and often saving the lives of residents every day and at all hours of the day; and undergo endless hours of training; and

WHEREAS, the Mayor and the Township Committee of the Township of Montgomery desire to recognize volunteers for dedication and commitment to community; and

WHEREAS, Barbara Vaning has been a member of Montgomery Emergency Medical Services (EMS) for over two decades and was the 2023 recipient of the EMS Community Service Award which recognizes exceptional community outreach efforts in emergency medical services; and

WHEREAS, Barbara Vaning and her fellow EMS members serve the Township tirelessly and provide 9-1-1 emergency life support, CPR, and other medical and emergency intervention; and

WHEREAS, in addition to serving Montgomery EMS, Barbara Vaning has volunteered for Kendall Park First Aid and Rescue Squad, Squires First Aid, Old Bridge Red & White, East Windsor District 1 Rescue Squad, and Mountainside Rescue, and currently serves as the Training Center Coordinator for Mercer County Fire Academy/Mercer County Community College/Penn Medicine EMT Program; and

WHEREAS, Barbara Vaning is also a mental health first aid instructor, American Heart Association CPR instructor, and Five Minutes to Help instructor.

NOW, THEREFORE, BE IT PROCLAIMED the Mayor and the Township Committee of the Township of Montgomery, County of Somerset, State of New Jersey, on behalf of all its citizens, hereby recognizes Barbara Vaning for her exceptional community outreach in emergency medical services and expresses sincere appreciation for her dedication and contributions in safeguarding the lives and well-being of the community on this second day of May, two-thousand twenty-four.

10. **PUBLIC HEARING – 2024 Municipal Budget**

MOTION to open the Public Hearing _____ Second _____ Favor _____ Opposed _____

MOTION to close the Public Hearing _____ Second _____ Favor _____ Opposed _____

11. **RESOLUTION #24-5-154 – Authorizing the Adoption of the 2024 Municipal Budget**

BE IT RESOLVED by the Township Committee of the Township of Montgomery, County of Somerset, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purpose stated of the sums therein set forth as appropriations, and authorization of the amount of \$32,405,699.65 for municipal purposes and certification to the County Board of Taxation of the following summary of general revenues and appropriations.

MOTION to adopt Resolution #24-5-154 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

12. **PRESENTATION – Deer Management Program**

13. **PRESENTATION – Pike Brook Sewer Upgrade Project**

14. **PUBLIC COMMENT** – Members of the public wishing to address the Township Committee on matters pertaining to the Township will be limited to three minutes per person. If comments are similar to those already stated, please indicate your support or opposition. Groups are asked to select a spokesperson.

15. **ORDINANCES – INTRODUCTION AND FIRST READING**

- i. **ORDINANCE #24-1731 – Bond Ordinance Providing for the Improvement of the Sewer System in and by the Township of Montgomery, in the County of Somerset, New Jersey, Appropriating \$250,000 Therefor and Authorizing the Issuance of \$250,000 Bonds or Notes of the Township to Finance the Cost Thereof**

BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby passed on first reading and that the same be published according to law with a public hearing and a vote scheduled for the meeting of May 16, 2024.

MOTION to introduce Ordinance #24-1731 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

15. **ORDINANCES – INTRODUCTION AND FIRST READING (CONT.)**

B. **ORDINANCE #24-1732 – An Ordinance Establishing a Comprehensive Salary and Wage Plan for the Township of Montgomery, Somerset County, and to Provide for its Administration in 2024**

BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby passed on first reading and that the same be published according to law with a public hearing and a vote scheduled for the meeting of May 16, 2024.

MOTION to introduce Ordinance #24-1732 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

16. **ORDINANCES – PUBLIC HEARING/FINAL ADOPTION**

A. **ORDINANCE #24-1726 – An Ordinance of the Township of Montgomery in Somerset County, New Jersey Amending Subsection 9-9.e. of the Code of the Township of Montgomery (1984) Pertaining to Permit Requirements for Deer Management in Parks and Open Space**

MOTION to CLOSE the Public Hearing _____ Second _____

BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 2nd day of May, 2024 and that the ordinance summary be published in an official newspaper as required by law.

MOTION to adopt Ordinance #24-1726 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

16. **ORDINANCES – PUBLIC HEARING/FINAL ADOPTION (CONT.)**

B. ORDINANCE #24-1727 – An Ordinance of the Township of Montgomery in Somerset County, New Jersey Providing for the Acquisition of Block 34001, Lot 40 Located on Cherry Valley Road in the Township of Montgomery (“Jefferson”)

MOTION to CLOSE the Public Hearing _____ Second _____

BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 2nd day of May, 2024 and that the ordinance summary be published in an official newspaper as required by law.

MOTION to adopt Ordinance #24-1727 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

C. ORDINANCE #24-1729 – An Ordinance Amending Chapter 5, Entitled, “Animal Control,” and Chapter 9, Entitled, “Parks and Recreation Areas,” of the Code of the Township of Montgomery (1984), County of Somerset, New Jersey, Updating Regulations Concerning Dogs in Veterans Memorial

MOTION to CLOSE the Public Hearing _____ Second _____

BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 2nd day of May, 2024 and that the ordinance summary be published in an official newspaper as required by law.

MOTION to adopt Ordinance #24-1729 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

16. **ORDINANCES – PUBLIC HEARING/FINAL ADOPTION (CONT.)**

D. ORDINANCE #24-1730 – Bond Ordinance Providing for Various Capital Improvements in and by the Township of Montgomery, in the County of Somerset, New Jersey, Appropriating \$2,556,800 Therefor and Authorizing the Issuance of \$2,433,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof

MOTION to CLOSE the Public Hearing _____ Second _____

BE IT RESOLVED by the Township Committee of the Township of Montgomery that the foregoing ordinance be hereby adopted this 2nd day of May, 2024 and that the ordinance summary be published in an official newspaper as required by law.

MOTION to adopt Ordinance #24-1730 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

17. **CONSENT AGENDA** – All matters listed on the consent Agenda are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and considered separately.

A. **RESOLUTION #24-5-155 – Authorizing Fireworks Permit (Township)**

BE IT RESOLVED that authorization is granted for the Parks and Recreation Department to conduct a fireworks display on June 27, 2024 (rain date – July 2, 2024) at Montgomery High School. Approvals of the Police Department and Fire Protection Inspector Roy Mondy have been received.

B. **RESOLUTION #24-5-156 – Authorizing a Waiver of Fire Inspection Fees – Township Fireworks Display**

BE IT RESOLVED that fire inspection fees, totaling \$500.00 in connection with the fireworks display to be conducted June 27, 2024 (rain date – July 2, 2024) are hereby waived.

C. **RESOLUTION #24-5-157 – Authorizing the Closing of Skillman Road – Township Fireworks Display**

BE IT RESOLVED that Skillman Road between County Route 601 and Camp Meeting Avenue, be closed to all vehicle traffic between the hours of 6:00 p.m. and 10:00 p.m. on June 27, 2024 (rain date – July 2, 2024) for the fireworks event.

17. **CONSENT AGENDA (CONT.)**

D. **RESOLUTION #24-5-158 – Authorizing the Use of the Township Tent by Stoutsburg Sourland African American Museum (SSAAM) for Juneteenth Event**

BE IT RESOLVED that the Montgomery Township Committee hereby approves the use of the Township's tent, tables and chairs for the Stoutsburg Sourland African American Museum (SSAAM) Juneteenth Event as the Township Parks & Recreation Department will be one of the sponsors of the event and the advertising will be provided to the Township. The event will be held on Saturday, June 15, 2024.

E. **RESOLUTION #24-5-159 – Authorizing Release of Performance Guarantee for Road Opening Permit 23-R-18 – 53 Colfax Road (Block 31003, Lot 18)**

WHEREAS, Mark Herrmann, Township Engineer, has recommended the release of a cash performance guarantee to Robert Cantlay because all work has been satisfactorily completed with respect to a street opening permit at Block 31003, Lot 18.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that the cash performance guarantee in the amount of \$1,465.00 be released to Robert Cantlay, 53 Colfax Road, Skillman, NJ 08558.

F. **RESOLUTION #24-5-160 – Authorizing Release of Performance Guarantee for Road Opening Permit 21-R-15 – 2 High Ridge Road (Block 31003, Lot 31)**

WHEREAS, Mark Herrmann, Township Engineer, has recommended the release of a cash performance guarantee to Hany Salib because all work has been satisfactorily completed with respect to a street opening permit at Block 31003, Lot 31.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that the cash performance guarantee in the amount of \$855.00 be released to Hany Salib, 2 High Ridge Road, Skillman, NJ 08558.

G. **RESOLUTION #24-5-161 – Authorizing Release of Temporary Certificate of Occupancy Guarantee – 2 High Ridge Road (Block 31003, Lot 31)**

WHEREAS, the improvements for 2 High Ridge Road pertaining to a Temporary Certificate of Occupancy Guarantee have been completed by the developer/homeowner, Hany Salib and are acceptable to the Engineering Department.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that the Certificate of Occupancy has been authorized, therefore, the cash Temporary Certificate of Occupancy guarantee in the amount of \$10,000 be released to Hany Salib.

BE IT FURTHER RESOLVED the Township will not accept any improvements and a maintenance guarantee is not required as part of this guarantee release.

17. **CONSENT AGENDA (CONT.)**

H. **RESOLUTION #24-5-162 – Authorizing the Township of Montgomery to Enter into a Cooperative Pricing Agreement – Hunterdon County Educational Services Commission**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Hunterdon County Educational Services Commission, hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, on May 2, 2024 the Township Committee of the Township of Montgomery, County of Somerset, State of New Jersey, duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services.

NOW, THEREFORE, BE IT RESOLVED as follows:

TITLE

This resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Montgomery.

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Township Administrator is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

I. **RESOLUTION #24-5-163 – Authorizing a Temporary Use Agreement – 1060 Route 206**

WHEREAS, the Montgomery Arts Council (“MAC”), a subcommittee of the Montgomery Township Economic Development Commission, is hosting its annual “Arts & Crafts” show event, Saturday, May 18 through Sunday, May 19, 2024; and

WHEREAS, the event utilizes a venue located at 1060 Route 206 in Montgomery Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that the Township Administrator is authorized to execute a Temporary Use Agreement between Hilton Management, LLC and Montgomery Township for use of 1060 Route 206 for the MAC-sponsored “Arts & Crafts” show.

17. **CONSENT AGENDA (CONT.)**

J. **RESOLUTION #24-5-164 – Authorizing Contract Award for HVAC and Boiler Services at Public Works and Sewer Utility Buildings Through the Hunterdon County Educational Services Commission Cooperative Purchasing Program**

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

WHEREAS, the Township of Montgomery has determined the following cooperative pricing system identifier #HCESC-SER-21A of the Hunterdon County Educational Services Commission Cooperative Purchasing Program for HVAC Services and identifier #HCESC-SER-21C for Boiler Services has provided the Township with the most competitive price for these services; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds available for this purchase in Account Numbers 07-201-55-542-293; 07-201-55-543-293; 07-201-55-546-293; 07-201-55-547-293; 08-215-55-901-1685A; and 01-201-26-310-268.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that HVAC Repair Services at the Public Works and Sewer Utility buildings, at a not to exceed amount of \$50,000.00, be authorized through the utilization of identifier #HCESC-SER-21A and Boiler Repair Services, at a not to exceed amount of \$40,000, identifier #HCESC-SER-21C of the Hunterdon County Educational Services Commission Cooperative Purchasing Program to:

McCloskey Mechanical
445 Lower Landing Road
Blackwood, NJ 08012

MOTION to adopt Consent Agenda, **Resolution #24-5-155 to Resolution #24-5-164** _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

18. **RESOLUTIONS**

A. **RESOLUTION #24-5-165 – Authorizing a Shared Services Agreement Between the Montgomery Board of Education and the Township of Montgomery for the Construction and Use of Pickleball Courts**

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes public entities to enter into a contract with each other to share services which the entities are empowered to provide or receive within their own jurisdictions, including services incidental to the primary purposes of any of the participating public entities; and

18. **RESOLUTIONS (CONT.)**

WHEREAS, the Montgomery Board of Education (“Board”), which has offices located at 1014 Route 601, Skillman, New Jersey 08558, operates the Montgomery Township School District (the “District”) and owns property (Block 19001, Lot 8.34), upon which the Montgomery Upper Middle School is situated, and that, among other things includes tennis courts; and

WHEREAS, the Township of Montgomery (the “Township”), a municipal corporation of the State of New Jersey, which has offices located at 100 Community Drive, Skillman, New Jersey 08558, among other things, provides recreation activities and opportunities for the residents of the Township; and

WHEREAS, the Township Parks and Recreation Department is seeking to provide residents with an opportunity and location to play pickleball within the Township; and

WHEREAS, the Mayor and Township Committee find it to be in the best financial interest of the residents of the Township to partner with the Board and convert existing tennis courts into dedicated pickleball; and

WHEREAS, the Board has agreed to partner with the Township to convert two (2) existing tennis courts at the Upper Middle School to six (6) dedicated pickleball courts, which project shall also include the resurfacing and repainting of the courts; and

WHEREAS, the anticipated cost of the project is \$41,930.00, which cost shall be born equally by the Township and the Board; and

WHEREAS, the Township has agreed to be the lead agency for this project.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Montgomery Township, County of Somerset, New Jersey that Montgomery Township does hereby approve the execution of a Shared Services Agreement, in form and manner acceptable to the Township Parks and Recreation Director and Township Attorney, with the Montgomery Board of Education to allow for the resurfacing and repainting of two tennis courts at the Montgomery Upper Middle School to convert the two courts into six (6) dedicated pickleball courts in an amount not to exceed \$41,930.00.

MOTION to adopt Resolution #24-5-165 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

18. **RESOLUTIONS (CONT.)**

B. **RESOLUTION #24-5-166 – Authorizing Outdoor Assembly Permit – Car Show – Top Class Auto Fest (May 5, 2024)**

WHEREAS, Fresh Status Events has requested approval of the Township Committee to conduct an auto show event on May 5, 2024 from 11:00 a.m. to 5:00 p.m. at Princeton Airport, 41 Airpark Road, Princeton, NJ 08540.

BE IT RESOLVED that the Township Committee of the Township of Montgomery, County of Somerset, New Jersey has considered the application and hereby grants the same subject to the following conditions:

- a. This approval is for the period specified and is not to be considered approval to conduct similar events without Committee approval.
- b. This event shall be held subject to the provisions of the Montgomery Township Code, Outdoor Assembly, Chapter 4-2.1.
- c. The organizers will obtain the required approval from the Police Department regarding parking facilities, traffic plan and safety considerations.
- d. The organizers will obtain the required health certificates from the Township Health Department.
- e. The organizers will obtain the required construction permits and Fire Prevention inspections from the Township Code/Construction and Fire Prevention Departments.

MOTION to adopt Resolution #24-5-166 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

C. **RESOLUTION #24-5-167 – Authorizing Outdoor Assembly Permit – iGo Stem Academy (May 18, 2024)**

WHEREAS, iGo STEM Academy has requested approval of the Township Committee to conduct a STEM carnival event on May 18, 2024 from 12:00 p.m. to 4:00 p.m. at 2311 Route 206, Belle Mead, NJ 08502.

BE IT RESOLVED that the Township Committee of the Township of Montgomery, County of Somerset, New Jersey has considered the application and hereby grants the same subject to the following conditions:

- a. This approval is for the period specified and is not to be considered approval to conduct similar events without Committee approval.
- b. This event shall be held subject to the provisions of the Montgomery Township Code, Outdoor Assembly, Chapter 4-2.1.

18. **RESOLUTIONS (CONT.)**

- c. The organizers will obtain the required approval from the Police Department regarding parking facilities, traffic plan and safety considerations.
- d. The organizers will obtain the required health certificates from the Township Health Department.
- e. The organizers will obtain the required construction permits and Fire Prevention inspections from the Township Code/Construction and Fire Prevention Departments.

MOTION to adopt Resolution #24-5-167 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

D. **RESOLUTION #24-5-168 – Designating Specific Tracts of Municipally-Owned Parks and Open Spaces to be Included in Montgomery Township’s Deer Management Program Pursuant to Chapter IX, Section 9 of the Code of the Township of Montgomery (1984) for the Hunting Season Beginning in September 2024 and ending in February 2025**

WHEREAS, as part of a comprehensive deer management plan and for the purpose of reducing the Township’s white-tailed deer population, the Township Committee of the Township of Montgomery amended Chapter IX, “Parks and Recreation” of the Code of the Township of Montgomery (1984) (“Code”) to allow limited hunting on the Township’s parks and open spaces for the purpose of culling white-tailed deer; and

WHEREAS, Section 9-9 of the Code authorizes the Township Committee to designate annually by resolution which parks and open spaces will be made available for hunting through the Township’s municipal deer management program and during which dates.

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

1. Pursuant to Section 9-9 of the Code of the Township of Montgomery (1984), the hunting of white-tailed deer will be allowed on the properties listed below within the timeframes established by the New Jersey Department of Environmental Protection, Division of Fish and Wildlife (“State”) for zones 12 and 14. The anticipated hunting season will be from September 14, 2024 to February 15, 2025 subject to the restrictions and conditions set forth below. In the event any of the dates below are inconsistent with any dates established by the State for the appropriate season, the State’s dates shall apply, unless limited in specific instances by the Township of Montgomery in accordance with paragraph 2 of this Resolution.

18. **RESOLUTIONS (CONT.)**

<u>Fall bow:</u>	September 14 – October 25, 2024	
<u>Permit bow:</u>	October 26 – December 24, 2024 December 26 – December 31, 2024	
<u>Winter bow:</u>	January 1 – February 15, 2025	
<u>Permit shotgun:</u>	November 25 – November 27, 2024 November 29, 2024 December 9 – December 14, 2024 December 18 – December 20, 2024 January 4 – February 8, 2025	(ZONE 14 ONLY) (ZONE 14 ONLY)
<u>Permit muzzle-loader:</u>	November 25 – November 27, 2024 November 29, 2024 December 2 – December 3, 2024 December 9 – December 14, 2024 December 16 – December 17, 2024 December 21 – December 24, 2024 December 26 – December 31, 2024 January 1 – February 8, 2025	(ZONE 14 ONLY) (ZONE 14 ONLY)
<u>Six-day firearm:</u>	December 9 – December 14, 2024	

2. Except as otherwise set forth, hunting shall be allowed only during the dates designated by the State of New Jersey Department of Environmental Protection, Division of Fish and Wildlife for the applicable seasons listed above. The specific dates shall be set forth on each permit. Any dates set forth on the permits notwithstanding, the Township may make it a condition of any permit that hunting not take place on certain days as may be necessary to protect the health and safety of the public. ***Hunting shall be prohibited on Sundays.***

3. The incidental taking of a coyote or fox while engaging in deer hunting on properties enumerated in the Resolution is permissible, provided that hunters abide by all State regulations on coyote or fox hunting. Permittees are authorized to take coyotes or foxes while hunting white-tailed deer on such property, provided that the taking of coyotes or foxes is incidental to, and not separate from, their deer hunting activities during the six-day firearm, muzzleloader rifle permit, shotgun permit, fall bow, permit bow, or winter bow deer seasons if the coyote or fox is encountered before said permittee has taken the daily bag limit of deer. However, after the permittee has taken a daily bag limit of deer, he or she must cease hunting immediately. Incidental hunting of coyote or fox while deer hunting may resume the following day (provided the season remains open and the season bag limit of deer has not been reached). The hunting of coyote or fox at night is strictly prohibited.

4. The incidental taking of turkey while engaging in deer hunting on properties enumerated in the Resolution is permissible, provided that hunters abide by all State regulations on turkey hunting. Permittees with a valid turkey season permit from the New Jersey Division of Fish and Wildlife are authorized to take turkeys of either sex during the fall turkey season, provided that the taking of turkeys is incidental to, and not separate from, their deer hunting activities during the one week of the permit bow season that coincides with the fall turkey season if the turkey is encountered before said permittee has taken the daily bag limit

18. RESOLUTIONS (CONT.)

of deer. The bag limit is one turkey per permit, but only one bird may be taken in a given day, regardless of the number of permits a hunter holds. However, after the permittee has taken a daily bag limit of deer, he or she must cease hunting immediately. Incidental hunting of turkey while deer hunting may resume the following day (provided the season remains open and the season bag limit of deer has not been reached). ***The hunting, shooting or killing any other game is strictly prohibited.***

5. Hunting may take place only pursuant to the requirements set forth in Section 9-9 of the Code of the Township of Montgomery (1984) (“Code”) and all applicable State and local regulations. In the event of any inconsistency, the more restrictive standard shall govern.

6. Pursuant to Section 9-9 of the Code, every permittee shall be required to participate in a hunter orientation and safety course to be conducted by an agent of the New Jersey Division of Fish and Wildlife, as well as in a property-specific hunter orientation and safety course to be conducted by a member of the Montgomery Township Wildlife Committee and the Montgomery Township Police Department.

7. Warning signs shall be posted at the entrances to the properties designated above and in the vicinity of tree stands; in addition, the properties shall be posted in accordance with any specific terms and conditions of the individual permits.

8. All permittees shall be required to check in with the Police Department prior to hunting any property. This procedure shall be required each time the permittee intends to hunt.

9. A press release and a legal notice in a form approved by the Township Attorney notifying the public of the above designated dates and locations shall be published on the Township’s website and shall be submitted to the Township’s officially-designated newspapers as well as such other newspaper or newspapers as may be deemed advisable to publicize the above-referenced dates and locations as widely as possible. In addition, individual notices shall be sent to all property owners situated within five hundred feet of the properties set forth above.

10. The Township reserves the right to modify the conditions and restrictions set forth above *at any time, including after issuance of 2024-2025 permits*, in the interests of the public health, safety and welfare of Township residents.

11. Permittees are limited to use of one portable tree stand per property.

12. Permittees must hunt from elevated tree stands, and shall use a full-body safety harness.

13. Several properties are subject to farming lease agreements between the Township and a private farmer, as noted below. Hunters shall not disrupt the farmer’s operations, or damage, destroy or harm the farmer’s crops, livestock or farming equipment.

14. For the 2024-2025 season, hunters who harvest two (2) or more deer, at least one of which must be antlerless (whether hunting with a bow or firearm), return the end-of-season survey, and who otherwise meet all eligibility requirements set forth in Section 9-9 will be considered “grandfathered” for the 2025-2026 season on the property where the minimum harvest was met.

15. Any hunter who meets the eligibility criteria established herein and in Section 9-9 of the Code of the Township of Montgomery (1984) may apply for one of the following “main” properties. Hunters may be “grandfathered” on the property from the previous hunting season if they reached the designated minimum harvest.

18. **RESOLUTIONS (CONT.)**

ID	Property	Block/Lot Location	Zone	Size (Acres)	No. of Permits	Permit Terms & Conditions
1	Folusiak	Bl. 11001, Lots 55 & 56 Hollow Rd & Spring Hill Road	12	125±	10 + 2 youth	Bow & Firearm Farm Lease – see #13 above
2	Opatut and adjacent lands	Bl. 34001, Lots 13.02, 13.02, 35, 35.01, 35.06, 38.02, 43.02, 43.03, 43.04 and a 25.6± acre portion of Block 34023, Lot 72 County Route 518 & Pine Brae Drive	12	190±	12 + 2 youth	Bow & Firearm Bow only on Block 34023, Lot 72 and a portion of Block 34001, Lot 35 (see map) Farm Lease – see #13 above
3	Dead Tree Run	Bl. 18026, Lot 27 Dead Tree Run Road	14	69±	4 + 2 youth	Bow only Farm Lease – see #13 above
4	Ingersoll-Rand	Bl. 23001, Lot 13 Montgomery Road	14	151±	10 + 2 youth	Bow only Farm Lease – see #13 above
5	Runyon-Fox Brook-Tomenchok	Bl. 15001, Lots 29, 31, 32, & 34 Route 206 & Sunset Road	12	142.5±	11 + 2 youth	Bow & Firearm Farm Lease – see #13 above
6	Dale/Washington Well	Bl. 27001, Lot 6 County Route 518 & Burnt Hill Road	12	63±	7 + 2 youth	Bow only Farm Lease – see #13 above

7	Broadway area	Bl. 4002, Lots 2-9, 13, 18-45 Bl. 4003, Lots 1-9, 13-29, 32-33 Bl. 4004, Lots 1-12, 14-32 Bl. 4005, Lots 1-16, 23-24, 27-32 Bl. 4006, Lots 1-3, 7-32 Bl. 4007, Lots 1-10, 12 Bl. 4008, Lot 13 Bl. 4009, Lot 14 Bl. 4010, Lots 1, 2, 3 Bl. 4011, Lot 1 Bl. 4012, Lot 1 Broadway and County Route 601	12	92.8±	9 + 2 youth	Bow only
8	Somerset Holdings / Bridgepoint Road Tract	Bl. 22001, Lots 5, 10, 11, 12.02, and 12.03 Bridgepoint Road	14	41±	4 + 2 youth	Bow only Farm Lease – see #13 above
9	Nicolaysen and adjacent lands	Bl. 34001, Lots 14, 15, 22, 30, 36, 37.02 and 42.39 Cherry Valley Road & Cherry Hill Road	12	165.7±	11 + 2 youth	Bow only
10	Zeloof	Bl. 15001, Lot 1 County Route 601 and Dutchtown-Harlingen Road	12	29.73±	4+ 2 youth	Bow only
11	Potter Tract/Rock Mill Preserve	Bl. 10001, Lot 20 and Block 12001 Lot 39 Grandview Road	12	15±	2 + 2 youth	Bow only
12	Formerly 901 Realty Associates	Bl. 30001, Lot 9.01 County Route 518	12	34.5±	4 + 2 youth	Bow only
13	Zion Crossing	Bl. 10001, Lots 4, 7, 7.01 and 8, and Block 11002 Lots 38 & 40 Dutchtown-Zion Road & Rock Mill Run Road	12	28.2±	2 + 2 youth	Bow only

14	Mountainview	Bl. 32001, Lot 24 Mountainview Road and Cherry Valley Road	12	60.4±	4 + 2 youth	Bow only
15	Fairview	Bl. 14001, Lot 7 Fairview Road	12	24.4±	2 + 2 youth	Bow only

16. The Township hereby establishes the following properties as “provisional” hunting tracts. Eligible hunters who meet the criteria established herein and in Township Code Section 9-9, and who meet the following additional requirements may apply for a “provisional” property: 1) participated in the Township’s deer management program for at least one year, and 2) achieved the designated minimum harvest in the previous hunting season on a “main” property or the “provisional” property for which they are applying, and 3) may be required to conduct an on-site meeting with a representative of the Wildlife Management Committee, Police Department or other Township staff to determine appropriate tree stand locations or to identify and discuss other site specific constraints.

ID	Property	Block/Lot Location	Zone	Size (Acres)	No. of Permits	Permit Terms & Conditions
P1	Bennett Tract	Bl. 31010, northern portion of Lot 9.03 and Block 31036 Lot 44 Provinceline Road and Cherry Valley Road	12	36±	2 + 2 youth	Bow only No hunting in the southern portion of Lot 9.03 (see map) Farm Lease – see #13 above
P2	Platz Tract	Bl. 15001, Lot 26 and Block 15004 Lot 9 Dutchtown-Harlingen Road	12	39±	2 + 2 youth	Bow only Farm Lease – see #13 above
P3	Montgomery Meadows	Bl. 15001, Lots 43 and 43.10 Brandywine Road	12	25±	3 + 2 youth	Bow only
P4	Saxon Ridge	Bl. 16012, Lots 1.02 and 1.03 Sunset Road and Saxon Way	12	17.4±	2 + 2 youth	Bow only
P5	Montgomery Woods	Bl. 37002, Lot 2.01 River Road	14	6.064±	2 + 2 youth	Bow only
P6	East Street	Bl. 15009, Lots 1-4 and 6-8 Kildee Road and East Street	12	24.7±	2 + 2 youth	Bow only
P7	Formerly Congregation Kehilat Shalom	Bl. 6001, Lot 24 Belle Mead-Griggstown Road	14	15.54±	2 + 2 youth	Bow only
P8	Harvest Moon	Bl. 4001, Lot 44 and Bl. 4065, Lot 16 Harvest Moon Lane and Southfield Drive	12	40.25±	2 + 2 youth	Bow only
P9	Township Line Road	Bl. 5001, Lot 24 Township Line Road	14	14.8±	1 + 1 youth	Bow only
P10	Long	Bl. 6001, Lot 26.07 Harlingen Road	14	6	1 + 1 youth	Bow only

P11	Stage II	Bl. 38001, Lot 3.01 River Road	14	10±	0 (ZERO)	The property has been REMOVED for the 2024-2025 hunting program as the Township is undertaking a floodwall construction project in connection with this property.
P12	Mill Pond	Bl. 17001, Lots 13, 14 and 19 Mill Pond Road	14	7.7±	1 + 1 youth	Bow only
P13	Community Center	Bl. 14001 Lots 37 & 38 Skillman Road	12	36.7±	1 + 1 youth	Bow only
P14	Former Municipal Building	Bl. 6001, Lot 16 Route 206	14	12.9±	2 + 2 youth	Bow only
P15	River Road Pump Station	Bl. 7019, Lot 64 River Road	14	6.88±	1 + 1 youth	Bow only
P16	Fieldcrest	Bl. 15001, Lot 70 Fieldcrest Ave	12	11.69±	1 + 1 youth	Bow only
P17	Back Brook	Bl. 17001, Lots 6.86, 6.87, 6.88 and Bl. 21001, Lot 1.14 Bridgepoint Road and Route 206	14	31.6±	2 + 2 youth	Bow only
P18	Opossum Road Woods	Bl. 27001 Lots 12, 19.01, 19.02 & 19.03 Opossum Road	12	26.6±	2 + 2 youth	Bow only The Township will be undertaking a demolition project in connection with this property. Hunting will not be permitted during demolition activities. Permittees will be notified in writing when hunting on this property will not be permitted.
P19	Camp Meeting Avenue	Block 25001 Lot 7 and 12001 Lot 17	12	10.732	1 + 1 youth	Bow only
P20	Van Zandt	Block 25001 Lots 28.08 & 28.13	12	36.293	2 (no youth)	Bow only
P21	206 Farmview	Block 20001 Lot 4	12	7.9	1 (no youth)	Bow only
P22	Bronson	Block 16014 Lot 17	12	8.71	1 (no youth)	Bow only

18. **RESOLUTIONS (CONT.)**

MOTION to adopt Resolution #24-5-168 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

E. **RESOLUTION #24-5-169 – Authorizing Execution of an Easement Agreement with BPS Development Company, LLC for the Proposed Assisted Living and Memory Care Facility on Block 28003, Lot 211**

WHEREAS, BPS Development Company, LLC, a limited liability company of the State of Georgia, with a principal address of 1731 Demere Road, St. Simons Island, Georgia 31522 (hereinafter “Developer”), intends to develop certain lands in the Township known and currently designated as Block 28003, Lot 211 on the Montgomery Township Tax Map (Tax Assessment Maps rev. 2023); and

WHEREAS, Developer obtained approvals from the Montgomery Township Planning Board (hereinafter “Planning Board”) with respect to an Assisted Living and Memory Care Facility; and

WHEREAS, Planning Board approval and site plan conformance review require certain legal instruments to be filed and recorded with the Somerset County Clerk’s office, including but not limited to the easements or deed restrictions for sight triangles, emergency access, drainage or storm sewer, stormwater management facility access, stormwater management facility operations and maintenance, and landscaping buffer and/or screening (all as applicable); all of which are subject to the review and approval of the Township Attorney and the Township Engineer prior to recording.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that the Mayor and Clerk are hereby authorized to execute Easement Agreements with BPS Development Company, LLC, with respect to the Assisted Living and Memory Care Facility development project, subject to review and approval of the Township Engineer and Township Attorney as to form and content.

MOTION to adopt Resolution #24-5-169 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

18. **RESOLUTIONS (CONT.)**

F. **RESOLUTION #24-5-170 – Authorizing Community-Based Deer Management Program Grant Application to New Jersey Department of Environmental Protection Fish and Wildlife**

WHEREAS, the Township of Montgomery desires to apply for and obtain a grant from the New Jersey Department of Environmental Protection Fish and Wildlife to help offset costs of butchering deer and to fund a new population/density study.

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

1. The Township Committee hereby authorizes the application for such a grant; and
2. Lori Savron, Administration, and Lisa Fania, Township Clerk, are authorized to sign the application, and that they, or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith.

MOTION to adopt Resolution #24-5-170 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

G. **RESOLUTION #24-5-171 – Authorizing Approval of a Shared Services Agreement with the Somerset County Department of Engineering and Planning for an Electronic Pedestrian Warning Sign Rectangular Rapid Flashing Beacon System on County Route 518 Near Brecknell Way and Bolmer Corner (Future Roadway)**

BE IT RESOLVED by the Township Committee of the Township of Montgomery, County of Somerset, New Jersey that the Mayor and Clerk are hereby authorized to execute a shared services agreement with the Somerset County Department of Engineering and Planning for an electronic pedestrian warning sign Rectangular Rapid Flashing Beacon (RRFB) system on County Route 518 near Brecknell Way and Bolmer Corner (future public roadway), as part of the Montgomery Promenade development project, subject to approval of the Township Attorney and Township Engineer as to form and content.

MOTION to adopt Resolution #24-5-171 _____ Second _____

18. **RESOLUTIONS (CONT.)**

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

H. **RESOLUTION #24-5-172 – Authorizing an Agreement for Sewer Capacity Reservation in the Skillman Village Sewage Treatment Plant for RPM Development (Block 20001, Proposed Lot 10.07, Part of Lot 10.05)**

BE IT RESOLVED by the Montgomery Township Committee that the Mayor and Clerk are hereby authorized to execute a Sewer Capacity Reservation Agreement with RPM Development, LLC’s affiliate Headquarters Drive Urban Renewal Associates, LP (“RPM”), related to sewer capacity in the Skillman Village Sewage Treatment Plant, for the proposed age restricted affordable rental apartments located on Block 20001, proposed Lot 10.07 (part of Lot 10.05), subject to review and approval of the Township Engineer and Township Attorney as to form and content.

MOTION to adopt Resolution #24-5-172 _____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

19. **APPROVAL OF MINUTES**

There are no minutes for approval.

20. **RESOLUTION #24-5-173 - PAYMENT OF BILLS – POSTED**

WHEREAS, the Township Committee of the Township of Montgomery has received bills to be paid as listed; and

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

20. **RESOLUTION #24-5-173 - PAYMENT OF BILLS – POSTED (CONT.)**

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

1. That these bills are hereby authorized for payment; and
2. That checks in the proper amounts are prepared and that necessary bookkeeping entries are made; and
3. That the proper Township Officials are authorized to sign the checks.

MOTION to adopt Resolution #24-5-173_____ Second _____

ROLL CALL VOTE:

COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
Ahn				
Taylor Todd				
Keenan				
Barragan, Deputy Mayor				
Singh, Mayor				

21. **CORRESPONDENCE**

There is no correspondence.

22. **NEW BUSINESS AND OLD BUSINESS**

- Application for Outdoor Assembly Permit – Rolling Thunder, Inc., Ride for Freedom, (May 26, 2024)
- Application for Outdoor Assembly Permit – Precision Auto Works, LLC, Car Show (June 2, 2024)

23. **TOWNSHIP COMMITTEE REPORTS**

24. **ADMINISTRATOR’S REPORT**

25. **FUTURE AGENDA ITEMS**

26. **EXECUTIVE SESSION**

There are no matters for closed session.

27. **ADJOURNMENT**

MOTION to adjourn _____ Second _____ Favor _____ Opposed _____