

**RESOLUTION NO. 127-12 OF 2012**

**A RESOLUTION AUTHORIZING THE REFUND OF TAXES DUE TO OVERPAYMENTS**

**WHEREAS**, due to reductions in assessed values, exempt properties, errors in assessments, inactive accounts and duplicate payments;

**WHEREAS**, a list of properties overpayments were applied as set forth in the list attached hereto and made a part here of submitted by the Township Collector.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council for the Township of Galloway, County of Atlantic and State of New Jersey that the Tax Collector refund tax overpayments and make the necessary adjustments.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the Township of Galloway, County of Atlantic and State of New Jersey, on the 10<sup>TH</sup> day of April, 2012.

**TOWNSHIP OF GALLOWAY**

  
 \_\_\_\_\_  
 Thalia C. (TC) Kay, RMC  
 Acting Deputy Township Clerk

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Bassford	1	✓			
Coppola		✓			
Gorman	2	✓			
Kleiner					✓
Tyrrell		✓			
Ullman		✓			
Purdy		✓			



Galloway Township

127-12

**TAX OFFICE**

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300 E. Jimmie Leeds Road, Galloway, N.J. 08205  
(609) 652-3700 EXT. 234 FAX: (609) 652-8737

**MEETING DATE: 04/10/12****AGENDA ITEM COMMENTARY****TITLE: Resolution to refund Overpayments of Taxes****STAFF SOURCE: Albert Stanley, CTC, TAX COLLECTOR****DISCUSSION: Refund of overpayment on Taxes due to Tax Appeals and Overpayments****EXHIBITS: Resolution with Account Listing****RECOMMENDATIONS: I recommend that the Resolution be approved.**

**TOWNSHIP OF GALLOWAY  
RESOLUTION 128-2012**

**RESOLUTION SUPPORTING A-2717**

**Extending the time period for municipalities to commit to expend collected development fees and payments-in-lieu of constructing affordable units**

**WHEREAS**, P.L. 2008, c. 46 established a four year timetable for municipal housing trust dollars to be "committed for expenditure, or risk forfeiture to the State;" and

**WHEREAS**, the 2008 Act did not define the term "committed for expenditure" and deferred to the Council on Affordable Housing (COAH) to promulgate regulations as to the requirements to be met for "committed" as well as a timetable for expenditures; and

**WHEREAS**, neither COAH nor the Department of Community Affairs has adopted, nor proposed, the regulations pursuant PL 2008, c. 46; and

**WHEREAS**, hundreds of municipalities submitted spending plans to COAH, of which only a fraction of these plans were reviewed by the agency, and most of these municipalities have not been provided any guidance on their spending plans; and

**WHEREAS**, at the time of 2008 Act, COAH was prepared to adopt its "3<sup>rd</sup> round regulations" establishing municipal obligations under the "Fair Housing Act"; and

**WHEREAS**, COAH's 3<sup>rd</sup> round regulations were highly controversial and fundamentally flawed, and subsequently set aside by the Appellate Division, and the appeal of that decision now awaits consideration by the State Supreme Court; and

**WHEREAS**, eight years of litigation over COAH's methodology has had a chilling effect not only on the development of affordable housing, but on the ability of local governments to commit trust fund dollars without knowledge of their respective obligations, and certainty that such commitment would count towards its housing obligation; and

**WHEREAS**, forfeiture of trust fund dollars starting in July 2012 would be fundamentally unfair, inequitable and indefensible since neither COAH nor DCA has provided the required guidance or certainty; and

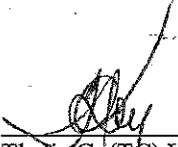
**WHEREAS**, these trust fund dollars should be used as intended: to subsidize the costs for municipalities in meeting their affordable housing obligations while assuring that these costs do not fall to local taxpayers; and

**WHEREAS**, forfeiture of these dollars, estimated by some to be as much as \$200 million, would displace this financial obligation to the taxpayers in these communities; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of The Township of Galloway urges our State Legislators to **support and approve A-2717**, which will provide a four-year extension for municipalities to commit the municipal housing trust fund dollars; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the sponsor of A-2717, Assemblyman Anthony Bucco, Senator Christopher Connors, Assemblyman Brian Rumpf and Assemblyperson Dianne Gove, members of the Assembly Housing and Local Government Committee, the New Jersey State League of Municipalities and the Office of the Governor.

Certified to be a true copy of a Resolution adopted by the Mayor and Council for the Township of Galloway, County of Atlantic and State of New Jersey, on the 10<sup>th</sup> day of April, 2012.

  
 Thalia C. (TC) Kay, RMC  
 Acting Deputy Township Clerk

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Bassford	1	✓			
Coppola		✓			
Gorman	2	✓			
Kleiner					✓
Tyrrell		✓			
Ullman		✓			
Purdy		✓			

**DISTRIBUTION LIST FOR RESOLUTIONS SUPPORTING A-2717**

The Hon. Christopher J. Connors  
Senator, District 9  
620 West Lacey Road  
Forked River, New Jersey 08731  
Phone (609) 693-6700  
Fax (609) 693-2469

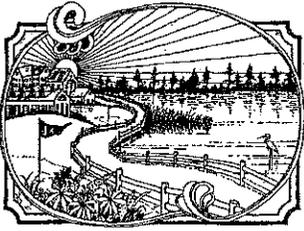
The Hon. DiAnne C. Gove  
Assemblywoman, District 9  
620 West Lacey Road  
Forked River, New Jersey 08731  
Phone (609) 693-6700  
Fax (609) 693-2469

The Hon. Brian E. Rumpf  
Assemblyman, District 9  
620 West Lacey Road  
Forked River, New Jersey 08731  
Phone (609) 693-6700  
Fax (609) 693-2469

- 
1. The Hon. Anthony Bucco,  
Assemblyman, District 25  
1040 Route 10 West, Suite 140  
Randolph, NJ 07869  
[AsmBucco@njleg.org](mailto:AsmBucco@njleg.org)
  2. The Hon. Jerry Green  
Chair, Assembly Housing and Local Government Committee  
Assemblyman, District 22  
17 Watchung Ave  
Plainfield, NJ 07060  
[AsmGreen@njleg.org](mailto:AsmGreen@njleg.org)
  3. The Hon. Mila Jasey,  
Vice Chair, Assembly Housing and Local Government Committee  
Assemblywoman, District 27  
511 Valley St.  
Maplewood, NJ 07040  
[AswJasey@njleg.org](mailto:AswJasey@njleg.org)
  4. The Hon. Michael Patrick Carroll,  
Assemblyman, District 25  
146 Speedwell Ave.  
Morris Plains, NJ 07950

[AsmCarroll@njleg.org](mailto:AsmCarroll@njleg.org)

5. The Hon. Robert Clifton  
Assemblyman, District 12  
516 Route 33 West, Bldg. 2, Suite 2  
Old Bridge, NJ 08857  
[AsmCarroll@njleg.org](mailto:AsmCarroll@njleg.org)
  
6. The Hon. Angelica M. Jimenez  
Assemblywoman, District 32  
5600 Kennedy Blvd., Suite 104  
West New York, NJ 07093  
[AswJimenez@njleg.org](mailto:AswJimenez@njleg.org)
  
7. The Hon. Annette Quijano  
Assemblywoman, District 20  
985 Stuyvesant Ave  
Union, NJ 07083  
[AswQuijano@njleg.org](mailto:AswQuijano@njleg.org)
  
8. NJ League of Municipalities  
222 West State Street  
Trenton, NJ 08648  
[Admin@njlsom.com](mailto:Admin@njlsom.com)
  
9. The Hon. Chris Christie  
Governor, State of New Jersey  
Office of the Governor  
PO Box 001  
Trenton, NJ 08625



DEPARTMENT OF COMMUNITY DEVELOPMENT  
PLANNING BOARD      ZONING BOARD OF ADJUSTMENT

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300 E. JIMMIE LEEDS ROAD, GALLOWAY, NJ 08205  
(609) 652-3700 EXT. 246    FAX: (609) 652-5259

Tiffany A. CuvIELLO, PP, AICP  
PLANNER

**MEETING DATE:**                      April 10, 2012

**AGENDA ITEM COMMENTARY**

**TITLE:**                      **RESOLUTION SUPPORTING A-2717** - Extending the time period for municipalities to commit to expend collected development fees and payments-in-lieu of constructing affordable units

**STAFF SOURCE:**            Tiffany A. CuvIELLO, PP, AICP, Township Planner

**DISCUSSION:** The purpose of the resolution is to support legislation that would further extend the time period a municipality must commit to expending the collected development fees in the Affordable Housing Trust Fund by an additional 4 years. This legislation is proposed in light of the current uncertainty in the Affordable Housing Regulations which makes it difficult for a municipality to be sure the expenditure of the funds would credit affordable housing opportunities that would meet the requirements for affordable units.

**RECOMMENDATIONS:**      Adopt the Resolution.

RESOLUTION NO. 129 OF 2012

**A RESOLUTION AUTHORIZING THE PURCHASE OF THE PROPRIETARY SOFTWARE INTERFACE WITH NEW WORLD SYSTEMS, FOR APS E-TICKETING AND SAGEM MORPHO LIVESCAN SYSTEM AND THE ARC GIS-MSP UPGRADE CURRENTLY UTILIZED BY THE TOWNSHIP, FOR THE POLICE DEPARTMENT, IN THE AMOUNT OF \$38,500.00**

**BE IT RESOLVED** by the Municipal Council of the Township of Galloway, County of Atlantic and State of New Jersey as follows:

1. Pursuant to N.J.S.A. 40A:11-5(1)(dd), the agreement for the payment to New World Systems for the Proprietary Software, Maintenance and Support for APS E-Ticketing interface and Sagem Morpho Livecan interface, ARC GIS-MSP Upgrade currently utilized by the Township for the Department of Police, for Calendar Year 2012, is approved,;

Contract Awarded to:           New World Systems  
   888 W. Big Beaver  
   Troy MI 48084

Maximum Amount:               \$38,500.00

**BE IT FURTHER RESOLVED** that the funds necessary to pay this bid shall be appropriated from the 2011 Capitol Fund.

Certified to be a true copy of a Resolution adopted by the Municipal Council for the Township of Galloway, County of Atlantic and State of New Jersey, on the 10th day of April, 2012.

TOWNSHIP OF GALLOWAY



Thalia C. (TC) Kay, RMC  
Acting Deputy Township Clerk

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Bassford	1	✓			
Coppola		✓			
Gorman		✓			
Kleiner					✓
Tvrrell		✓			
lman	2	✓			
rdy		✓			

**MEETING DATE: April 10,2012**

**AGENDA ITEM COMMENTARY**

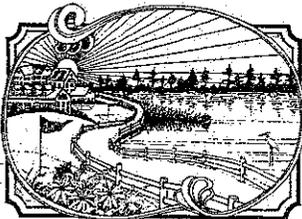
**TITLE:** Resolution to purchase proprietary software for Eticketing, Livescan and ARC GIS-MSP

**STAFF SOURCE:** Chief Patrick S. Moran

**DISCUSSION:** The software is necessary to have the Eticketing and Livescan interface with the CAD system and to upgrade the ARC GIS-MSP

**EXHIBITS:** Resolution

**RECOMMENDATIONS:** Pass the Resolution



TOWNSHIP OF GALLOWAY  
OFFICE OF THE CHIEF FINANCIAL OFFICER

300 E. JIMMIE LEEDS ROAD, GALLOWAY, NJ 08205  
(609) 652-3700 EXT. 258 FAX: (609) 652-5280

**Marilyn Dolcy**  
CHIEF FINANCIAL OFFICER

April 10, 2012

CERTIFICATION OF AVAILABILITY OF FUNDS

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-14.5, and any other applicable requirement, I, Marilyn Dolcy, Chief Financial Officer of the Township of Galloway, have ascertained that there will be available sufficient uncommitted funds in the General Capital Fund to authorize: award of contract to New World Systems for Proprietary Software Maintenance and Support for APS E-Ticketing interface and Sagem Morpho Lican interface, ARC GIS-MSP Upgrade currently utilized by the Township, for the Department of Police, in the amount of: \$38,500.00 for 2012.

Funds are therefore being made available and certified against:  
Current Fund #1-01-25-240-221-231

  
Chief Financial Officer

**Resolution No. 130-2012**

**A Resolution of the Township of Galloway Releasing a Maintenance Guarantee to Parkview Professional Plaza**

**WHEREAS**, Parkview Professional Plaza has properly maintained site improvements for this project in the Township of Galloway; and

**WHEREAS**, the Maintenance Guarantee should be released in the amount of \$37,012.86; and

**WHEREAS**, Polistina Associates, LLC Engineers & Planners have completed final inspection services for the site plan and recommend the release of the Maintenance Guarantee, although release of any remaining inspection escrow is not recommended until payment of final billing has occurred; and

**WHEREAS**, Dixon Associates Engineering, LLC have also performed an inspection and have no objection to the release of the Maintenance Guarantee;

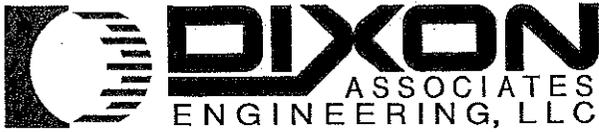
**NOW THEREFORE BE IT RESOLVED**, by the Municipal Council for the Township of Galloway, County of Atlantic and State of New Jersey that the Maintenance Guarantee be released.

Certified to be a true resolution adopted by the Municipal Council for the Township of Galloway, County of Atlantic and State of New Jersey, on the 10th day of April, 2012.

TOWNSHIP OF GALLOWAY

  
 \_\_\_\_\_  
 Thalia C. (TC) Kay, RMC  
 Acting Deputy Township Clerk

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Bassford	1	✓			
Coppola		✓			
Gorman		✓			
Kleiner		aw			
Tyrrell		✓			
Ullman	2	✓			
Purdy		✓			



313 E. JIM LEEDS ROAD  
SUITE 200  
GALLOWAY, NJ 08205

(609) 652-7131  
FAX (609) 652-2613  
WWW.DIXONASSOCIATES.COM

130-12<sup>483</sup>

RECEIVED

MAR 29 2012

GALLOWAY TWP.  
MANAGER'S OFFICE

March 29, 2012

Thalia C. (TC) Kay, RMC  
Acting Deputy Township Clerk  
Galloway Township  
300 E. Jimmie Leeds Road  
Galloway, NJ 08205

**RE: Parkview Plaza**  
**Applicant: Joseph Rossetti**  
**Maintenance Guarantee Release**  
**Block 1103, Lots 9 & 10**  
**Galloway Township Application No. ZB 19-06**  
**Dixon Associates Project No. GT05114**

Dear Ms. Kay:

In accordance with the Township's request, we have reviewed the status of the Maintenance Guarantee for the referenced project. We have also performed an inspection of the on site improvements for this project. Based on our observations, the on site improvements have been maintained.

We have no objection to Galloway Township releasing the Maintenance Guarantee, which we understand is in the amount of \$37,650.00

Should you have any questions concerning this recommendation, please contact this office.

Sincerely,  
Dixon Associates Engineering, LLC

Daniel J. Galletta, PLS, PP, IFAS  
Project Manager

C: Mayor and Township Council  
Arch Liston, Township Manager  
Kevin McDowell, Director of Public Works  
Pamela Alleyne, Planning Board Administrator  
Joseph Rossetti, Applicant.

Vincent J. Polistina, PE, PP, CME  
 Craig R. Hurless, PE, PP, CME

**POLISTINA**  
 Associates, LLC  
 Engineers & Planners

Civil / Municipal Engineering  
 Site Plan and Subdivision Design  
 Surveying  
 Land Use Planning  
 Water and Wastewater Design  
 Environmental Consulting  
 Inspection / Construction Management

115

RECEIVED

FEB 27 2012

TOWNSHIP CLERK

February 24, 2012

Ms. Leticia M. Loeser  
 Acting Township Clerk  
 Township of Galloway  
 300 E. Jimmie Leeds Road  
 Galloway, NJ 08205

**RE: Maintenance Guarantee Release  
 Parkview Professional Plaza  
 662 New York Avenue  
 Block 1103, Lot(s) 9 & 10  
 PA No. 5600.19**

Dear Ms. Loeser

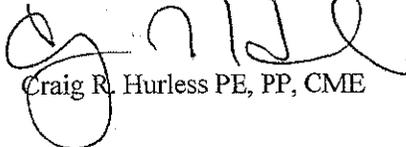
As per the developer's request, Polistina & Associates (PA) has completed final inspection services for the above referenced site plan application on February 24, 2012 to verify the condition of the site improvements to recommend a release of the Maintenance Guarantee in the amount of \$37,012.86. All outstanding punchlist items have been addressed. The maintenance guarantee is recommended to be released subject to the following:

- Release of any remaining inspection escrow is not recommended until payment of final billing has occurred.

If you should have any questions or require additional information, please feel free to call.

Very truly yours,

POLISTINA & ASSOCIATES

  
 Craig R. Hurless PE, PP, CME

cc: Arch Liston, Acting Township Manager  
 Pamela Alleyne, Planning Board Administrator  
 Tiffany Cuvillo, Township Planner  
 CASABA Real Estate Holding Corporation  
 Karen Farrell, Cape Bank

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