

RESOLUTION NO. 19-183
MEETING DATE: 08-21-19

**RESOLUTION AUTHORIZING THE HOLDING OF AN EXECUTIVE SESSION, AT
WHICH THE PUBLIC SHALL BE EXCLUDED**

C/Kuczinski offered the following Resolution and moved its adoption, which was second by **DM/Grbelja**.

WHEREAS, N.J.S.A. 10:4-13 of the Open Public Meetings Act permits the exclusion of the public from meetings of public bodies in certain circumstances which are set forth in N.J.S.A. 10:4-12(b); and

WHEREAS, the Township Committee of the Township of Millstone is of the opinion that such circumstances presently exist.

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

1. The public shall be excluded for the discussion of any action upon the here in after specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 1. Personnel
 2. COAH
 3. Items Falling Under Attorney/Client Privilege

It is anticipated at this time that the above stated subject matter will be made public in approximately six months or at such time as any litigation discussed is resolved.

3. This Resolution shall take effect immediately.

ROLL CALL:

AYES: C/Dorfman, C/Ferro, DM/Grbelja, C/Kuczinski, M/Masci
NAYS: None
ABSTAIN: None
ABSENT: None

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Township Committee of the Township of Millstone on August 21, 2019.

Kathleen Hart, RMC
Deputy Municipal Clerk

RESOLUTION NO.19-184

SCHEDULE 19-08-B S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO
THE TOWNSHIP COMMITTEE AT A MEETING
HELD ON August 21, 2019

SEE SCHEDULE 19-08-B ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 19-08-B attached.

Fiore Masci, Mayor

Nancy Grbelja, Deputy Mayor

Gary Dorfman, Committeeman

Albert Ferro, Committeeman

Michael Kuczinski, Committeeman

Attest: _____
Kathleen Hart
Deputy Municipal Clerk

TOWNSHIP OF MILLSTONE
RESOLUTION NO. 19-184
August 21, 2019

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 19-08-B, August 21, 2019, Consolidated Bill List, and the vouchers listed below as Schedule 19-08-B S, Supplement to Consolidated Bill List, as presented by the Township Treasurer, Amanda Salerno, to be paid from existing appropriations.

CURRENT FUND

TOTAL CURRENT FUND: \$ 137,268.20

SCHEDULE 19-08-B S

PAYROLL FUND

TOTAL PAYROLL TRUST FUND \$ 4,947.55

GENERAL CAPITAL FUND

TOTAL GENERAL CAPITAL FUND \$ 1,454.23

GRANT FUND

TOTAL GRANT FUND \$ 3,909.23

RESERVE TRUST FUND

TOTAL RESERVE TRUST FUND \$ 926.16

BASIN MAINTENANCE TRUST

TOTAL BASIN MAINTENANCE TRUST \$ 0.00

SHADE TREE TRUST

TOTAL SHADE TREE TRUST \$ 0.00

COAH TRUST FUND

TOTAL COAH TRUST FUND \$ 1,827.57

OPEN SPACE FARMLAND TRUST FUND

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 2,145.90

MUNICIPAL DRUG ALLIANCE FUND

TOTAL MUNICIPAL DRUG ALLIANCE FUND \$ 0.00

VET MEMORIAL FUND

TOTAL VET MEMORIAL FUND \$ 0.00

RECREATION TRUST FUND (DEDICATION BY RIDER)

TOTAL RECREATION TRUST FUND \$ 12,014.22

ANIMAL TRUST FUND

TOTAL DOG TRUST FUND \$ 391.55

TOTAL FOR ALL FUNDS \$ 164,884.61

ESCROW

DEVELOPERS ESCROW ACCOUNT UNDER \$5,000

TOTAL DEVELOPERS ESCROW UNDER \$5,000 \$ 0.00

DEVELOPERS ESCROW ACCOUNT OVER \$5,000

TOTAL DEVELOPERS ESCROW OVER \$5,000 \$ 0.00

TOTAL FOR ESCROW \$ 0.00

RESOLUTION WAS OFFERED BY COMMITTEEPERSON KUCZINSKI
AND MOVED ITS ADOPTION;
MOTION WAS SECOND BY COMMITTEEPERSON GRBELJA
RESOLUTION WAS ADOPTED ON THE FOLLOWING ROLL CALL VOTES:

AYES: C/KUCZINSKI, C/DORFMAN, C/FERRO, DM/GRBELJA, M/MASCI

NAYS: NONE

ABSTAIN: NONE

ABSENT: NONE

**RESOLUTION NO. 19-185
MEETING DATE: 08-21-19**

**RESOLUTION AUTHORIZING AN OPEN PUBLIC RECORDS SEARCH SYSTEM –
RECORDS INFORMATION MANAGEMENT SHARED SERVICES AGREEMENT WITH THE
COUNTY OF MONMOUTH**

C/Kuczinski offered the following Resolution and moved its adoption which was second by **C/Grbelja**.

WHEREAS, under the New Jersey Uniform Shared Services and Consolidation Act, namely C. 40A:65-1, *et seq.*, local units, such as the County of Monmouth and Millstone Township, may enter into shared services agreements with each other; and

WHEREAS, the County of Monmouth has entered into an agreement with Sunrise Systems, Inc. (“Sunrise”), whereby the County is licensed to access and use Sunrise’s web-based system known as the Open Public Records Search System – Records Information Management (“OPRS-RIM”); and

WHEREAS, under the terms of its agreement with Sunrise, the County of Monmouth may sublicense access and use of OPRS-RIM to municipalities within Monmouth County; and

WHEREAS, the County of Monmouth, has offered to enter into a shared services agreement with Millstone Township, whereby Millstone Township will be authorized as a sublicensee to access and use OPRS-RIM; and

WHEREAS, a copy of the agreement is attached to this resolution; and

WHEREAS, the OPRS-RIM provides for the Inventory Management, Retention Management, and Disposition Management of official records and includes an imaging module that permits the scanning of paper records into TIFF images, which may be stored long-term, searched and retrieved electronically.

NOW, THEREFORE, BE IT RESOLVED by the governing body of Millstone Township that the Business Administrator and Deputy Municipal Clerk be and they are hereby authorized to enter into the proposed OPRS-RIM shared services agreement with the County of Monmouth.

BE IT RESOLVED the Chief Financial Officer shall file a certification of available funds, identifying the budget line item(s) and amount(s) certified.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be provided by the Deputy Township Clerk to the Monmouth County Purchasing Department, Municipal Chief Financial Officer and Municipal Purchasing Agent.

ROLL CALL:

AYES: C/Kuczinski, C/Dorfman, C/Ferro, DM/Grbelja, M/Masci
NAYS: None
ABSTAIN: None
ABSENT: None

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of August 21, 2019.

Kathleen Hart, RMC
Deputy Municipal Clerk

RESOLUTION NO. 19-186
MEETING DATE: 08-21-19

**RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER'S
AGREEMENT FOR 106 TRENTON MILLSTONE, LLC,
BLOCK 53, LOTS 4.04, 4.07 AND 4.09, SITE PLAN NO. PB17-10**

C/**Kuczinski** offered the following Resolution and moved its adoption which was seconded by C/**Grbelja**.

WHEREAS, on July 11, 2018, 106 Trenton-Lakewood Road, LLC received site plan approval from the Millstone Township Planning Board for Block 53, Lots 4.01 and 4.03, located at 2 Wren Haven Drive, Lots 4.04 and 4.05 located at 5 Wren Haven Drive, and Lots 4.06 and 4.07, located at 1 Wren Haven Drive, bearing application No.PB17-10; and

WHEREAS, subsequent to granting approval, the lots were consolidated and are now known as Lots 4.04, 4.07 and 4.09; and

WHEREAS, Block 53, Lots 4.04, 4.07 and 4.09 were sold to 106 Trenton Millstone, LLC which is the current owner and Developer; and

WHEREAS, in accordance with its Planning Board approval, the Developer is required to enter into a Developer's Agreement with the Township of Millstone; and

WHEREAS, the Township Attorney has prepared a Developer's Agreement for this site plan.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Millstone that the Mayor is hereby authorized to execute and the Township Clerk to attest the Developer's Agreement between the Township of Millstone and the Developer in accordance with the approval granted by the Millstone Township Planning Board.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be provided by the Township Clerk to each of the following: Township Engineer, Township Attorney, Township Planning Board, Township Construction Official and the Developer.

ROLL CALL:

AYES: C/Kuczinski, C/Dorfman, C/Ferro, DM/Grbelja, M/Masci
NAYS: None
ABSTAIN: None
ABSENT: None

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its regular meeting of August 21, 2019.

KATHLEEN HART, RMC
Deputy Township Clerk

**RESOLUTION NO. 19-187
MEETING DATE: 08-21-19**

RESOLUTION APPOINTING BUILDING SUBCODE OFFICIAL

C/Kuczinski offered the following Resolution and moved its adoption, which was second by **C/Grbelja**:

BE IT RESOLVED by the Township Committee of the Township of Millstone that Kevin Holman is hereby appointed Building Sub-Code Official for a four year term commencing August 26, 2019 and ending August 26, 2023 at a salary of \$3,951.00 for the Township of Millstone.

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Deputy Municipal Clerk to be a true copy shall be forwarded to each of the following:

- (1) New Jersey Department of Community Affairs
- (2) Kevin Holman – Building Sub-Code Official
- (3) Construction Code Official
- (3) Annette Murphy - Township's Chief Financial Officer
- (4) Roger K. Staib – Business Administrator

ROLL CALL:

AYES: C/Kuczinski, C/Dorfman, C/Ferro, DM/Grbelja, M/Masci
NAYS: None
ABSENT: None
ABSTAIN: None

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of August 21, 2019.

Kathleen Hart, RMC
Deputy Municipal Clerk

RESOLUTION NO. 19-188
MEETING DATE: 08-21-19

RESOLUTION APPOINTING BUILDING INSPECTOR

C/Kuczinski offered the following Resolution and moved its adoption, which was second by **C/Grbelja**:

WHEREAS, there is an opening within the Construction Department for an Building Inspector of the Township; and

WHEREAS, the Township Committee has reviewed the position for which appointment is necessary.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Millstone that Kevin Holman is hereby appointed Building Inspector at a salary of \$23,349.00, term expires December 31, 2019.

BE IT FURTHER RESOLVED that the appointment made hereby is effective August 26, 2019.

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Deputy Municipal Clerk to be a true copy shall be forwarded to each of the following:

- (1) Kevin Holman – Building Inspector
- (2) Construction Code Official
- (3) Annette Murphy - Township's Chief Financial Officer
- (4) Roger K. Staib – Business Administrator

ROLL CALL:

AYES: C/Kuczinski, C/Dorfman, C/Ferro, DM/Grbelja, M/Masci

NAYS: None

ABSENT: None

ABSTAIN: None

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of August 21, 2019.

Kathleen Hart, RMC
Deputy Municipal Clerk

RESOLUTION NO. 19-189
MEETING DATE: 8-21-19

RESOLUTION ADOPTING CASH MANAGEMENT PLAN

C/Kuczinski offered the following Resolution and moved its adoption, which was second by **C/Grbelja**.

WHEREAS, it is the desire of the Township of Millstone to establish and maintain a uniform and documented cash management plan regarding the use and investment of its cash assets; and

WHEREAS, the Chief Financial Officer has developed an initial plan for the management of cash; and

WHEREAS, the Chief Financial Officer has revised the authorized signers due to staffing changes, effective September 1, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Township of Millstone hereby adopts said cash management plan and that said plan be implemented effective September 1, 2019.

BE IT FURTHER RESOLVED, that the Millstone Deputy Township Clerk forward certified copies of this resolution together with a copy of the plan to all department heads and to any committees or commissions that are recipients of municipal funds.

ROLL CALL:

AYES: C/Kuczinski, C/Dorfman, C/Ferro, DM/Grbelja, M/Masci
NAYS: None
ABSTAIN: None
ABSENT: None

I HEREBY CERTIFY the foregoing to be a true copy of a Resolution adopted by the Millstone Township Committee at its meeting of August 21, 2019.

Kathleen Hart, RMC
Deputy Township Clerk

RESOLUTION NO. 19-190
MEETING DATE: 08-21-19

**RESOLUTION AUTHORIZING AGREEMENT TO RESOLVE ISSUES CONCERNING
THE TOWNSHIP'S AFFORDABLE HOUSING FAIR SHARE OBLIGATIONS**

M/Masci offered the following Resolution and moved its adoption which was seconded by **DM/Grbelja**.

WHEREAS, pursuant to State regulation and case law, the Township filed litigation on July 2, 2015 seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan (hereinafter "Fair Share Plan") satisfies its fair share of the regional need for low and moderate income housing pursuant to the Mount Laurel Doctrine; and

WHEREAS, the Trial Court appointed a "Special Master" in the litigation, as is customary in Mount Laurel matters; and

WHEREAS, with the Special Master's assistance, the Township and the other parties to the litigation (collectively, the "Parties") have engaged in good faith negotiations and have reached an amicable accord on the various substantive provisions, terms and conditions of the Township's Fair Share Plan; and

WHEREAS, through that process the Parties agreed to settle the litigation and present that settlement to the Trial Court recognizing that the settlement of Mount Laurel litigation is favored because it avoids delays and the expense of trial and results more quickly in the construction of homes for lower income households; and

WHEREAS, because the Township's fair share obligations have yet to be definitively determined by a court, it is appropriate for the Parties to arrive at a settlement regarding the Township's affordable housing obligation need instead of doing so through the adjudication process; and

WHEREAS, an Agreement entitled "Agreement to Resolve Issues Between the Township of Millstone, Fair Share Housing Center and Showplace Farms, LLC Concerning the Township's Mount Laurel Fair Share Obligations and the Means by Which the Township Shall

Satisfy Same” (hereinafter the “Agreement”) sets forth the terms of the settlement referenced above.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Committee of the Township of Millstone hereby approve of the Agreement.

BE IT RESOLVED that the Mayor and Deputy Township Clerk are hereby authorized to execute the Agreement on behalf of the Township and that the Township representatives are hereby authorized to take such further action as is necessary to comply with the terms of the Agreement.

BE IT FURTHER RESOLVED that a copy of the Agreement be made available for inspection and review by any interested person in the office of the Township Clerk during regular business hours.

BE IT FURTHER RESOLVED that a copy of this Resolution, certified by the Deputy Township Clerk to be a true copy be forwarded to the following:

- (a) Michael Steib, Esq., Millstone Township Special Counsel.
- (b) Michael P. Bolan, P.P., A.I.C.P., court appointed Special Master.
- (c) Kevin D. Walsh, Esq., attorney for Fair Share Housing Center.
- (d) Richard J. Hoff, Jr., Esq., attorney for Showplace Farms, LLC.

ROLL CALL:

AYES: C/Dorfman, C/Kuczinski, DM/Grbelja, M/Masci

NAYS: None

ABSTAIN: C/Ferro

ABSENT: None

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of August 21, 2019.

KATHLEEN HART, RMC
Deputy Township Clerk