

RESOLUTION NO. 21-130
MEETING DATE: 06-16-2021

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

C/Morris 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. 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/Ferro, DM/Grbelja, C/McLaughlin, C/Morris, M/Dorfman
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 June 16, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 21-131
MEETING DATE: 06-16-2021

**GREEN ACRES ENABLING RESOLUTION TO THE STATE OF NEW JERSEY,
DEPARTMENT OF ENVIRONMENTAL PROTECTION, GREEN ACRES PROGRAM**

DM/Grbelja offered the following resolution and moved its adoption, which was second by C/McLaughlin.

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition, development, and stewardship of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Millstone desires to further the public interest by obtaining funding in the amount of \$108,330.00 from the State to fund the following project(s): Barnegat Bay Stewardship Project which seeks to provide a unique environmental education and passive recreation opportunity for its residents at a cost of \$216,660.00;

NOW, THEREFORE, the governing body resolves that Gary Dorfman or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above-named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above-named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Township Committee of the Township of Millstone

1. That the Mayor of the above named body is hereby authorized to execute an agreement and any amendment thereto with the State known as Barnegat Bay Stewardship Project;
2. That the applicant has its matching share of the project, if a match is required, in the amount of \$108,330.00;
3. That, in the event the State’s funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and

5. That this resolution shall take effect immediately.

ROLL CALL:

AYES: C/McLaughlin, C/Morris, C/Ferro, DM/Grbelja, M/Dorfman

NAYS: None

ABSTAIN: None

ABSENT: None

Certification

I, Kathleen Hart do hereby certify that the foregoing is a true copy of a resolution adopted by Township Committee at a meeting held on the 16th day of June, 2021.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 16th day of June, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO.: 21-132

SCHEDULE 21-06 B S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO
THE TOWNSHIP COMMITTEE AT A MEETING
HELD ON June 16, 2021

SEE SCHEDULE 21-06B ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 21-06B attached.

Gary Dorfman, Mayor

Nancy Grbelja, Deputy Mayor

Albert Ferro, Committeeman

Michael McLaughlin, Committeeman

Chris Morris, Committeeman

Attest: _____
Kathleen Hart
Municipal Clerk

**TOWNSHIP OF MILLSTONE
RESOLUTION NO. 21-132
June 16, 2021**

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 21-06B, June 16, 2021, Consolidated Bill List, and the vouchers listed below as Schedule 21-06B 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: \$ 1,451,736.09

SCHEDULE 21-06B S

PAYROLL FUND

TOTAL PAYROLL TRUST FUND \$ 8,252.34

GENERAL CAPITAL FUND

TOTAL GENERAL CAPITAL FUND \$ 0.00

GRANT FUND

TOTAL GRANT FUND \$ 1,400.34

RESERVE TRUST FUND

TOTAL RESERVE TRUST FUND \$ 2,248.94

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 \$ 6,400.00

OPEN SPACE FARMLAND TRUST FUND

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 0.00

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 \$ 7,304.06

ANIMAL TRUST FUND

TOTAL DOG TRUST FUND \$ 219.52

TOTAL FOR ALL FUNDS \$ 1,477,561.29

ESCROW

DEVELOPERS ESCROW ACCOUNT UNDER \$5,000

TOTAL DEVELOPERS ESCROW UNDER \$5,000 \$ 1,562.40

DEVELOPERS ESCROW ACCOUNT OVER \$5,000

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

TOTAL FOR ESCROW \$ 1,562.40

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

AYES: C/MORRIS, C/FERRO, DM/GRBELJA, C/MCLAUGHLIN, M/DORFMAN

NAYS: NONE

ABSTAIN: NONE

ABSENT: NONE

RESOLUTION NO. 21-133
MEETING DATE: 06-16-2021

RESOLUTION AUTHORIZING THE RENEWAL OF ALCOHOL BEVERAGE 2021-2022 LICENSE FOR THE MILLSTONE TOWNSHIP ELKS NO. 2613 LICENSE NO. 1332-31-005-002

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

WHEREAS, the Millstone Elks, B.P.O.E. No. 2613 has complied with all requirements of Statue, Regulation and Municipal Ordinance to be issued a renewal for its Club Liquor License; and

WHEREAS, the Municipal filing fee of \$125.00 has been received by the Municipal Clerk and no objections have been made to the renewal of said licenses; and

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Millstone, County of Monmouth and State of New Jersey as follows:

1. It hereby renews the Club Liquor license for the 2021-2022 period for July 1, 2021 to June 30, 2022.
2. A certified copy of this Resolution shall be provided by the Municipal Clerk to each of the following:
 - a. Division of Alcoholic Beverage Control, CN 087, Trenton, NJ 08625
 - b. Millstone Township Elks, P.B.O.E.

ROLL CALL:

AYES: **C/Morris, C/Ferro, DM/Grbelja, C/McLaughlin, M/Dorfman**

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 at its regular meeting held on June 16, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 21-134
MEETING DATE: 06-16-2021

RESOLUTION AUTHORIZING THE RENEWAL OF ALCOHOL BEVERAGE 2021-2022 LICENSE FOR DOMAL RESTAURANT CORP., T/A TOMMY'S INN AT MILLSTONE LICENSE NO. 1332-33-003-010

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

WHEREAS, application for renewal of Domal Restaurant Corp., T/A Tommy's Inn at Millstone for the 2021-2022 Alcoholic Beverage License has been filed with the Municipal Clerk prior to the commencement of the new license term which is sought; and

WHEREAS, Notices of the application for renewal of Municipal Licenses, other than Seasonal Retail Consumption Licenses, issued by Municipal Issuing Authorities are not required to advertise Notice of Application. In lieu thereof, the director shall cause a General Notice of Application to be published once a week, from the week of April 1, through the week of June 1, in a newspaper printed in the English language and published and circulated in the Counties in which the premises of the application for such renewals are located; and

WHEREAS, the Municipal fee of \$2,500.00 has been received by the Municipal Clerk and no objections have been made to the renewal of said licenses; and

WHEREAS, said application is complete and in reliance upon the information contained therein.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Millstone, in the County of Monmouth, State of New Jersey, that the application of the below listed party be and is hereby approved for renewal of their Alcoholic Beverage License for the term year.

PLENARY RETAIL CONSUMPTION LICENSE NO. 1332-33-003-010 TO DOMAL RESTAURANT CORP. , T/A TOMMY'S INN AT MILLSTONE, LOCATED AT 560 MONMOUTH ROAD, MILLSTONE TOWNSHIP, NJ 08510. EFFECTIVE DATE OF NEW LICENSE TERM, JULY 1, 2021 TO JUNE 30, 2022. FEE PAID \$2,500.

BE IT FURTHER RESOLVED, that a copy of this Resolution, certified by the Municipal Clerk to be a true copy be forwarded to the Division of Alcoholic Beverage, CN 087, Trenton, N.J. 08625-0087 and to the applicant.

ROLL CALL:

AYES: C/Morris, C/Ferro, DM/Grbelja, C/McLaughlin, M/Dorfman

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 June 16, 2021.

Kathleen Hart, RMC
Municipal Clerk

**RESOLUTION NO.: 21-135
MEETING DATE: 06-16-2021**

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 1
RE: MILLSTONE PARK IMPROVEMENTS, PHASE 2B METAL STORAGE
BUILDING**

C/McLaughlin offered the following Resolution and moved its adoption, which was seconded by **C/Ferro**.

WHEREAS, the Township entered into a contract with JNP Excavating, LLC in the amount of \$368,500.00 for a project known as “Millstone Park Improvements, Phase 2B Metal Storage Building”; and

WHEREAS, the JCP&L and Township required a new underground electrical service and a spare conduit to the building as noted on the attached Final Change Order and Supplemental Agreement No. 1; and

WHEREAS, the new changes have resulted in an increase in the amount of \$20,000.00 as detailed on the attached Change Order & Supplemental Agreement No. 1; and

WHEREAS, the final contract amount is now \$388,500.00.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Millstone that the Final Change Order No. 1, resulting in a increase in the contract in the amount of \$20,000.00 is hereby approved and the Mayor, Township Administrator or Clerk are hereby authorized to execute said Change Order.

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

- a. Township Engineer
- b. JNP Excavating, LLC
- c. Township Attorney
- d. Township Administrator
- e. Township Treasurer

ROLL CALL:

AYES: C/Morris, C/Ferro, DM/Grbelja, C/McLaughlin, M/Dorfman

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 June 16, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 21-136
MEETING DATE: 06-16-2021

**RESOLUTION AWARDING PROFESSIONAL SERVICE CONTRACT FOR
ENVIRONMENTAL CONSULTING SERVICES TO MARATHON ENGINEERING &
ENVIRONMENTAL SERVICES**

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

WHEREAS, the Township of Millstone has the need to enter into a professional service contract with Marathon Engineering & Environmental Services who will provide environmental consulting services for the proposed wastewater disposal system at Block 57.01, Lot 21.02; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq) exempts professional services from public advertising for bids which may be awarded by resolution of the Governing Body; and

WHEREAS, Marathon Engineering & Environmental Services, 553 Beckett Road, Suite 608, Swedesboro, NJ 08085 has already completed and submitted a Business Entity Disclosure Certification which certifies that the Firm and its members and employees have not made any reportable contributions to a political or candidate committee in the Township of Millstone in the previous one year, and that the contract will prohibit the Firm from making any reportable contributions through the term of the contract.

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

1. The Mayor or Township Administrator of the Township of Millstone is hereby directed to execute and deliver a professional service contract for a term of one year commencing June 16, 2021, as follows:

Description of Professional Service:	Environmental Consulting Services for the proposed wastewater disposal system for Block 57.01, Lot 21.02 as described on attached proposal dated May 23, 2019, Revised June 1, 2021
Name of Professional:	Marathon Engineering & Environmental Services
Cost:	\$72,975.00

2. Funds are available for this purpose and the required certificate of availability of funds issued by the Township's Chief Financial Officer is annexed hereto.
3. A brief notice shall be published once, forthwith, by the Township Clerk in an official newspaper stating the nature, duration, service, and the amount of the contract and

that this resolution and the contract are on file and available for public inspection in the Clerk's Office.

ROLL CALL:

AYES: C/Morris, C/Ferro, DM/Grbelja, C/McLaughlin, M/Dorfman
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 June 16, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 21-137
MEETING DATE: 06-16-2021

RESOLUTION APPOINTING SEASONAL CLEAN COMMUNITIES EMPLOYEE –
DAVID FISCHER

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

WHEREAS, Millstone Township’s Clean Communities Program allows for the hiring of seasonal employees;

WHEREAS, the Administrator, the Clean Communities Coordinator and the DPW Coordinator are in agreement that David Fischer be offered this seasonal position at a rate of \$14.00 an hour for a maximum of 26.5 hour work week.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Millstone that David Fischer is appointed as a Seasonal Clean Communities Employee effective June 17, 2021.

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

- (1) Jason Borsuk, Clean Communities Coordinator
- (2) Dan Specht, DPW Coordinator
- (3) Kevin Abernethy – Township Administrator/CFO
- (4) Amanda Salerno, Treasurer
- (5) David Fischer

ROLL CALL:

AYES: C/Morris, C/Ferro, DM/Grbelja, C/McLaughlin, M/Dorfman

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 June 16, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 21-138
MEETING DATE: 06-16-2021

**RESOLUTION AUTHORIZING THE SETTLEMENT AGREEMENT AND RELEASE
BETWEEN THE TOWNSHIP OF MILLSTONE AND KENNETH PRICE**

C/McLaughlin offered the following resolution and moved its adoption, which was second by **C/Ferro**.

BE IT RESOLVED by the Township Committee of the Township of Millstone that the attached Settlement Agreement and Release is hereby approved and the Township Administrator and Municipal Clerk are hereby authorized to execute said Agreement.

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

- a. Kenneth Price
- b. CWA Local 1075
- c. Township Administrator
- d. Township Attorney
- e. Township Treasurer

ROLL CALL:

AYES: C/Morris, C/Ferro, DM/Grbelja, C/McLaughlin, M/Dorfman
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 June 16, 2021.

Kathleen Hart, RMC
Municipal Clerk