

RESOLUTION NO. 21-199
MEETING DATE: 11-03-2021

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

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

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
 2. Contract

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 November 3, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 21-200
MEETING DATE: 11-03-2021

RESOLUTION TO TRANSFER FUNDS ON CURRENT YEAR APPROPRIATIONS #1

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

WHEREAS, N.J.S.A. 40A:4-58 provides for transfers within certain appropriations within the Municipal Budget during the last two months of the fiscal year; and

WHEREAS, the Chief Financial Officer has advised the Mayor and Committee of the Township of Millstone that the need for certain transfers within the 2021 Municipal Budget exists; and,

WHEREAS, it is recommended that these budget transfers be made.

NOW, THEREFORE, BE IT RESOLVED that the following budget transfers be made in the 2021 Municipal Budget:

<u>CURRENT ACCOUNT</u>		<u>FROM</u>	<u>TO</u>
Affordable Housing	OE	\$5,000	
General Liability	OE	14,000	
Municipal Court	OE	10,000	
Clerk	SW	5,000	
Open Space	SW	7,000	
Construction	SW	<u>5,000</u>	
Social Security	OE		\$16,900
Park Maintenance	OE		12,000
Audit	OE		600
Tax Collector	OE		1,000
Interest Bonds	OE		6,500
Building and Grounds	OE		7,000
General Administration	SW		<u>2,000</u>
TOTAL		\$46,000	\$46,000

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to the Chief Financial Officer and the Treasurer.

ROLL CALL:

AYES: DM/Grbelja, C/McLaughlin, C/Morris, C/Ferro, 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 November 3, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO: 21-201
MEETING DATE: 11-03-2021

**A RESOLUTION APPROVING A SHARED SERVICES AGREEMENT WITH
MONMOUTH COUNTY MODIV PROPERTY ASSESSMENT COMPUTER SERVICES**

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

WHEREAS, the State of New Jersey has mandated the use of the MODIV Property Assessment Computer System for all New Jersey Municipalities; and

WHEREAS, the Monmouth County Board of County Commissioners, in conjunction with the County Board of Taxation, is offering the County's MODIV Property Assessment Computer System services to the municipalities; and

WHEREAS, a Shared Services Agreement has been proposed for this purpose, pursuant to N.J.S.A. 40A:65-1 et seq.; and

WHEREAS, it is in the best interest of the Township of Millstone to enter into such an Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Millstone, that the agreement entitled, "**Agreement Between the County of Monmouth and the Township of Millstone for MODIV Property Assessment Computer Services**", a copy of which is attached hereto, be approved for January 1, 2022 through December 31, 2031.

BE IT FURTHER RESOLVED, that the Mayor and Clerk be and are hereby authorized and directed to execute the contract agreement.

ROLL CALL:

AYES: C/McLaughlin, C/Morris, C/Ferro, DM/Grbelja, 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 November 3, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 21-202
MEETING DATE: 11-03-2021

**RESOLUTION TO ENTER AGREEMENT WITH MONMOUTH COUNTY BOARD OF
COUNTY COMMISSIONERS TO PROVIDE SPECIAL CITIZEN AREA
TRANSPORTATION SERVICE**

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

WHEREAS, the Monmouth County Division of Transportation operates the Special Citizen Area Transportation (SCAT) program for senior citizens and disabled residents of Monmouth County; and

WHEREAS, the SCAT program provides food shopping transportation under contract with municipalities in Monmouth County; and

WHEREAS, the Township of Millstone has entered into SCAT agreements previously and wishes to renew its contract for the year 2022; and

WHEREAS, the Township of Millstone is desirous to enter into an agreement with Monmouth County Board of County Commissioners for SCAT services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Millstone, County of Monmouth that the agreement attached is approved and authorized.

BE IT FURTHER RESOLVED that the Clerk of the Township of Millstone forward to the Board of County Commissioners of the County of Monmouth, State of New Jersey a true and certified copy of this resolution and a signed copy of the Agreement to enter a contract with the County of Monmouth to provide SCAT services to the residents of Millstone Township.

ROLL CALL:

AYES: C/McLaughlin, C/Morris, C/Ferro, DM/Grbelja, 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 November 3, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO: 21-203
MEETING DATE: 11-03-2021

**RESOLUTION EXTENDING CONTRACT FOR CURBSIDE PICKUP OF
RECYCLABLE MATERIAL FOR 2022**

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

WHEREAS, by Resolution No. 19-228, adopted December 4, 2019 the Township of Millstone awarded a contract to Central Jersey Waste & Recycling, Inc. for the curbside pickup of recyclable material; and

WHEREAS, the bid specification upon which the contract was based, as well as Resolution No. 19-228 contained a provision wherein the Township of Millstone had the option to extend said contract for up to four (4) additional one (1) year periods for the amounts set forth in the bid; and

WHEREAS, the Chief Financial Officer has certified the funds.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Millstone hereby extends the contract for the curbside pickup of recyclable material between the Township of Millstone and Central Jersey Waste & Recycling, Inc. until December 31, 2022 for \$254,552.35.

BE IT FURTHER RESOLVED that a copy of this Resolution is forwarded to:

Central Jersey Waste & Recycling, Inc.
Township's Chief Financial Officer
Township Administrator
Township's Purchasing Agent
Township Recycling Coordinator
Township Engineer

ROLL CALL:

AYES: C/McLaughlin, C/Morris, C/Ferro, DM/Grbelja, 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 of the Township of Millstone at its meeting of November 3, 2021.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 21-204
MEETING DATE: 11-03-2021

RESOLUTION RESCINDING RESOLUTION 21-196

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

WHEREAS, the Township Committee of the Township of Millstone authorized the Tax Collector to cancel and refund property taxes for certain properties that had assessment changes for the year 2021 by way of Resolution 21-196, duly adopted on October 20, 2021; and

WHEREAS, the properties for which property taxes were cancelled and refunded by way of Resolution 21-196, were previously identified in Resolution 21-61, duly adopted on January 20, 2021; and

WHEREAS, by way of Resolution 21-61, the Tax Collector was authorized to effectuate the cancellation and refunds of 2021 preliminary taxes that were paid for the properties that were identified therein; and

WHEREAS, in light of the prior cancellation and refund of property taxes for the year 2021 for the properties identified in Resolution 21-61, it is in the best interest of the Township to rescind Resolution 21-196 in its entirety.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Millstone that Resolution 21-196 be and is hereby rescinded in its entirety.

BE IT FURTHER RESOLVED that a copy of this Resolution, certified by the Township Clerk to be a true copy, be forwarded to the Tax Collector, the Chief Financial Officer, and the Monmouth County Board of Taxation.

ROLL CALL:

AYES: C/McLaughlin, C/Morris, C/Ferro, DM/Grbelja, 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 November 3, 2021.

Kathleen Hart, RMC
Township Clerk

RESOLUTION NO. 21-205
MEETING DATE: 11-03-2021

**RESOLUTION DIRECTING TAX COLLECTOR TO CANCEL
REAL ESTATES TAXES LISTED ON ATTACHED SCHEDULES**

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

WHEREAS, certain properties have had assessment changes for the year 2021; and

WHEREAS, these properties will be exempt from taxes for the final 2021 / preliminary 2022 taxes; and

WHEREAS, the following Taxpayer Schedules include the final 2021 / preliminary 2022 taxes that were billed on said properties that will be cancelled; and

WHEREAS, the Tax Collector of the Township of Millstone has certified to the Township Committee of the Township of Millstone that the items designated with the word "CANCEL" on Schedules A and B be cancelled to the names appearing below; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Millstone that the cancellations be made to the properties appearing on Schedules A and B;

BE IT FURTHER RESOLVED that the Tax Collector is hereby authorized to make corrections and notations upon the Municipal records as may be necessary to affect this Resolution;

BE IT FURTHER RESOLVED that a copy of this Resolution, certified by the Township Clerk to be a true copy, be forwarded to the Tax Collector, the Chief Financial Officer, and the Monmouth County Board of Taxation.

ROLL CALL:

AYES: C/McLaughlin, C/Morris, C/Ferro, DM/Grbelja, 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 November 3, 2021.

Kathleen Hart, RMC
Township Clerk

**SCHEDULE A
2021 - EXEMPT - CANCEL**

56 1 QFARM	ROZANSKY, MICHAEL OLDE NOAH HUNT & PINE RDS MILLSTONE TWP, NJ 08510	\$ 31.73
56 14 QFARM	ROZANSKY, MICHAEL 68 OLDE NOAH HUNT RD MILLSTONE TWP, NJ 08510	\$ 97.64
56 15.01 QFARM	ROZANSKY, MICHAEL 584 MONMOUTH RD MILLSTONE TWP, NJ 08510	\$ 3.66
56 15.02 QFARM	ROZANSKY, MICHAEL 584 MONMOUTH RD MILLSTONE TWP, NJ 08510	\$ 1.21
	TOTAL	\$134.24

**SCHEDULE B
2022 - EXEMPT - CANCEL**

56 1 QFARM	ROZANSKY, MICHAEL OLDE NOAH HUNT & PINE RDS MILLSTONE TWP, NJ 08510	\$ 31.38
56 14 QFARM	ROZANSKY, MICHAEL 68 OLDE NOAH HUNT RD MILLSTONE TWP, NJ 08510	\$ 96.56
56 15.01 QFARM	ROZANSKY, MICHAEL 584 MONMOUTH RD MILLSTONE TWP, NJ 08510	\$ 3.62
56 15.02 QFARM	ROZANSKY, MICHAEL 584 MONMOUTH RD MILLSTONE TWP, NJ 08510	\$ 1.21
	TOTAL	\$132.77

TOTAL CANCELLED \$267.01

RESOLUTION NO. 21-206

SCHEDULE 21-11 S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO
THE TOWNSHIP COMMITTEE AT A MEETING
HELD ON November 3, 2021

SEE SCHEDULE 21-11 ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 21-11 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. 21-206
November 3, 2021

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 21-11, November 3, 2021, Consolidated Bill List, and the vouchers listed below as Schedule 21-11 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: \$10,727,709.72

SCHEDULE 21-11 S

PAYROLL FUND

TOTAL PAYROLL TRUST FUND \$ 4,215.75

GENERAL CAPITAL FUND

TOTAL GENERAL CAPITAL FUND \$ 0.00

GRANT FUND

TOTAL GRANT FUND \$ 5,412.11

RESERVE TRUST FUND

TOTAL RESERVE TRUST FUND \$ 356.49

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 \$ 524.00

OPEN SPACE FARMLAND TRUST FUND

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 4,206.10

MUNICIPAL DRUG ALLIANCE FUND

TOTAL MUNICIPAL DRUG ALLIANCE FUND \$ 0.00

VETERAN'S MEMORIAL TRUST FUND

TOTAL VET MEMORIAL TRUST FUND \$ 0.00

RECREATION TRUST FUND (DEDICATION BY RIDER)

TOTAL RECREATION TRUST FUND \$ 4,577.34

ANIMAL CONTROL TRUST FUND

TOTAL DOG TRUST FUND \$ 810.52

TOTAL FOR ALL FUNDS \$ 10,747,812.03

ESCROW

DEVELOPERS ESCROW ACCOUNT UNDER \$5,000

TOTAL DEVELOPERS ESCROW UNDER \$5,000 \$ 5,999.25

DEVELOPERS ESCROW ACCOUNT OVER \$5,000

TOTAL DEVELOPERS ESCROW OVER \$5,000 \$ 7,141.41

TOTAL FOR ESCROW \$ 13,140.66

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

RESOLUTION NO. 21-207
MEETING DATE: 11-03-2021

**A RESOLUTION TO AFFIRM THE TOWNSHIP OF MILLSTONE'S CIVIL RIGHTS POLICY
WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE
EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE
PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND
VOLUNTEERS**

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

WHEREAS, it is the policy of the Township of Millstone to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act; and

WHEREAS, the governing body of the Township of Millstone has determined that certain procedures need to be established to accomplish this policy.

NOW, THEREFORE BE IT ADOPTED by the Township of Millstone that:

Section 1: No official, employee, appointee or volunteer of the Township of Millstone by whatever title known, or any entity that is in any way a part of the Township of Millstone shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Township of Millstone's business or using the facilities or property of the Township of Millstone.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Township of Millstone to provide services that otherwise could be performed by the Township of Millstone.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Township Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Township of Millstone shall establish written procedures that require all officials, employees, appointees and volunteers of the Township of Millstone as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Township of Millstone shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the Township of Millstone shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Township of Millstone. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Township of Millstone's web site.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Township of Millstone in order for the public to be made aware of this policy and the Township of Millstone's commitment to the implementation and enforcement of this policy.

ROLL CALL:

AYES: C/McLaughlin, C/Morris, C/Ferro, DM/Grbelja, 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 November 3, 2021.

Kathleen Hart, RMC
Township Clerk

RESOLUTION NO. 21-208
ADOPTION DATE: 11-03-2021

**RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE
GUARANTEES FOR ARDY KALEZIC, APPLICATION NO. Z19-03, (BLOCK
62, LOT 31.11)**

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

WHEREAS, Ardy Kalezic, the applicant for Application No. Z19-03, located at 4 Moonlight Court, has requested a release of his performance guarantees previously posted with the Township of Millstone in accordance with his previously received approvals; and

WHEREAS, the Township Engineer has, in a letter dated November 1, 2021 (attached hereto as Exhibit "A") recommended that the following performance guarantees be released:

Cash Deposit in the amount of \$10,653.60.

WHEREAS, the Township Engineer has recommended waiver of the requirement of posting a Maintenance Bond as all improvements have been completed over a year ago.

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

1. It hereby authorizes the release of the performance guarantees set forth in the Township Engineer's letter dated November 1, 2021.
2. The Township Clerk, Township Treasurer and all other appropriate municipal officials are hereby authorized to execute such documents and to perform such acts as are necessary to effectuate the purpose of this Resolution.
3. Pursuant to the recommendation of the Township Engineer as set forth in the letter referred to above, the Township hereby accepts the public improvements, if any, and any easements and/or dedication of property to be accepted by the Township of Millstone pursuant to the Planning Board approval.

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) Township Treasurer
- (c) Developer
- (d) Township Attorney

ROLL CALL:

AYES: C/McLaughlin, C/Morris, C/Ferro, DM/Grbelja, 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 November 3, 2021.

KATHLEEN HART, RMC
Township Clerk