

RESOLUTION NO. 16-132
MEETING DATE: 07-20-16

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

C/Grbelja offered the following Resolution and moved its adoption, which was second by C/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:
 - Personnel
 - Contracts
 - 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/Grbelja, C/Kuczinski, C/Masci, M/Kinsey
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 July 20, 2016.

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO.: 16-133
MEETING DATE: 07-20-16

**RESOLUTION OF MEMORIALIZATION GRANTING A SIX (6) MONTH
EXTENSION OF THE CURRENT MINING PERMIT FOR CAMPO CONSTRUCTION,
INC., BLOCK 28, LOTS 13.01, 14.01, 14.02, 19, 20, AND 21**

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

WHEREAS, the current mining permit for Campo Construction, Inc. expired on June 30, 2016; and

WHEREAS, after review of a letter submitted by the mine owner and a hearing held on June 15, 2016, the Township's Mine Engineer recommended that the applicant receive a six (6) month extension because Campo Construction, Inc. is currently evaluating the economic feasibility of mining the remaining soil and, is also pursuing options for the property other than mining including negotiations with the County of Monmouth; and

WHEREAS, the Township Committee concurs with the recommendation of the Township Mine Engineer.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Millstone that the current mining permit of Campo Construction, Inc. be and is hereby extended for a period of six (6) months expiring on December 1, 2016, subject to the following conditions:

1. The mine shall post additional escrows, if necessary.
2. The mine shall maintain all required general liability insurance.
3. Freehold Soil Conservation approval.

BE IT FURTHER RESOLVED that this Resolution is one of memorialization of the action taken by the Township Committee at its meeting of June 15, 2016, and effective as of that date.

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

- a) Campo Construction, Inc.
- b) Township Mine Engineer
- c) Township Attorney

ROLL CALL:

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

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 July 20, 2016.

Maria Dellasala, RMC
Municipal Clerk

**RESOLUTION NO.: 16-134
MEETING DATE: 07-20-16**

**RESOLUTION OF MEMORIALIZATION GRANTING A SIXTY (60) DAY
EXTENSION OF CURRENT MINING PERMIT FOR PRESTON PIT, INC./PRESTON
PIT II, BLOCK 27, LOTS 16.02 AND 16.04-16.07**

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

WHEREAS, the current mining permit for Preston Pit, Inc./Preston Pit II expired on June 30, 2016; and

WHEREAS, after review of the application and a hearing held on June 15, 2016, the Township's Mine Engineer recommended that the applicant receive a sixty (60) day extension because it failed to submit its plans for review by the Township Mine Engineer; and

WHEREAS, the Township Committee concurs with the recommendation of the Township Mine Engineer.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Millstone that the current mining permit of Preston Pit, Inc./Preston Pit II be and is hereby extended for a period of sixty (60) days expiring on August 17, 2016, subject to the following conditions:

1. The mine shall post additional escrows, if necessary.
2. The mine shall maintain all required general liability insurance.
3. Freehold Soil Conservation approval.

BE IT FURTHER RESOLVED that this Resolution is one of memorialization of the action taken by the Township Committee at its meeting of June 15, 2016, and effective as of that date.

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

- a) Preston Pit, Inc./Preston Pit II
- b) Township Mine Engineer
- c) Township Attorney

ROLL CALL:

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

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 July 20, 2016.

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO.: 16-135

MEETING DATE: 07-20-16

**RESOLUTION OF MEMORIALIZATION GRANTING A TWO YEAR MINING PERMIT
TO STAVOLA REALTY COMPANY**

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

WHEREAS, Stavola Realty Company has made application for renewal of its mining permit for the purposes of conducting mining activities on Block 39.01, Lots 21.04, 21.05 and 21.06 as shown on the Tax Map of the Township of Millstone; and

WHEREAS, the application has been reviewed by the Township's Mine Engineer who has filed a report dated June 13, 2016, which report is incorporated by reference herein; and

WHEREAS, on June 15, 2016 the Township Committee reviewed the report of the Township Mine Engineer and made the following findings of fact and conclusions of law:

1. The applicant has a pre-existing non-conforming use as a mining and quarrying operation on its property.
2. The applicant made application for a mining permit. No material has been removed from the site since 2002, however the site has been maintained regularly by the mine operator. This application is for removal of 272,868 cubic yards of material which represents the total material to be removed for the useful life of the mine.

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

1. It hereby issues to Stavola Realty Company a mining permit, through June 30, 2018, subject to all terms and conditions of the Mining and Quarrying Ordinance of the Township of Millstone, for mining activities on the aforementioned property subject to the conditions set forth in this Resolution and in the report of the Township Engineer dated June 13, 2016.
2. The vehicles transporting mine material shall only use the following designated roads in the Township of Millstone: West on Back Bone Hill Road to Schoolhouse Road, South on Schoolhouse Road to Stagecoach Road.
3. Applicant shall send a letter to the State Police, Hamilton Barracks, authorizing enforcement of no trespassing provisions and will agree to prosecute all complaints so signed and will further set forth in said letter the contact person on behalf of the mine operation whom the State Police should contact for such enforcement purposes.
4. The applicant shall provide proof of renewal of the general liability insurance policy which is effective through the expiration date of the within permit.

5. The applicant shall provide a renewal of its Performance Bond to the Township for approval by the Township Attorney, prior to its current expiration date of and submit a Letter of Credit in the amount of \$33,080.00.

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) Applicant;
- b) Township Mine Engineer;
- c) Township Attorney.

BE IT FURTHER RESOLVED that this Resolution is one of memorialization of the action taken by the Township Committee at its meeting of July 20, 2016, and effective as of that date.

ROLL CALL:

AYES: C/Kuczinski, C/Masci, C/Dorfman, C/Grbelja, M/Kinsey
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 July 20, 2016.

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO.: 16-136
MEETING DATE: 07-20-16

**RESOLUTION OF MEMORIALIZATION GRANTING A TWENTY (20) DAY
EXTENSION OF CURRENT MINING PERMIT FOR BUCK MINING AND
MATERIALS, INC., BLOCK 28, LOTS 11 & 13.01**

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

WHEREAS, the current mining permit for Buck Mining and Materials, Inc. expired on June 30, 2016; and

WHEREAS, Buck Mining and Materials, Inc. has submitted a letter requesting an extension of its mining permit for the purposes of conducting mining activities on Lots 11 and 13.01 in Block 28 on the Millstone Township Tax Map; and

WHEREAS, after review of the application and a hearing held on June 15, 2016, the Township's Mine Engineer recommended that the applicant receive a twenty (20) day extension in order to complete the rear basin with sales of material coming from the basin and submit a new application along with all the required fees and documents; and

WHEREAS, the Township Committee concurs with the recommendation of the Township Mine Engineer.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Millstone that the current mining permit of Buck Mining and Materials, Inc. be and is hereby extended for a period of twenty (20) days, expiring on July 20, 2016, subject to the following conditions:

1. The mine shall post additional escrows, if necessary.
2. The mine shall maintain all required general liability insurance.
3. Freehold Soil Conservation approval.

BE IT FURTHER RESOLVED that this Resolution is one of memorialization of the action taken by the Township Committee at its meeting of June 15, 2016, and effective as of that date.

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

- a) Buck Mining and Materials, Inc.
- b) Township Mine Engineer
- c) Township Attorney

ROLL CALL:

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

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 July 20, 2016.

Maria Dellasala, RMC
Municipal Clerk

**RESOLUTION NO.: 16-137
MEETING DATE: 07-20-16**

**RESOLUTION AUTHORIZING PAYMENT NO. 2 (FINAL) TO THE CONTRACTOR
FOR COMMUNITY CENTER SITE IMPROVEMENTS**

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

WHEREAS, the Township of Millstone received a grant in the amount of \$63,143.00 from the Monmouth County Community Development Program for ADA Improvements to Community Center.

WHEREAS, the contract in the amount of \$46,125.00 was awarded to Precise Construction, Inc. of Freehold, NJ; and

WHEREAS, the contractor has completed the project and has requested a final payment, No. 2 in the amount of \$23,830.00; and

WHEREAS, the Township Engineer has reviewed the request and has certified that the work has been completed and the request for funds is correct; and

WHEREAS, the Mayor and Township Committee is required to pass a resolution authorizing payment to the contractor subject to receipt of payment from the County of Monmouth. The final payment due from the County of Monmouth is \$238.00

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Township Committee hereby authorizes payment to Precise Construction, Inc. in the amount of \$23,830.00, subject to receipt of payment in the amount of \$238.00 from the County of Monmouth.

ROLL CALL:

AYES: C/Kuczinski, C/Masci, C/Dorfman, C/Grbelja, M/Kinsey
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 July 20, 2016.

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO.: 16-138

SCHEDULE 16-07-B S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO
THE TOWNSHIP COMMITTEE AT A MEETING
HELD ON July 20, 2016

SEE SCHEDULE 16-07-B ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 16-07-B attached.

Robert J. Kinsey, Mayor

Michael Kuczinski, Deputy Mayor

Nancy Grbelja, Committeewoman

Fiore Masci, Committeeman

Gary Dorfman, Committeeman

Attest: _____
Maria Dellasala
Municipal Clerk

TOWNSHIP OF MILLSTONE
RESOLUTION NO.: 16-138
July 20, 2016

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 16-07-B, July 20, 2016, Consolidated Bill List, and the vouchers listed below as Schedule 16-07-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: \$ 178,398.93

SCHEDULE 16-07-B S

PAYROLL FUND

TOTAL PAYROLL TRUST FUND \$ 5,427.53

GENERAL CAPITAL FUND

TOTAL GENERAL CAPITAL FUND \$ 55,154.26

GRANT FUND

TOTAL GRANT FUND \$ 4,299.42

BASIN MAINTENANCE TRUST

TOTAL BASIN MAINTENANCE TRUST \$ 3,978.29

RESERVE TRUST FUND

TOTAL RESERVE TRUST FUND \$ 1,864.29

TRUST OTHER

TOTAL TRUST OTHER FUND \$ 175.00

SHADE TREE TRUST

TOTAL SHADE TREE TRUST \$ 0.00

COAH TRUST FUND

TOTAL COAH TRUST FUND \$ 7,665.50

OPEN SPACE FARMLAND TRUST FUND

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 3,226.58

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 \$ 26,369.05

ANIMAL TRUST FUND

TOTAL DOG TRUST FUND \$ 327.00

TOTAL FOR ALL FUNDS \$ 286,885.85

ESCROW

DEVELOPERS ESCROW ACCOUNT UNDER \$5,000 BOA

TOTAL DEVELOPERS ESCROW UNDER \$5,000 \$ 665.73

DEVELOPERS ESCROW ACCOUNT OVER \$5,000 BOA

TOTAL DEVELOPERS ESCROW OVER \$5,000 \$ 1,425.00

TOTAL FOR ESCROW BANK OF AMERICA \$ 2,090.73

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

AYES: C/KUCZINSKI, C/MASCI, C/DORFMAN, C/GRBELJA, M/KINSEY

NAYES: NONE

ABSTAIN: NONE

ABSENT: NONE

RESOLUTION NO: 16-139
MEETING DATE: 07-20-16

RESOLUTION APPOINTING RECREATION COORDINATOR

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

WHEREAS, Millstone Township's Recreation Department has an opening for a Recreation Coordinator; and

WHEREAS, the Administrator has interviewed potential candidates and has indicated that Melissa Peerboom is the applicant whom best meets the needs for this position and will fulfill the position effective July 25, 2016 with an annual salary of \$43,000.00;

BE IT FURTHER RESOLVED that a copy of this resolution, certified by the Township Clerk to be a true copy be forwarded to Melissa Peerboom, the Recreation Commission Chairman and Annette Murphy, Chief Financial Officer.

ROLL CALL:

AYES: C/Kuczinski, C/Masci, C/Dorfman, C/Grbelja, M/Kinsey
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 July 20, 2016.

Maria Dellasala, RMC
Municipal Clerk

**RESOLUTION NO. 16-140
MEETING DATE: 7-20-16**

**RESOLUTION AUTHORIZING AMENDMENT TO
2016 CAPITAL BUDGET**

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

WHEREAS, the Township of Millstone desires to amend the 2016 Capital Budget of said municipality by including the Acquisition of Real Property (Block 57 / Lot 16) located on 27 Burnt Tavern Road, in the amount of \$1,100,000.00; and

WHEREAS, the 5% down payment, in the amount of \$55,000, will be funded from the following sources: Open Space Farmland Preservation Trust Fund in the amount of \$39,434.35 and COAH Trust in the amount of \$15,565.65.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Millstone the 2016 Capital Budget is hereby amended as follows:

**AMENDMENT
2016 CAPITAL BUDGET OF THE
TOWNSHIP OF MILLSTONE,
COUNTY OF MONMOUTH**

<u>#</u>	<u>Project</u>	<u>Estimated Total Cost</u>	<u>OSFP Trust</u>	<u>COAH Trust</u>	<u>Debt Authorized</u>
16-11	Acquisition of Real Property	\$1,100,000.00	\$39,434.35	\$15,565.65	\$1,045,000.00

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

ROLL CALL:

AYES: C/Kuczinski, C/Masci, C/Dorfman, C/Grbelja, M/Kinsey
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 July 20, 2016.

Maria Dellasala, RMC
Municipal Clerk