

**RESOLUTION NO. 17-108**  
**MEETING DATE: 06-07-17**

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

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C/ \_\_\_\_\_ offered the following Resolution and moved its adoption, which was second by C/ \_\_\_\_\_:

**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:
  - a. Contracts
  - b. Land Acquisitions

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:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

**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 7, 2017.

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Maria Dellasala, RMC  
Municipal Clerk

RESOLUTION NO. 17-109

SCHEDULE 17-06 S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO  
THE TOWNSHIP COMMITTEE AT A MEETING  
HELD ON June 7, 2017

SEE SCHEDULE 17-06 ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 17-06 attached.

\_\_\_\_\_  
Michael Kuczinski, Mayor

\_\_\_\_\_  
Fiore Masci, Deputy Mayor

\_\_\_\_\_  
Nancy Grbelja, Committeewoman

\_\_\_\_\_  
Robert J. Kinsey, Committeeman

\_\_\_\_\_  
Gary Dorfman, Committeeman

Attest: \_\_\_\_\_  
Maria Dellasala  
Municipal Clerk

**TOWNSHIP OF MILLSTONE  
RESOLUTION NO. 17-109**

June 7, 2017

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 17-06, June 7, 2017, Consolidated Bill List, and the vouchers listed below as Schedule 17-06 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: \$ 269,016.28

**SCHEDULE 17-06 S**

**PAYROLL FUND**

TOTAL PAYROLL TRUST FUND \$ 5,684.01

**GENERAL CAPITAL FUND**

TOTAL GENERAL CAPITAL FUND \$ 103,399.92

**GRANT FUND**

TOTAL GRANT FUND \$ 8,520.57

**RESERVE TRUST FUND**

TOTAL RESERVE TRUST FUND \$ 827.78

**BASIN MAINTENANCE TRUST**

TOTAL BASIN MAINTENANCE TRUST \$ 798.46

**TRUST OTHER**

TOTAL TRUST OTHER FUND \$ 0.00

**SHADE TREE TRUST**

TOTAL SHADE TREE TRUST \$ 0.00

**COAH TRUST FUND**

TOTAL COAH TRUST FUND \$ 304.76

**OPEN SPACE FARMLAND TRUST FUND**

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 200,305.39

**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 \$ 2,661.20

**ANIMAL CONTROL TRUST FUND**

TOTAL DOG TRUST FUND \$ 206.04

**TOTAL FOR ALL FUNDS \$ 591,724.41**

**ESCROW**

**DEVELOPERS ESCROW ACCOUNT UNDER \$5,000 BOA**

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

**DEVELOPERS ESCROW ACCOUNT OVER \$5,000 BOA**

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

**TOTAL FOR ESCROW BANK OF AMERICA \$ 0.00**

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

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

NAYS: NONE

ABSTAIN: NONE

ABSENT: NONE

**RESOLUTION NO. 17-110  
MEETING DATE 06-07-17**

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF  
REVENUE AND APPROPRIATION NJS 40A:4-87**

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

**WHEREAS**, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount,

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Millstone, in the County of Monmouth, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an additional item of revenue in the budget of the year 2017, which represents the additional grant money received in 2017, in the sum of \$39,473.20, which is now being appropriated for the 2017 Clean Communities Grant, in the additional amount of \$39,473.20.

**BE IT FURTHER RESOLVED**, that the like sum of \$39,473.20 is hereby appropriated under the caption 2017 Clean Communities Grant.

**ROLL CALL:**

**AYES:** C/Grbelja, C/Kinsey, C/Masci, C/Dorfman, M/Kuczinski  
**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 7, 2017.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO. 17-111  
MEETING DATE: 06-07-17**

**RESOLUTION ENDORSING THE SUBMISSION OF THE RECYCLING TONNAGE GRANT  
APPLICATION FOR THE CALENDAR YEAR 2016 TO THE NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**WHEREAS**, the Mandatory Source Separation and Recycling act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and the spirit of the Mandatory Source Separation and Recycling act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Millstone Township committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS**, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed for the calendar year 2016.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Millstone that Millstone Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Dan Specht to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

**ROLL CALL:**

**AYES:** C/Grbelja, C/Kinsey, C/Masci, C/Dorfman, M/Kuczinski  
**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 7, 2017.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO.: 17-112**  
**ADOPTION DATE: 06-07-17**

**RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENT BETWEEN  
MILLSTONE TOWNSHIP AND MILLSTONE TOWNSHIP BOARD OF EDUCATION  
FOR MAINTENANCE SERVICES FOR HVAC AND ELECTRICAL**

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

**WHEREAS**, Millstone Township has the need for maintenance services inclusive of HVAC and Electrical to be provided to various facilities owned by the Township; and

**WHEREAS**, the Millstone Township Board of Education wishes to assist and cooperate with the Township to meet this need; and

**WHEREAS**, Millstone Township and the Millstone Township Board of Education have agreed to enter into a Shared Services Agreement pursuant to N.J.S.A. 40A:65-1 et. seq.; and

**WHEREAS**, the form of Agreement to be entered into is on file in the Township Clerk's office and may be inspected by members of the public during regular business hours.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone that the Mayor and Township Clerk are hereby authorized to execute a Shared Services Agreement for maintenance services inclusive of HVAC and electrical to be provided to various facilities owned by the Township. from July 1, 2017 through June 30, 2018

**BE IT FURTHER RESOLVED** that a copy of this Resolution, certified by the Township Clerk to be a true copy be forwarded to the Millstone Township Board of Education, Annette Murphy, Millstone Township Chief Financial Officer and to the New Jersey Department of Community Affairs, Division of Local Government Services.

**ROLL CALL:**

**AYES:** C/Grbelja, C/Kinsey, C/Masci, C/Dorfman, M/Kuczinski  
**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 7, 2017.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO. 17-113  
MEETING DATE: 06-07-17**

**RESOLUTION AUTHORIZING THE RENEWAL OF ALCOHOL BEVERAGE  
2017/2018 LICENSE FOR KMK REALTY ASSOCIATES, LLC,  
LICENSE NO. 1332-33-006-001**

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

**WHEREAS**, application for renewal of KMK Realty Associates, LLC for the 2017-2018 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 filing 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. 1332-33-006-001 TO KMK REALTY ASSOCIATES, LLC, POCKET LICENSE. EFFECTIVE DATE OF NEW LICENSE TERM, JULY 1, 2017 TO JUNE 30, 2018. 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/Grbelja, C/Kinsey, C/Masci, C/Dorfman, M/Kuczinski

**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 7, 2017.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO. 17-114  
MEETING DATE: 06-07-17**

**RESOLUTION AUTHORIZING THE RENEWAL OF ALCOHOL  
BEVERAGE 2017/2018 LICENSE FOR INDUS HOLDINGS, INC.  
T/A BUY RITE LIQUORS, LICENSE NO. 1332-44-004-007**

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

**WHEREAS**, application for renewal of Indus Holdings, Inc. T/A Buy Rite Liquors, for the 2071-2018 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 DISTRIBUTION LICENSE NO. 1332-44-004-007 TO INDUS HOLDINGS, INC. T/A BUY RITE LIQUORS, LOCATED AT 514 ROUTE 33 WEST, MILLSTONE TWP., NJ. 08535. EFFECTIVE DATE OF NEW LICENSE TERM, JULY 1, 2017 TO JUNE 30, 2018. FEE PAID \$2,500.00.**

**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/Grbelja, C/Kinsey, C/Masci, C/Dorfman, M/Kuczinski  
**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 7, 2017.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO.: 17-115**  
**ADOPTION DATE: 06-07-17**

**RESOLUTION AUTHORIZING MILLSTONE TOWNSHIP'S EXECUTION OF DOCUMENTS RELATING TO NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION'S PURCHASE OF BLOCK 55, LOTS 4.24 – 4.28 (HAYAM PROPERTY)**

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

**WHEREAS**, the State of New Jersey, Department of Environmental Protection, (“NJDEP”) intends to purchase Block 55, Lots 4.24 – 4.28 located on Olde Noah Hunt Road, consisting of 19 acres (hereafter “Property”), predominantly open farm fields with smaller amounts of forested lands, which will provide a broad diversity of open habitat and improved access to the adjacent 900 acre Prospertown Lake WMA West, and includes tributaries of the Ivanhoe Brook located within the Crosswicks Creek/Delaware River Watershed; and

**WHEREAS**, the purchase of this Property by NJDEP will assure its perpetual preservation as open space with no potential for residential, commercial or industrial development; and

**WHEREAS**, joining with NJDEP are two (2) funding partners; Monmouth Conservation Foundation and Millstone Township; and

**WHEREAS**, Millstone Township’s contribution toward the purchase is \$200,000.00; and

**WHEREAS**, the Township’s portion of the funding for the purchase of this Property shall come from the existing open space trust fund with 50% to be reimbursed through an appropriated Green Acres funding allocation to the Township; and

**WHEREAS**, by Resolution No. 16-179, adopted October 19, 2016, the Township confirmed its participation as a funding partner; and

**WHEREAS**, it is the opinion of the Millstone Township Committee that participating in the purchase of this Property is in the best interest of Millstone Township residents in assisting in maintaining the rural nature of our municipality; and

**WHEREAS**, pursuant to the Agreement for the purchase of the Property, the Township will immediately convey out any interest by Quitclaim Deed to the NJDEP in return for a restriction and reservation that NJDEP shall subject this Property to Green Acres restrictions pursuant to N.J.S.A. 13:8C-1 et seq. and N.J.A.C. 7:36, including restrictions against disposal or diversion to a use other than recreation and conservation purposes.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Millstone that the Mayor, Deputy Mayor, Township Clerk and other appropriate

Township officials are hereby authorized to execute the aforementioned Quitclaim Deed, a Certification of Residency, an Affidavit of Consideration, and such other documents as are necessary to assist NJDEP in the purchase of the Property.

**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. Renee R. Jones, Central Team Leader, New Jersey Department of Environmental Protection, Green Acres Program, Mail Code 501-01, P.O. Box 420, Trenton, NJ 08625-0412
- b. Jill Denyes, Deputy Attorney General, State of New Jersey, Office of the Attorney General, 25 Market Street, P.O. Box 093, Trenton, NJ 08625
- c. William Kastning, Executive Director, Monmouth Conservation Foundation, P.O. Box 4150, Middletown, NJ 07748
- d. Lori Maher, Millstone Township Open Space and Farmland Preservation/Deputy Registrar
- e. Annette Murphy, Millstone Township Chief Financial Officer
- f. Thomas J. Warren, Esq., attorney for Monmouth Conservation Foundation, 54 Shrewsbury Avenue, Red Bank, New Jersey 07701
- g. Millstone Township Attorney

**ROLL CALL:**

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

**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 7, 2017.

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Maria Dellasala, RMC  
Municipal Clerk