

**RESOLUTION NO. 18-209**  
**MEETING DATE: 12-19-18**

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

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

**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. Contracts
  2. Personnel

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/Grbelja, C/Ferro, C/Kuczinski, C/Masci, 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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO.: 18-210**  
**ADOPTION DATE: 12-19-18**

**RESOLUTION ENDORSING TREATMENT WORKS APPLICATION FOR  
MILLSTONE RIVER MART LLC, BLOCK 59, LOT 11, 508 MONMOUTH ROAD**

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

**WHEREAS**, the Township of Millstone has been requested to endorse a Treatment Works Application related to a new 14,443 square foot retail space with restaurants, which was approved by the Township Zoning Board of Adjustment; and

**WHEREAS**, the proposed retail space with restaurants results in an average daily flow of 2,555 gallons, which will require a permit from the New Jersey Department of Environmental Protection (NJDEP) for the proposed wastewater treatment system; and

**WHEREAS**, in order to provide for safe and efficient treatment and disposal of up to 2,555 GPD, Millstone River Mart, LLC has designed a wastewater treatment and disposal system as set forth on the engineers report, dated September 2018, prepared by Mill Brook Engineering LLC; and

**WHEREAS**, the engineers report and plans for the wastewater treatment and disposal system have been reviewed and approved by the Millstone Township Engineer Matt Shafai, P.E.; and

**WHEREAS**, as part of its review of the TWA Permit application, NJDEP requires consent by the local municipality or sewage authority.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone that it has reviewed the recommendation of the Township Engineer as referenced above, is in agreement therewith and incorporates by reference herein the recommended findings and therefore does hereby endorse the Treatments Work Application referenced herein.

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk are hereby authorized to execute any and all documents necessary to effectuate the intent and purpose of this Resolution.

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

1. Township Engineer
2. Millstone River Mart, LLC

**ROLL CALL:**

**AYES:** C/Ferro, C/Kuczinski, C/Masci, C/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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO. 18-211**  
**MEETING DATE: 12-19-18**

**RESOLUTION TO TRANSFER FUNDS ON CURRENT YEAR APPROPRIATIONS #3**

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**C/Masci** offered the following Resolution and moved its adoption, which was second 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 2018 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 2018 Municipal Budget:

<u>CURRENT ACCOUNT</u>		<u>FROM</u>	<u>TO</u>
Construction	SW	\$ 1,125	
Streets & Roads	SW	3,000	
Municipal Court	SW		\$ 625
Social Security	OE		3,500
Historic Preservation	OE	1,500	
Open Space	OE	2,000	
Agriculture	OE	1,000	
Health Benefits	OE	10,000	
OEM	OE	1,500	
Natural Gas	OE	6,000	
Gasoline	OE	<u>8,000</u>	
General Administration	OE		15,000
Legal	OE		10,000
Construction	OE		3,350
Code Enforcement	OE		<u>1,650</u>
<b>TOTAL</b>		<b>\$34,125</b>	<b>\$34,125</b>

**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:** C/Ferro, C/Kuczinski, C/Masci, C/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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

RESOLUTION NO.18-212

SCHEDULE 18-12-B S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO  
THE TOWNSHIP COMMITTEE AT A MEETING  
HELD ON December 19, 2018

SEE SCHEDULE 18-12-B ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 18-12-B attached.

\_\_\_\_\_  
Gary Dorfman, Mayor

\_\_\_\_\_  
Nancy Grbelja, Deputy Mayor

\_\_\_\_\_  
Albert Ferro, Committeeman

\_\_\_\_\_  
Michael Kuczinski, Committeeman

\_\_\_\_\_  
Fiore Masci, Committeeman

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

**TOWNSHIP OF MILLSTONE  
RESOLUTION NO. 18-212  
December 19, 2018**

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 18-12-B, December 19, 2018, Consolidated Bill List, and the vouchers listed below as Schedule 18-12-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: \$ 623,754.71

**SCHEDULE 18-12-B S**

**PAYROLL FUND**

TOTAL PAYROLL TRUST FUND \$ 9,995.40

**GENERAL CAPITAL FUND**

TOTAL GENERAL CAPITAL FUND \$ 135,384.83

**GRANT FUND**

TOTAL GRANT FUND \$ 1,833.22

**RESERVE TRUST FUND**

TOTAL RESERVE TRUST FUND \$ 3,208.42

**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 \$ 542.50

**OPEN SPACE FARMLAND TRUST FUND**

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 631,563.02

**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 \$ 18,860.00

**ANIMAL TRUST FUND**

TOTAL DOG TRUST FUND \$ 235.35

**TOTAL FOR ALL FUNDS \$ 1,425,377.45**

**ESCROW**

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

TOTAL DEVELOPERS ESCROW UNDER \$5,000 \$ 11,450.60

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

TOTAL DEVELOPERS ESCROW OVER \$5,000 \$ 35,505.69

**TOTAL FOR ESCROW \$ 46,956.29**

RESOLUTION WAS OFFERED BY COMMITTEEPERSON MASCI  
AND MOVED ITS ADOPTION;  
MOTION WAS SECOND BY COMMITTEEPERSON FERRO  
RESOLUTION WAS ADOPTED ON THE FOLLOWING

**ROLL CALL:**

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

**RESOLUTION 18-213**  
**MEETING DATE: 12-19-18**

**RESOLUTION AUTHORIZING THE EXECUTION OF  
A SETTLEMENT AGREEMENT BETWEEN THE TOWNSHIP OF  
MILLSTONE AND THE FAIR SHARE HOUSING CENTER**

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

**WHEREAS**, the Township of Millstone has applied to the Superior Court of New Jersey for a temporary immunity order pursuant to N.J.A.C. 5:96 and 5:97; and

**WHEREAS**, the Township of Millstone has sought a judicial declaration that its amended Housing Element and Fair Share Plan (“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 Michael P. Bolan, P.P., A.I.C.P. to serve as a “Special Master” in this litigation; and

**WHEREAS**, the Fair Share Housing Center (“FSHC”) has been recognized by the New Jersey Supreme Court as an interested party and may participate in the matter as of right and in all cases filed by Municipalities pursuant to the Mount Laurel line of cases; and

**WHEREAS**, FSHC has participated in the discussion of the Township’s Affordable Housing Plan; and

**WHEREAS**, with the assistance of the Court’s Special Master and the Township and FSHC having engaged in good faith negotiations and having reached an amicable Resolution of the various substantive provisions, terms and conditions of the Township’s affordable housing obligation; and

**WHEREAS**, the parties have consented to an Agreement to settle the litigation and to present the terms of the settlement to the Trial Court, recognizing that the settlement of Mount Laurel litigation is favored because it avoids delays, the expense of Trial and uncertain results; and

**WHEREAS**, the Township Committee wishes to authorize the execution of such settlement Agreement.

**NOW THEREFORE BE IT RESOLVED**, on this 19th. day of December, 2018, by the Township Committee of the Township of Millstone, County of Monmouth and State of New Jersey as follows:

1. The Mayor and Township Clerk be and are hereby authorized to execute the proposed Settlement Agreement attached hereto as Exhibit "A" in order to settle it's currently pending litigation in the Superior Court of New Jersey with Fair Share Housing Center.

**BE IT FURTHER RESOLVED**, that a copy of this Resolution be forwarded to the following:

1. Robert Munoz, Esq., Township Attorney
2. Michael B. Steib, Esq., Township Special Counsel
3. Fred Heyer, P.P., Township Planner
4. Matt Shafai, P.E., Township Engineer
5. Maria Dellasala, Township Clerk/Administrator

**ROLL CALL:**

**AYES:** C/Ferro, C/Kuczinski, C/Masci, C/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 Township Committee of the Township of Millstone on December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO: 18-214**  
**MEETING DATE: 12-19-18**

**RESOLUTION ESTABLISHING THE 2019 ANNUAL SCHEDULE OF MEETINGS  
FOR THE MILLSTONE TOWNSHIP COMMITTEE**

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

**WHEREAS**, it is necessary and expedient for members of the Township Committee to meet together formally and informally during the year 2019; and

**WHEREAS**, the Open Public Meetings Act requires that a schedule of all meetings be adopted.

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

1. The Township Committee of the Township of Millstone will hold its Re-Organization meeting on Wednesday, January 2, 2019 at 7:00 p.m. and hold its regular official meetings on the first and third Wednesday of each month in the year 2019 at 8:00 p.m., with the exception of the month of November which only has a scheduled meeting on the first Wednesday of the month. All meetings will be held at the Municipal Meeting Room, 215 Millstone Road, Perrineville, New Jersey, 08535.
2. Official action may be taken at any of the meetings listed in paragraph 1.
3. Whenever a meeting scheduled in paragraph 1 falls on a Legal Holiday of the State of New Jersey or of the Federal Government the Township Committee meeting shall be held on the following day at the same time and place.
4. To the extent required and in order not to inconvenience the attending public, the aforementioned meetings shall begin at 7:00 p.m. to accommodate any items that are permitted or required, to be discussed in closed session. Said meetings shall be open to the public at 7:00 p.m. in order to adopt the requisite Resolution to go into Executive Session.

**BE IT FURTHER RESOLVED** that the Municipal Clerk shall do the following:

1. Post a copy of this Resolution on the Bulletin Board reserved for public announcements in the Municipal Building.
2. Maintain a copy of this Resolution in the Municipal Clerk's office.
3. Provide a certified true copy of this Resolution to The Times of Trenton, 413 River View Plaza, Trenton, NJ 08611 and The Asbury Park Press, P.O. Box 1550, Neptune, NJ 07754.

**ROLL CALL:**

**AYES:** C/Ferro, C/Kuczinski, C/Masci, C/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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO. 18-215  
MEETING DATE: 12-19-18**

**RESOLUTION TO DESIGNATE OFFICIAL NEWSPAPERS WHICH  
WILL RECEIVE PUBLIC NOTICES FOR 2019**

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

**BE IT RESOLVED**, that this Committee hereby designates The Times of Trenton, 413 River View Plaza, Trenton, NJ 08611 and The Asbury Park Press, P.O. Box 1550, Neptune, New Jersey, 07754 as the two Newspapers to receive Public Notices as required by P.L. 1975, C231 (OPEN PUBLIC MEETINGS ACT).

**BE IT FURTHER RESOLVED**, that a copy of this resolution is forwarded to the above newspapers.

**ROLL CALL:**

**AYES:** C/Ferro, C/Kuczinski, C/Masci, C/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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION: 18-216**  
**MEETING DATE: 12-19-18**

**RESOLUTION AUTHORIZING SCHEDULE OF HOLIDAYS FOR 2019**

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

**THE FOLLOWING IS A LIST OF OFFICIAL HOLIDAYS FOR 2019:**

January	1,	2019	Tuesday	New Year's Day Observed
January	21,	2019	Monday	Martin Luther King Day
* February	12,	2019	Tuesday	Lincoln's Birthday Observed
February	18,	2019	Monday	President's Day
April	19,	2019	Friday	Good Friday
May	27,	2019	Monday	Memorial Day
July	4,	2019	Thursday	Independence Day
September	2,	2019	Monday	Labor Day
* October	14,	2019	Monday	Columbus Day
* November	5,	2019	Tuesday	Election Day
November	11,	2019	Monday	Veteran's Day Observed
November	28,	2019	Thursday	Thanksgiving Day
** November	29,	2019	Friday	Day After Thanksgiving
December	25,	2019	Wednesday	Christmas Day
January	1,	2020	Wednesday	New Years Day

**INFORMATION:** Holidays that fall on Saturday are celebrated on Friday. Holidays that fall on Sunday are celebrated on Monday. This is in accordance with the Monmouth County Holiday Schedule, which the Township follows.

**\*Floating Holiday – Municipal Offices Open.**

**\*\* As approved by the Township's policy manual, the day after Thanksgiving municipal offices will be closed.**

**ROLL CALL:**

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

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

**I HEREBY CERTIFY** the following to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO. 18-217  
MEETING DATE: 12-19-18**

**RESOLUTION LISTING HOLIDAYS TO BE OBSERVED BY THE MINING  
OPERATORS IN MILLSTONE TOWNSHIP FOR 2019**

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

**WHEREAS**, the following is a listing of holidays to be observed by the mining operators in Millstone Township for 2019:

January 1, 2019	Tuesday	New Year's Day Observed
May 27, 2019	Monday	Memorial Day
July 4, 2019	Thursday	Independence Day
September 2, 2019	Monday	Labor Day
November 28, 2019	Thursday	Thanksgiving Day
December 25, 2019	Wednesday	Christmas Day

**BE IT FURTHER RESOLVED** a copy of this Resolution certified by the Municipal Clerk to be a true copy be forwarded to the Code Enforcement Officer, Township Engineer and Mining Operators.

**ROLL CALL:**

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

**I HEREBY CERTIFY** the following to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO: 18-218  
MEETING DATE: 12-19-18**

**RESOLUTION EXTENDING CONTRACT FOR CURBSIDE PICKUP OF  
RECYCLABLE MATERIAL FOR 2019**

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

**WHEREAS**, by Resolution No. 14-199, adopted December 3, 2014 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. 14-199 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.

**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, 2019 for \$112,305.00.

**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/Ferro, C/Kuczinski, C/Masci, C/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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO. 18-219  
MEETING DATE: 12-19-18**

**RESOLUTION AWARDING OF A CONTRACT FOR INSURANCE COVERAGE  
MONMOUTH COUNTY MUNICIPAL JOINT INSURANCE FUND  
RESOLUTION TO JOIN  
SUBJECT TO APPROVAL OF ASSESSMENT**

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

**WHEREAS**, a number of municipalities in the state of New Jersey have joined together to form a Joint Insurance Fund as permitted by chapter 372 Laws of 1983 (40A:10-36) and;

**WHEREAS**, said Fund was approved to become operational by New Jersey Department of Insurance and the Department of Community Affairs and has been in operation since that date, and;

**WHEREAS**, the statutes and regulations governing the creation and operation of a Joint Insurance Fund contain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a Fund;

**NOW THEREFORE**, be it resolved that the Governing Body of the Township of Millstone do hereby agree to join the Fund subject only to the right to approve the initial assessment when the same is received from the Fund following processing of the application, and;

**BE IT FURTHER RESOLVED**, it is agreed as follows:

1. The Township of Millstone hereby begins its membership in the Monmouth Municipal Joint Insurance Fund for a three (3) year period, beginning January 1, 2019 and ending December 31, 2021\*.
2. The Township of Millstone hereby ratifies and reaffirms the Indemnity and Trust Agreement, Bylaws and other organizational and operational documents of the Monmouth Municipal Joint Insurance Fund as from time to time amended and altered by the Department of Insurance in accordance with the Applicable Statutes and administrative regulations as if each and every one of said documents were re-executed contemporaneously herewith.
3. The Township of Millstone agrees to be a participating member of the Fund for the period herein provided for and to comply with all of the rules and regulations and obligations associated with said membership.

**BE IT FURTHER RESOLVED** that the Township of Millstone is applying to the Fund for the following types of coverages:

1. Workers' Compensation including Employer's Liability;
2. General Liability including Police Professional Liability and Employee Benefits Liability;
3. Automobile Liability;
4. Blanket Crime;

5. Property including Boiler and Machinery;
6. Public Officials and Employment Practices Liability;
7. Volunteer Directors & Officers Liability;
8. Cyber ;
9. Non-Owned Aircraft Liability;
10. Environmental Impairment Liability.

**BE IT FURTHER RESOLVED** that the Governing Body hereby adopts and approves of the bylaws of the Fund; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk, Maria Dellasala is authorized to execute the application for membership and the accompanying certification on behalf of the Governing Body; and

**BE IT FURTHER RESOLVED** that the Governing Body is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the Fund as are required by the Fund's bylaws and to deliver same to the Executive Director of the Fund with the express reservation that said document shall become effective only upon the applicant's admission to the Fund following approval by the Fund, passage by the Governing Body of a Resolution Accepting Assessment and approval by the New Jersey Department of Insurance and the Department of Community Affairs.

**ROLL CALL:**

**AYES:** C/Ferro, C/Kuczinski, C/Masci, C/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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**GOVERNING BODY'S CERTIFICATION OF APPLICATION**

- 1. The undersigned hereby certifies as follows:
  - a) I am an elected or appointed officer of the Township of Millstone
  
  - b) By Resolution of the Governing Body I have been authorized to execute the Application for membership in the Monmouth County Joint Insurance Fund.
  
  - c) I have examined the Application form which has been completed on behalf of the Governing Body and do certify, on behalf of the Governing Body, that the information therein contained is complete, true and accurate to the best of my knowledge.
  
  - d) I am aware that omissions or inaccuracies in the material submitted may result in a revised assessment and in certain extreme cases a lack of coverage.
  
  - e) The Governing Body does not operate or own any type of public utility, active or inactive sanitary landfill or dump; nor is there any action or claim pending or threatened wherein it is alleged that the Governing Body has been guilty of any form of discrimination or violation of any person's civil rights, which facts have not been disclosed in detail on a separate sheet of paper attached to the membership application.
  
  - f) If applicable, all structures owned by the Governing Body are listed in the Statement of Values and no such building has been declared unsafe or unlawful as a consequence of any fire or engineering inspection except as disclosed on a separate sheet of paper attached to the application.

I hereby certify on behalf of the Township of to the best of my knowledge that the statements above are true

BY: \_\_\_\_\_  
Gary Dorfman, Mayor

DATE: December 19, 2018

**INDEMNITY AND TRUST AGREEMENT  
MONMOUTH COUNTY MUNICIPAL JOINT INSURANCE FUND**

THIS AGREEMENT, made this 19th. day of December, 2019 in the County of Monmouth, State of New Jersey, By and Between the Monmouth County Municipal Joint Insurance Fund, hereinafter referred to as "FUND", and the Governing Body of the Township of Millstone, a duly constituted local unit of government hereinafter referred to as "GOVERNING BODY";

WITNESSETH:

WHEREAS, several local governmental units have collectively formed or are in the process of forming a Joint Insurance Fund as such an entity is authorized and described in NJSA 40A:10-36 et seq. and the administrative regulations promulgated pursuant thereto and;

WHEREAS, the GOVERNING BODY has agreed to become a member of the FUND in accordance with and to the extent provided for in the bylaws of the FUND and in consideration of such obligations and benefits to be shared by the membership of the FUND;

NOW THEREFORE, it is agreed as follows:

1. The GOVERNING BODY accepts the FUND'S bylaws as approved and adopted and agrees to be bound by and to comply with each and every provision of the said bylaws and the pertinent statutes and Administrative Regulations pertaining to same and as set forth in the Risk Management Plan.
2. The GOVERNING BODY agrees to participate in the FUND with respect to the types of insurance listed in the Township of Millstone's Resolution.
3. The GOVERNING BODY agrees to become a member of the FUND for an initial period of three (3) years, the commencement of which shall coincide with the effective date of the FUND'S operation and coverage, or the effective date of membership, whichever occurs later.
4. The GOVERNING BODY certifies that it has never defaulted any claims if self-insured and has not been canceled for non-payment of insurance premiums for a period of at least two years prior to the date hereof.
5. In consideration of membership in the FUND the GOVERNING BODY agrees that it shall jointly and severally assume and discharge the liability of each and every member of the FUND, all of whom as a condition of membership in the FUND shall execute a verbatim counterpart of this Agreement and by execution hereof the full faith and credit of the GOVERNING BODY is pledged to the punctual payment of any sums which shall become due to the FUND in accordance with the bylaws thereof, this Agreement the Fund's Risk Management Plan or any applicable Statute.

6. If the FUND in the enforcement of any part of this Agreement shall incur necessary expense or become obligated to pay attorney's fees and/or Court costs the GOVERNING BODY agrees to reimburse the FUND for all such reasonable expenses, fees and costs on demand.
7. The GOVERNING BODY and the FUND agree that the FUND shall hold all monies paid by the GOVERNING BODY to the FUND as fiduciaries for the benefit of FUND claimants all in accordance with NJAC 11:15 2.1 et seq.
8. The FUND shall establish separate Trust Accounts for each of the following categories of risk and liability:
  - a) Workers' Compensation including Employer's Liability;
    - a. General Liability including Police Professional Liability and Employee Benefits Liability;
    - b. Automobile Liability;
    - c. Blanket Crime;
    - d. Property including Boiler and Machinery;
    - e. Public Officials and Employment Practices Liability;
    - f. Volunteer Directors & Officers Liability;
    - g. Cyber;
    - h. Non-Owned Aircraft Liability;
    - i. Environmental Impairment Liability.

The FUND shall maintain Trust Accounts aforementioned in accordance with NJSA 40A: 10-36, NJAC 11:15.2 etseq, NJSA 40A: 5-1 and such other statutes as may be applicable. More specifically, each of the aforementioned separate Trust Accounts shall be utilized solely for the payment of claims, allocated claim expense and excess insurance or reinsurance premiums for each such risk or liability or as "surplus" as such term is defined by NJAC 11:15-2.2.

9. Each GOVERNING BODY who shall become a member of the FUND shall be obligated to execute this Agreement.

BY:

\_\_\_\_\_  
Gary Dorfman, Mayor

DATE:

December 19, 2018

**RESOLUTION NO. 18-220**  
**MEETING DATE: 12-19-18**

**RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENT FOR SIGN  
MAKING SERVICES WITH FREEHOLD TOWNSHIP**

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

**WHEREAS**, Millstone Township is in need of making provision for sign making services; and

**WHEREAS**, Freehold Township has the personnel and facilities to meet that need; and

**WHEREAS**, Freehold Township and Millstone Township will enter into a Shared Services Agreement on January 1, 2019 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 Municipal 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 sign making services with the Township of Freehold.

**BE IT FURTHER RESOLVED** that a copy of this Resolution, certified by the Municipal Clerk to be a true copy be forwarded to Terry Patino - Freehold Township Clerk, Dan Specht - Millstone Township Department of Public Works and Annette Murphy - Millstone Township Chief Financial Officer.

**ROLL CALL:**

**AYES:** C/Ferro, C/Kuczinski, C/Masci, C/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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO. 18-221  
MEETING DATE: 12-19-18**

**RESOLUTION AUTHORIZING VOIDING OF CHECKS  
AND ADDING FUNDS BACK TO MILLSTONE TOWNSHIP ACCOUNTS**

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

**WHEREAS**, the following outstanding checks in Millstone Township Accounts have been outstanding for over 12 months:

<u>Check#</u>	<u>Date</u>	<u>Amount</u>	<u>Payable To:</u>	<u>Fund Drawn On:</u>	<u>Funds Returned To:</u>
5210	12/18/17	\$4,200.00	Predator Soccer	Recreation Trust	Recreation Trust
9509	10/13/17	3.44	Katherine Slisky	Payroll Trust	Operating Account (CF)

**TOTAL:     \$4,203.44**

**WHEREAS**, banks will not cash a check that is more than six months old; and

**WHEREAS**, since the outstanding checks, totaling \$4,203.44, are over twelve months old, and numerous attempts have been made to the payees, it is recommended that the checks be voided and the amounts be added back into the Millstone Township Accounts, as detailed above.

**NOW, THEREFORE, BE IT RESOLVED** that the above referenced outstanding checks totaling \$4,203.44 be voided and added back into the Millstone Township Accounts.

**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/Ferro, C/Kuczinski, C/Masci, C/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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

**RESOLUTION NO. 18-222  
MEETING DATE: 12-19-18**

**RESOLUTION TO REPORT ADDITIONS AND DELETIONS  
TO THE FIXED ASSETS REPORT**

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

**WHEREAS**, N.J.A.C. 5:30-5.6, as well as Technical Accounting Directive No. 85-2, specify the accounting requirements for government fixed assets; and

**WHEREAS**, the threshold for “nonexpendable, tangible personal property” is \$5,000 and a useful life of at least five years; and

**WHEREAS**, the Chief Financial Officer has advised the Mayor and Committee of the Township of Millstone of the attached Additions and Deletions to the cumulative Fixed Assets Report for Machinery and Equipment.

**NOW, THEREFORE, BE IT RESOLVED** that the attached Additions and Deletions to the cumulative Fixed Assets for Machinery and Equipment be approved; and

**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 Township Auditor.

**ROLL CALL:**

**AYES:** C/Ferro, C/Kuczinski, C/Masci, C/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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk

Township of Millstone  
 Fixed Assests "Add List" 2018  
 Machinery and Equipment Detail  
 1/1 through 12/31/18

Year											
<u>Purch.</u>	<u>Vendor</u>	<u>Status</u>	<u>PO #</u>	<u>Description</u>	<u>Dept.</u>	<u>Trk#</u>	<u>Amount</u>	<u>Comments/Vin#/Model#</u>	<u>Tag #</u>	<u>License#</u>	
2018	Pitney Bowes		17-01724	SendPro P1500 MSF5 mail machine	GA		\$7,484.40	SN 6011345	000109	n/a	
2018	Kiely Equipment Co, LLC		17-01663	2017 Wanco Solar Speed Radar Trailer WSDT3-S	DPW	533	8,585.00	SN SF15S0914H1006528	000110	n/a	
2018	Gramco Business Communication		18-00345	digital recording system	GA	---	\$5,695.00	n/a	000111	n/a	
2018	Mid-Atlantic Truck Centre, Inc		17-01466	2019 Intl Hook Lift Truck Class VIII, White w/ accessories	DPW	932	\$201,638.00	3HAWDSTR5KL347359	000112	26629MG	
2018	MRC, Inc		18-01298	Millstone Park Playground Equipment	Mill Pk	---	\$49,815.74	n/a	000113	n/a	
2018	Resilite Sports Product, Inc.		18-01357	40'x40' Resilite Wrestling Mats 7-sections Quanity 1 of 2	rec	---	\$7,300.00	to be stored at Middle School	000114	n/a	
2018	Resilite Sports Product, Inc.		18-01357	40'x40' Resilite Wrestling Mats 7-sections Quanity 2 of 2	rec	---	\$7,300.00	to be stored at Middle School	000115	n/a	
2018	Central Jersey Equipment, LLC		18-01613	Turf Ri Hvy Dty 8' York Rake (tractor attachment)	DPW	534	6,810.60	7008	000116	n/a	
<b>GRAND TOTAL:</b>							<b>\$294,628.74</b>				



**RESOLUTION NO. 18-223  
MEETING DATE: 12-19-18**

**RESOLUTION RESCINDING RESOLUTION 18-192 WHICH MEMORIALIZED  
AGREEMENT WITH THE MILLSTONE TOWNSHIP BOARD OF FIRE  
COMMISSIONERS REGARDING SFSP**

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

**WHEREAS**, at the October 17, 2018 Township Committee meeting Resolution 18-192 was adopted memorializing an agreement with the Millstone Township Board of Fire Commissioners regarding SFSP payments; and

**WHEREAS**, the agreement was based on incorrect information regarding a \$30,000 payment that was not paid to the Township of Millstone; and

**WHEREAS**, the Millstone Township Board of Fire Commissioners has proven to the Township of Millstone that the \$30,000 payment was received by the Township of Millstone in May 2004.

**NOW THEREFORE BE IT RESOLVED** by the Millstone Township Mayor and Township Committee that based on the recommendation of the Chief Financial Officer and the above information Resolution 18-192 is hereby rescinded.

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

1. Chief Financial Officer - Annette Murphy
2. Township Administrator - Maria Dellasala
3. Millstone Township Board of Fire Commissioners

**ROLL CALL:**

**AYES:** C/Ferro, C/Kuczinski, C/Masci, C/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 December 19, 2018.

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Maria Dellasala, RMC  
Municipal Clerk