Mayor Dorfman calls the meeting to order at 7:00 p.m. followed by a flag salute and a moment of silence.

STATEMENT OF NOTICE AS REQUIRED BY P.L. 1975, C231 IS READ.

I HEREBY ANNOUNCE THAT PURSUANT TO THE OPEN PUBLIC MEETING ACT, ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED IN THE ANNUAL MEETING NOTICE WHICH WAS MAILED TO THE ASBURY PARK PRESS AND THE TRENTON TIMES, POSTED ON THE PUBLIC ANNOUNCEMENTS BULLETIN BOARD IN TOWN HALL AND FILED IN THE OFFICE OF THE TOWNSHIP CLERK ON DECEMBER 21, 2020.

<u>ROLL CALL:</u> Committeeman Al Ferro - present, Deputy Mayor Nancy Grbelja – present, Committeeman Michael McLaughlin – present, Committeeman Chris Morris – present and Mayor Gary Dorfman - present. Also, in attendance: Andrew Ball, Esq. - Township Attorney; Township Administrator – Kevin Abernethy and Kathleen Hart - Municipal Clerk.

Municipal Clerk read Resolution 21-118 Authorizing the Holding of an Executive Session, at Which the Public Shall be Excluded

Motion to adopt Resolution 21-118 was moved by C/Morris; second by C/McLaughlin. Committee Discussion: None

ROLL CALL VOTE:

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

NAYS: None ABSTAIN: None ABSENT: None

Motion to adjourn Executive Session was moved by DM/Grbelja; second by C/Ferro. All in Favor

Time In: 7:03 p.m.; Time Out: 8:04 p.m.

Mayor Dorfman calls the regular meeting to order at 8:09 p.m. followed by a flag salute and a moment of silence.

Due to the COVID-19 pandemic the Township Committee Meeting of June 2, 2021 is also being held virtually, utilizing the Zoom platform.

Join Zoom Meeting

https://us02web.zoom.us/j/89811531932?pwd=WEo3OEs1b09ITWxzdUFXN2MwR2tQUT09

Meeting ID: 898 1153 1932; Passcode: 929747

One tap mobile

+13126266799,,89811531932# US (Chicago) 19292056099,,89811531932# US +(New York)

Dial by your location

- +1 312 626 6799 US (Chicago); +1 929 205 6099 US (New York)
- +1 301 715 8592 US (Washington DC)
- +1 346 248 7799 US (Houston)
- +1 669 900 6833 US (San Jose)
- +1 253 215 8782 US (Tacoma)

Meeting ID: 898 1153 1932

Find your local number: https://us02web.zoom.us/u/keGs9WFJLb

For public comment section you can also email <u>askmillstone@millstonenj.gov</u> with your questions or public comments along with your name and address. Your comments will be read into the record. This meeting will also be recorded and be replayed on the Millstone PEG Channel.

All attendees and participants agree to conduct themselves in a manner appropriate for public gathering. Individual speakers should be advised that no right of privacy protects a person's public comments made in a public forum. Accordingly, all participants bear responsibility for their own statements and commentary.

<u>PRESENTATION:</u> Cannabis Legislation presented by Helen Varvi, Millstone Township Drug Alliance Coordinator. (See Attachment A).

Helen Varvi addresses the Cannabis Legislation. The deadline for municipalities to have an ordinance in place is August 21, 2021. You can regulate the operation, location, manner and number of types of cannabis businesses. You can't prohibit cannabis delivery services to the township. There are six classes of licenses: Class I Cultivator; Class 2 Manufacturer; Class 3 Wholesaler; Class 4 Distributor; Class 5 Retailer; Class 6 Delivery Service. The Township can opt-in with Class 1-5 or they can opt-out. If you opt-out, this can give you more time for a more comprehensive review and more guidance from the Cannabis Regulatory Commission. The Township can opt back in at any time. If the Township fails to act by the August 21st deadline, it would result in the municipality to automatically be in for 5 years and must allow license classes 1-4 in all industrial zones and must allow Class 5 licenses (retailer) in all commercial or retail zones. The municipality would not be able to opt out for 5 years. There is no penalty for the Township to opt out now and wait to see the regulations from the Cannabis Regulatory Commission. The tax rate revenue the Township could charge can't exceed 2% from each sale from a Cultivator, Manufacturer, Retailer and 1% for Wholesaler.

M/Dorfman thanks Helen Varvi for her presentation and the years of service with the Millstone Township Drug Alliance. The Township does not have means of enforcement, it is a federal non-prohibited business and rather limited in tax revenue. We can opt-out at this time and see what happens elsewhere and recommends to the Township Committee to opt-out and monitor the situation.

Dr. Alan Ao, 27 Whittier Drive, Morganville, NJ. He is a registered pharmacist and is now with alternative medicine and states that local dispensary operators would effectively exclude the township if you opt-out at this time and that dispensaries would supply their own security. If you have any further questions, you can email him at alan@plantandprescriptions.com.

ORDINANCES:

SECOND READING

ORDINANCE 21-07 CALENDAR YEAR 2021 ORDINANCE TO EXCEED THE

MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO

ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

<u>EXPLANATORY STATEMENT:</u> This Ordinance authorizes an increase to 3.5% over the previous year's final appropriations.

Affidavit of Publication Presented

Mayor Dorfman opens the public hearing at 8:53 p.m.

No public comments.

Mayor Dorfman closes the public hearing at 8:53 p.m.

Motion to adopt Ordinance 21-07 on second reading was moved by C/Morris; second by DM/Grbelja.

ROLL CALL VOTE:

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

NAYS: None ABSTAIN: None ABSENT: None

SECOND READING

ORDINANCE 21-08 AN ORDINANCE AMENDING CHAPTER V (FEES), SECTION

5-2 (FEES FOR CHAPTER 2: ADMINISTRATION), SUBSECTION 5-2C

(RECREATION REGISTRATION), OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH AND STATE

OF NEW JERSEY

EXPLANATORY STATEMENT: This Ordinance amends registration fees for Cheer programs.

Affidavit of Publication Presented

Mayor Dorfman opens the public hearing at 8:54 p.m.

No public comments.

Mayor Dorfman closes the public hearing at 8:54 p.m.

Motion to adopt Ordinance 21-08 on second reading was moved by C/McLaughlin; second by DM/Grbelja.

ROLL CALL VOTE:

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

NAYS: None ABSTAIN: None ABSENT: None

RESOLUTIONS:

21-119 Resolution to Read Budget by Title Only

Motion to adopt Resolution 21-119 was moved by C/Ferro; second by C/McLaughlin.

ROLL CALL VOTE:

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

NAYS: None ABSTAIN: None ABSENT: None

21-120 Resolution to Amend the 2021 Municipal Budget

Township Administrator/CFO read in full Resolution 21-120.

WHEREAS, the Local Municipal Budget for the year 2021 was approved on the 5th day of May 2021, and;

WHEREAS, the public hearing on said budget will be held as advertised, and;

WHEREAS, it is the desire to amend said approved budget.

NOW, THEREFORE, BE IT RESOLVED, the Township Committee of the Township of Millstone, County of Monmouth, that the following amendments to the approved budget of 2021 be made:

	FROM	TO
CURRENT FUND: GENERAL REVENUES:		
1. Surplus Anticipated	\$ 1,000,000.00	\$ 929,000.00
Total Surplus Anticipated	1,000,000.00	929,000.00
Summary of Revenues:		
1. Surplus Anticipated (Sheet 4, #1)	1,000,000.00	929,000.00
5. Subtotal General Revenues	3,966,577.30	3,821,756.00
7. Total General Revenues	7,788,333.30	7,717,333.30
GENERAL APPROPRIATIONS:		
(A) Operations - Within "CAPS"		
Office of Municipal Clerk Salaries and Wages	76,600.00	74,600.00
Other Expenses	76,600.00	74,600.00
Legal Services		
Other Expenses	150,000.00	142,500.00
Open Space Preservation Salaries and Wages	35,000.00	31,500.00
Other Expenses	33,000.00	31,300.00
Insurance:	121 200 00	100 200 00
General Liability Public Works Functions:	121,200.00	109,200.00
Road Repair & Maintenance		
Salaries and Wages	612,500.00	606,500.00
Other Expenses	172,500.00	155,500.00
Municipal Court	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Salaries and Wages	100,000.00	94,000.00
State Uniform Construction Code Official		
Other Expenses	4.70.000.00	1.72 000 00
Direct Costs	170,000.00	153,000.00
Total Operations {Item 8(A)} Within "CAPS"	4,384,059.00	4,313,059.00
Total Operations Including Contingent Within "CAPS"	4,384,059.00	4,313,059.00
Detail:		
Salaries & Wages	1,859,300.00	1,841,800.00
Other Expenses (Including Contingent)	2,524,759.00	2,471,259.00
(H-1) Total General Appropriations for Municipal Purposes Within "CAPS"	4,696,695.00	4,625,695.00
(L) Subtotal General Appropriations Items (H-1) & (O)	7,163,333.30	7,092,333.30
9. Total General Appropriations	\$ 7,788,333.30	\$ 7,717,333.30

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for certification of the local municipal budget so amended.

Township Administrator states that this amended resolution reduces the overall budget by \$77,000.

Motion to adopt Resolution 21-120 was moved by C/Morris; second by C/McLaughlin.

ROLL CALL VOTE:

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

NAYS: None ABSTAIN: None ABSENT: None

PRESENTATION OF THE 2021 MUNICIPAL BUDGET: Matt Holman, from Holman Frenia Allison, P.C., Financial Consultant presents the 2021 budget (see Attachment B). This year we are under State Review and receive approval from the State today. The net valuation taxable is up about \$14 million dollars. Any new ratables will increase this number. The amount to be raised by Taxation is going up \$500,000 due to the debt service going up \$874,000. We were able to make this work with the debt service increasing which includes principle being paid down at a greater rate. The municipal tax rate increases to \$0.202 from \$0.176. This is an increase of \$143.42 on a home based on \$538,724. Accomplishments are the road improvements and assuming first aid operations which was a large cost increase for the Municipality. The tax collection percentage for 2020 was 98.66%. The revenue from interest on investments decreased by \$119,000. The capital improvements projects that were submitted with this budget but not set in stone but requires the 5% down payment to be include and raised in the budget. The breakdown of the property taxes rate that is paid to the Municipality includes the School (72.2%), County (12.6%), Special District (4.4%), Municipal Open Space (2.5%) and the Municipality (8.3%). In 2020 Millstone remained ranked at #2 of 53 municipalities for the lowest municipal local purposes tax rate in the County.

M/Dorfman thanks Matt Holman for an excellent presentation and thanks all personnel involved in preparing the municipal budget. A part from paying down the debt service and the funding for the emergency service rescue squad, this would be about a zero increase.

Affidavit of Publication presented

Mayor Dorfman open the meeting to the public at 9:25 p.m.

No public comment.

Mayor Dorfman closes the meeting to the public at 9:25 p.m.

RESOLUTION 101A Adopt the Amended 2021 Municipal Budget

Motion to adopt Resolution 21-101A was moved by C/Ferro; second by C/Morris.

ROLL CALL VOTE:

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

NAYS: None ABSTAIN: None ABSENT: None

RESOLUTIONS: CONSENT RESOLUTION POSTED ON BULLETIN BOARD.

ALL MATTERS LISTED UNDER ITEM "CONSENT AGENDA" ARE CONSIDERED ROUTINE BY THE TOWNSHIP COMMITTEE AND WILL BE ENACTED BY ONE (1) MOTION IN THE FORM LISTED BELOW. THERE WILL BE NO SEPARATE DISCUSSION ON THESE ITEMS, IF DISCUSSION IS DESIRED OF ANY ITEM, THAT ITEM WILL BE CONSIDERED SEPARATELY.

21-121	Resolution Authorizing the Renewal of Alcohol Beverage 2021-2022 License for
	Vesuvio's Family Restaurant, LLC, License No. 1332-33-001-010
21-122	Resolution Authorizing the Renewal of Alcohol Beverage 2021-2022 License For KMK
	Realty Associates, LLC, License No. 1332-33-006-001
21-123	Resolution Authorizing the Issuance of a Duplicate Tax Sale Certificate Pursuant to
	N.J.S.A. 54:5-52.1
21-124	Resolution Authorizing the Execution of a Developer's Agreement for Sil-Kemp
	Concrete, Inc. D/B/A Silvi Group Companies, Block 22, Lot 13, Site Plan No. Z19-06
21-125	Resolution Authorizing Shared Services Agreement Between Millstone Township and
	Millstone Township Board of Education for Uploading BOE Meeting to Township
	Website
21-126	Resolution Authorizing Shared Services Agreement Between Millstone Township and
	Millstone Township Board of Education for Maintenance Services for HVAC and
	Electrical

21-127	Resolution Authorizing the Renewal of Alcohol Beverage 2021-2022 License for Indus
	Holdings, Inc. T/A Buy Rite Liquors, License No. 1332-44-004-007

21-128 Resolution Authorizing the Execution of an Amended Agreement Between the

Township of Millstone and Monmouth Conservation Foundation for Open Space and

Farmland Preservation

21-129 Payment of Vouchers – June 2, 2021

Motion to adopt Consent Agenda Resolution 21-121 through 21-129 was moved by C/McLaughlin; second by M/Dorfman.

ROLL CALL VOTE:

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

NAYS: None ABSTAIN: None ABSENT: None

TOWNSHIP COMMITTEE MINUTES:

1. Regular Meeting Minutes – May 19, 2021

Motion to adopt regular meeting minutes of May 19, 2021 was made by C/Ferro; second by C/McLaughlin.

ROLL CALL VOTE:

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

NAYS: None ABSTAIN: None ABSENT: None

LIAISON REPORTS:

M/Dorfman would like the Liaisons to speak to their respective boards and commissions regarding conducting in person meetings. These are all volunteers and would like to accommodate anyone who choose not to appear in person.

C/Ferro would like to thank the Veterans Council, DPW employees and the residents who attended the Memorial Day Ceremony.

NEW BUSINESS: The Municipal Clerk announces that the Primary Election is June 8, 2021 from 6am – 8pm. The polling location are as follows: District 1 and District 4 votes at Court Building, located at 215 Millstone Rd.; District 2, District 3 and District 6 votes at Wagner Farm Park, 4 Baird Rd.; District 5 and District 7 votes at Community Center, 463 Stage Coach Rd.

OLD BUSINESS: NONE

COMMENTS FROM THE DAIS: NONE

PRIVILEGE OF THE FLOOR (Limited to ½ Hour) Members of the public participating by remote internet access or telephonic access shall be allotted up to three (3) minutes.

Mayor Dorfman open the meeting to the public at 9:32 p.m.

Victor Runner, 298 Millstone Road states that he continues to have numerous issues with his neighbor at 2 Anderson Court with animals in the front yard, tractor in front yard, pool not open in years and fence that needs to be removed off his property. Township Administrator will check with Code Enforcement on any code violations.

Mayor Dorfman closes the meeting to the public at 9:48 p.m.

ADJOURNMENT:

Motion to adjourn was moved by C/Morris; Second by C/McLaughlin. All in Favor.
Time Out: 8:29 p.m.
Audio of the meeting is available in the Municipal Clerks Office.
June 2, 2021 Township Committee Meeting Minutes approved at a Township Committee meeting held on July 7, 2021.
Kathleen Hart, RMC Municipal Clerk

ATTACHMENT A

MUNICIPAL ALLIANCES & MARIJUANA LEGALIZATION IN NJ

Township Committee Meeting
June 2, 2021
Presented by: H. Varvi- Municipal Alliance Coordinator

KEEP YOUR LOCAL CONTROL

- August 21 is the deadline for municipalities to have an ordinance in place
- This requires 2 readings with a public hearing and vote, plus 21 days
- •Ordinance may have to go before local planning and/or zoning board for approval before second reading
- Opting in or opting out by ordinance allows for the most local control.

MUNICIPAL REGULATIONS & ORDINANCES

Municipalities may enact ordinances that:

- Govern times of operation, location, manner, and number of type of cannabis businesses
- Establish civil penalties for ordinance violation
- $^{\circ}$ Cannot prohibit cannabis delivery services to our township—only local-based delivery services
- Nullifies and voids any ordinance previously enacted ordinances prohibiting cannabis related activities

OPT-IN ORDINANCE

By enacting an opt-in ordinance, towns can:

- Decide which classes of licenses to permit (Must allow "Delivery" Service)
- · Dictate which zones certain classes of licenses can operate in
- $^{\circ}$ Decide how many licenses of each class they want to allow-however final decision is made by the Cannabis Regulatory Commission
- $^{\circ}$ Enact a local license requirement (with fees) and restrict the operation, days, times and manner of business (Classes I–5 only)
- Adopt civil penalties for ordinance violations on any of the above

OPT-IN ORDINANCE

Six classes of licenses:

- Class I Cultivator
- Class 2 Manufacturer
- Class 3 Wholesaler
- Class 4 Distributor
- · Class 5 Retailer
- Class 6 Delivery Service

OPT-IN ORDINANCE

Municipalities may also prohibit by ordinance onsite consumption areas:

- Indoor -enclosed by solid walls or windows and shall be reached only thru the interior of the retail facility. It must have ventilation as required for cigar lounges
- · Outdoor -must have barriers in place to screen consumption from public view.

OPT-OUT ORDINANCE

- Prohibiting one or more types of cannabis businesses
- If not, then permitted use in all industrial zones
- $\ ^{\circ}$ Selling of cannabis conditional use in all commercial zones or retail zones
- $^{\circ}$ Provides more time for a comprehensive review and more guidance from the Cannabis Regulatory Commission

If municipality does not optout must wait 5 years to adopt ordinance to optout.

OPT-OUT ORDINANCE

To opt out towns must:

- Introduce ordinance (first reading)
- * The ordinance should list all classes of licenses banned
- The ordinance may have to go to zoning/planning board for approval between first and second reading (check with municipal attorney)
- · Have second reading and public hearing followed by a vote to adopt
- The ordinance will go into effect in 21 days after adoption
- A TOWN CAN OPT BACK IN AT ANY TIME

THIS IS A **LOCAL** ISSUE

Things Municipalities must consider when choosing Opt in or Opt out

- Local Option Tax Will you be able to cover your costs?
 POTENTIAL COSTS
 - . The town is totally responsible for the collection of the 2% tax.
 - It may be difficult to know the actual amount sold without viewing the establishment books weekly or perhaps even daily.
 - This may require a trained, dedicated FT or PT employee depending on number of establishments (salary, benefits, pension etc.)
 - Other costs may include new finance software unless the establishments use Edmunds.
 - Law enforcement may have to escort the employee on collection rounds due to payments being made in cash
- Municipal Land Use impacts?
- Expungement

YOU DECIDE, BUT . . .

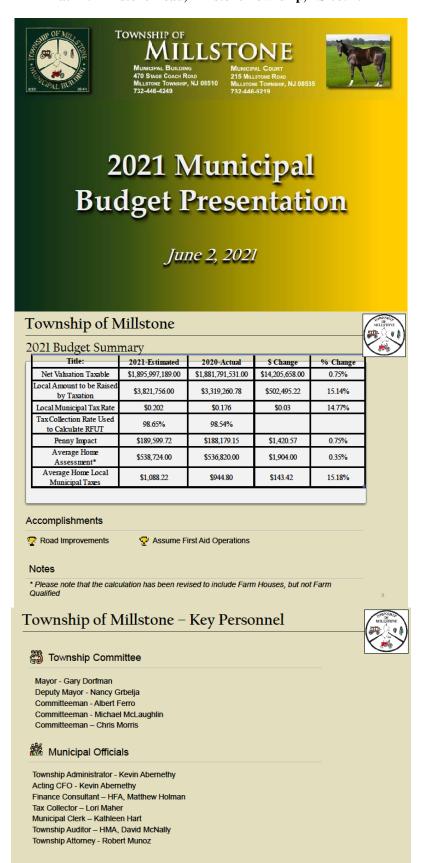
FAILURE TO ACT BY THE AUGUST 21 DEADLINE RESULTS IN

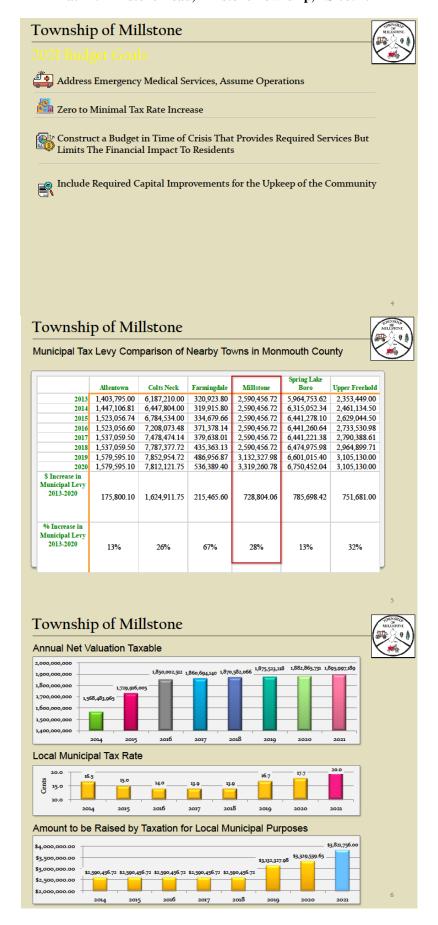
- The municipality is automatically in for 5 years
- The municipality must allow license classes I –4 (Cultivator, Manufacturer, Wholesaler, Distributor) inall industrial zones
- The municipality must allow class 5 licenses (Retailer) in all commercial or retail zones
- The municipality cannot opt out for 5 years
- Any cannabis businesses established during this period are grandfathered against future opt out

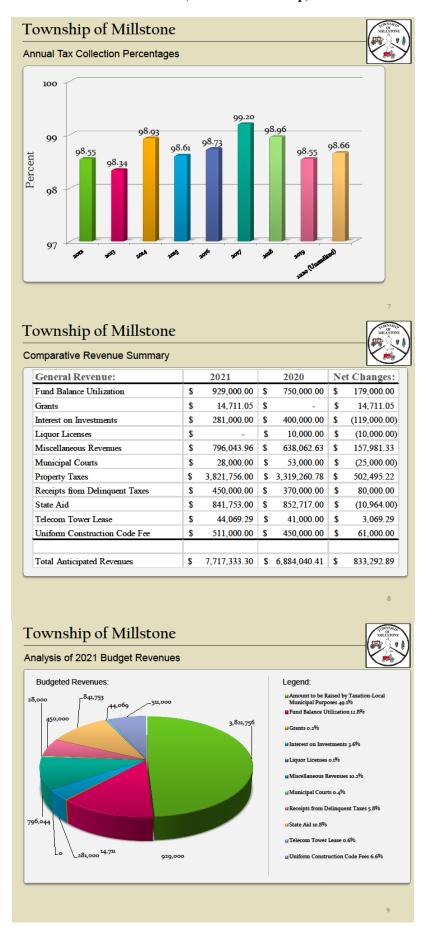
LET'S TAKE OUR TIME WITH THIS

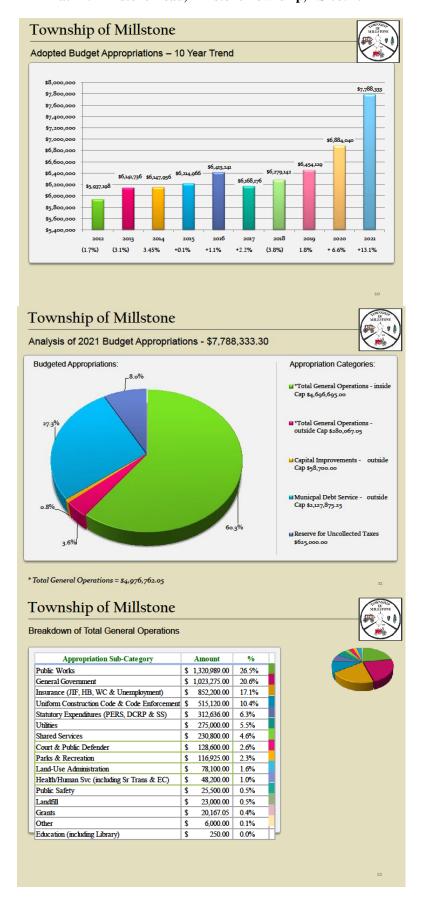
- It is unlikely that a full set of rules for the operation of the market will be promulgated by the Commission by the optout deadline.
- Therefore the most prudent course of action might be for a municipality to opt out until such time as parameters are known and they can assess the fiscal and community impact.
- There is no penalty for towns to opt out now and wait to see how things go when the market is established
- . Towns can opt back in at any time

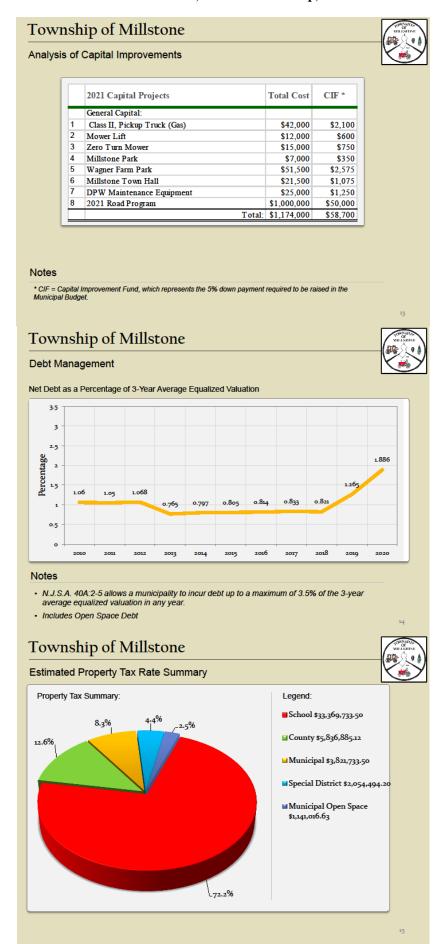
ATTACHMENT B











Township of Millstone

Average Homeowner pays \$1,088/year or \$91/month in Municipal Taxes for



Building, Construction, Land Use

Services & Other

- o Code Enforcement
- Construction inspections and proper permitting
- o Planning & Zoning Boards
- Recreation, Shade Tree, Open Space, Agriculture, Historic & Environmental Commission Boards

Other Services

- Dog Licensing
- o Recreation Programs
- o Notarizing documents

Media Resources

- o Newsletter
- o Township Website
- o Public Access Channel
- o E-mail Blasts

Public Safety

- o Emergency Management
- o First Aid New Service Provided in 2020
- Municipal Court Services, including Public Defender
- Deer Carcass Removal from Township/County Roads
- Special Citizen Area Transportation SCAT
- o Municipal Drug Alliance
- o Animal Control

Township of Millstone

Average Homeowner pays \$1,088/year or \$91/month in Municipal Taxes for:



Public Works

- Road Repair & Maintenance of 244 lane miles of roadway
- Snow Removal 244 lane miles of roadway & 158 cul-de-sacs
- Park Maintenance increase from 83 acres to 247 acres
- o Building & Grounds Maintenance
- Vehicle Maintenance
- o Storm water management 2,334 catch basins & 303 outfalls & 113 water quality basins

Vital Statistics

- Marriage License/Civil Union/Domestic Partnership
- o Other Vital Records

Community Events

- Memorial Day Parade
- o Veteran's Day Service Millstone Day

Recycling

- Recycling Collection Every other Wednesday
- Electronics Recycling/Drop Off (Recycling Yard)
- Recycling Yard- Sat & Sun 8am-1pm
 Tues/Thurs 11am-3pm
- o Christmas Tree Pick-up
- o Spring/Fall Brush Drop Off (12 times a year)
- Spring Clean up Annually
 Tire Drop Off Annually

Revenue Collection

- o Pay Taxes Online
- o Pay for Recreation Programs online
- o Pay by credit card for:
 - Municipal Court Fines
 - Recreation Programs
 - Construction Fees

Township of Millstone

Summary

MILLETONE

Ongoing Management:

- Collaborative effort to manage new challenges and priorities
- · Continual review of appropriations
- · Seek shared services and cost reduction opportunities
- Research additional revenue sources



Township of Millstone Summary 2020 Ranking in Monmouth County Millstone remained ranked #2 of 53 for the lowest Municipal Local Purposes Tax Rate 2021 Ranking in Monmouth County To Be Determined Township of Millstone **Questions? Comments?** or