

RESOLUTION NO. 22-203
MEETING DATE: 11-02-2022

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

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

WHEREAS, N.J.S.A. 10:4-13 of the Open Public Meetings Act permits the exclusion of the public from meetings of public bodies in certain circumstances which are set forth in N.J.S.A. 10:4-12(b); and

WHEREAS, the Township Committee of the Township of Millstone is of the opinion that such circumstances presently exist.

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

1. The public shall be excluded for the discussion of any action upon the here in after specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 1. Items Falling Under Attorney Client Privilege
 2. Contract
 3. Litigation
 4. Potential Land Acquisition

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/McLaughlin, DM/Morris, C/Zabrosky, M/Ferro
NAYS: None
ABSTAIN: None
ABSENT: C/Davis

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Township Committee of the Township of Millstone on November 2, 2022.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 22-204
MEETING DATE: 11-02-2022

RESOLUTION TO TRANSFER FUNDS ON CURRENT YEAR APPROPRIATIONS #1

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

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 2022 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 2022 Municipal Budget:

<u>CURRENT ACCOUNT</u>		<u>FROM</u>	<u>TO</u>
General Administration	OE	\$5,000	
Health Benefits	OE	30,000	
Construction	OE	50,000	
Telephone	OE	<u>5,000</u>	
Legal	OE		\$75,000
Planning	OE		2,000
Park Maintenance	OE		5,000
Building & Grounds	OE		<u>8,000</u>
TOTAL		\$90,000	\$90,000

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

ROLL CALL:

AYES: C/McLaughlin, DM/Morris, C/Zabrosky, M/Ferro

NAYS: None

ABSTAIN: None

ABSENT: C/Davis

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of November 2, 2022.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 22-205
ADOPTION DATE: 11-02-2022

**RESOLUTION INCREASING CONTRACT AMOUNT FOR SPECIAL
ENVIRONMENTAL COUNSEL**

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

WHEREAS, on March 2, 2022, the Township Committee of the Township of Millstone adopted Resolution No. 22-77 appointing Joanne Vos, Esq. of the law firm of Maraziti Falcon, LLP to provide legal services as Special Environmental Counsel; and

WHEREAS, as a result of the same, Maraziti Falcon, LLP was awarded a non-fair and open Contract to provide professional legal services for an amount not to exceed \$15,000.00; and

WHEREAS, by Resolution No. 22-147 adopted on June 15, 2022, the amount for legal services was increased from \$15,000.00 to \$25,000.00; and

WHEREAS, the provision of legal services as Special Environmental Counsel are still required; and

WHEREAS, there exists a need to further increase the Contract amount to an amount not to exceed \$40,000.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in 2-01-20-155-127 account.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Millstone that the Contract awarded to Joanne Vos, Esq. of the law firm of Maraziti Falcon, LLP to provide legal services as Special Environmental Counsel be and is hereby increased to an amount not to exceed \$40,000.00.

BE IT FURTHER RESOLVED that notice of this award will be published as required by law within ten (10) days of the passage of this Resolution.

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to Joanne Vos, Esq. of Maraziti Falcon, LLP, the Township Administrator and the Township Chief Financial Officer.

ROLL CALL:

AYES: DM/Morris, C/Zabrosky, C/McLaughlin, M/Ferro

NAYS: None

ABSTAIN: None

ABSENT: C/Davis

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of November 2, 2022.

KATHLEEN HART, RMC
Township Clerk

RESOLUTION NO: 22-206
MEETING DATE: 11-02-2022

**RESOLUTION APPOINTING DEPARTMENT OF
PUBLIC WORKS OPERATOR (ii)**

C/McLaughlin offered the following resolution and moved its adoption, which was second by **DM/Morris**.

WHEREAS, the Township Administrator has indicated that Tristan Maraday's status as DPW Laborer with CDL(ii) shall be changed to the position of DPW Operator (ii) effective October 22, 2022, at an hourly rate of \$18.5677 per hour.

BE IT RESOLVED that this resolution shall amend Salary Resolution #21-229 adopted December 15, 2021.

BE IT FURTHER RESOLVED that a copy of this resolution, certified by the Township Clerk to be a true copy be forwarded to Tristan Maraday, Dan Specht - DPW Coordinator, Kevin Abernethy - Administrator and Amanda Salerno - Treasurer

ROLL CALL:

AYES: DM/Morris, C/Zabrosky, C/McLaughlin, M/Ferro
NAYS: None
ABSTAIN: None
ABSENT: C/Davis

I HEREBY CERTIFY the foregoing to be a true copy of the resolution adopted by the Millstone Township Committee at its meeting of November 2, 2022.

Kathleen Hart, RMC
Township Clerk

RESOLUTION NO. 22-207

SCHEDULE 22-11 S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO
THE TOWNSHIP COMMITTEE AT A MEETING
HELD ON November 02, 2022

SEE SCHEDULE 22-11 ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 22-11 attached.

Al Ferro, Mayor

Chris Morris, Deputy Mayor

Eric Davis, Committeeman

Michael McLaughlin, Committeeman

Tara Zabrosky, Committeewoman

Attest: _____
Kathleen Hart
Municipal Clerk

TOWNSHIP OF MILLSTONE
RESOLUTION NO. 22-207

November 02, 2022

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 22-11, November 02, 2022, Consolidated Bill List, and the vouchers listed below as Schedule 22-11 S, Supplement to Consolidated Bill List, as presented by the Township Treasurer, Amanda Salerno, to be paid from existing appropriations.

CURRENT FUND

TOTAL CURRENT FUND: \$ 9,235,587.72

SCHEDULE 22-11 S

PAYROLL FUND

TOTAL PAYROLL TRUST FUND \$ 5,957.96

GENERAL CAPITAL FUND

TOTAL GENERAL CAPITAL FUND \$ 8,532.50

GRANT FUND

TOTAL GRANT FUND \$ 4,460.49

RESERVE TRUST FUND

TOTAL RESERVE TRUST FUND \$ 192.38

BASIN MAINTENANCE TRUST

TOTAL BASIN MAINTENANCE TRUST \$ 88.76

SHADE TREE TRUST

TOTAL SHADE TREE TRUST \$ 1,625.00

COAH TRUST FUND

TOTAL COAH TRUST FUND \$ 5,639.05

OPEN SPACE FARMLAND TRUST FUND

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 14,391.92

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 \$ 8,066.00

ANIMAL CONTROL TRUST FUND

TOTAL DOG TRUST FUND \$ 943.04

TOTAL FOR ALL FUNDS \$ 9,285,484.82

ESCROW

DEVELOPERS ESCROW ACCOUNT UNDER \$5,000

TOTAL DEVELOPERS ESCROW UNDER \$5,000 \$ 1,940.50

DEVELOPERS ESCROW ACCOUNT OVER \$5,000

TOTAL DEVELOPERS ESCROW OVER \$5,000 \$ 11,888.66

TOTAL FOR ESCROW \$ 13,829.16

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

AYES: DM/MORRIS, C/ZABROSKY, C/MCLAUGHLIN, M/FERRO

NAYS: NONE

ABSTAIN: NONE

ABSENT: C/DAVIS

RESOLUTION NO. 22-208
MEETING DATE: 11-02-2022

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

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

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

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

WHEREAS, the Township of Millstone has entered into SCAT agreements previously and wishes to renew its contract for the year 2023; and

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

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

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

ROLL CALL:

AYES: **DM/Morris, C/Zabrosky, C/McLaughlin, M/Ferro**

NAYS: **None**

ABSTAIN: **None**

ABSENT: **C/Davis**

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of November 2, 2022.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 22-209
MEETING DATE: 11-02-2022

**A RESOLUTION OF THE TOWNSHIP OF MILLSTONE AUTHORIZING THE SALE
OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON
AN ONLINE AUCTION WEBSITE**

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

WHEREAS, the Township of Millstone has determined that the personal property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, the Township of Millstone intends to utilize the online auction services of Municibid located at www.municibid.com; and

WHEREAS, the sales are being conducted pursuant to N.J.S.A. 40A:11-36 and the guidance set forth in the Division of Local Government Services' Local Finance Notice 2019-15.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Millstone, County of Monmouth, State of New Jersey, that the Township is hereby authorized to sell the surplus personal property as indicated on Schedule A on an online auction website entitled www.municibid.com.

BE IT FURTHER RESOLVED, that the terms and conditions of the agreement entered into between Municibid and the Township of Millstone are available at www.municibid.com and in the Township Clerk's office.

BE IT FURTHER RESOLVED, that a certified copy of the within Resolution be forwarded by the Township Clerk to the following: Division of Local Government Services, Municibid, Township CFO and Township Purchasing Agent.

ROLL CALL:

AYES: DM/Morris, C/Zabrosky, C/McLaughlin, M/Ferro

NAYS: None

ABSTAIN: None

ABSENT: C/Davis

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of November 2, 2022.

Kathleen Hart, RMC
Municipal Clerk

RESOLUTION NO. 22-209
SCHEDULE "A"

2004 Ford F-250, 3/4 Ton Pickup VIN 1FTNF 21L04 EE095 84 (Asset ID 810 Tag Number 00083):

Body is rusted through and bed mounts are gone. Frame is sagging at front from weight of snow plow. Snow Plow design is discontinued and no longer works; parts are difficult to source. Severe rust to brakes, calipers, brake lines, frame and steering components.

Miscellaneous items:

- Highway Hazard signs and stands. Old style from early 80's. Signs are no longer recognized by the Manual of Uniform Traffic Code.
- Chainsaws