

**RESOLUTION NO. 16-144
MEETING DATE: 08-03-16**

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

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

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

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

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

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

It is anticipated at this time that the above stated subject matter will be made public in approximately six months or at such time as any litigation discussed is resolved.

3. This Resolution shall take effect immediately.

ROLL CALL:

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

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Township Committee of the Township of Millstone on August 3, 2016.

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO. 16-145

SCHEDULE 16-08 S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO
THE TOWNSHIP COMMITTEE AT A MEETING
HELD ON August 3, 2016

SEE SCHEDULE 16-08 ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 16-08 attached.

Robert J. Kinsey, Mayor

Michael Kuczinski, Deputy Mayor

Nancy Grbelja, Committeewoman

Fiore Masci, Committeeman

Gary Dorfman, Committeeman

Attest: _____
Maria Dellasala
Municipal Clerk

TOWNSHIP OF MILLSTONE
RESOLUTION NO. 16-145
August 3, 2016

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 16-08, August 3, 2016, Consolidated Bill List, and the vouchers listed below as Schedule 16-08 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: \$ 2,505,083.87

SCHEDULE 16-08 S

PAYROLL FUND

TOTAL PAYROLL TRUST FUND \$ 5,429.43

GENERAL CAPITAL FUND

TOTAL GENERAL CAPITAL FUND \$ 16,610.75

GRANT FUND

TOTAL GRANT FUND \$ 6,272.76

RESERVE TRUST FUND

TOTAL RESERVE TRUST FUND \$ 245.00

BASIN MAINTENANCE TRUST

TOTAL BASIN MAINTENANCE TRUST \$ 4,189.84

TRUST OTHER

TOTAL TRUST OTHER FUND \$ 375.00

SHADE TREE TRUST

TOTAL SHADE TREE TRUST \$ 0.00

COAH TRUST FUND

TOTAL COAH TRUST FUND \$ 8,305.91

OPEN SPACE FARMLAND TRUST FUND

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 1,727.88

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 \$ 38,551.52

ANIMAL CONTROL TRUST FUND

TOTAL DOG TRUST FUND \$ 235.00

TOTAL FOR ALL FUNDS \$ 2,587,026.96

ESCROW

DEVELOPERS ESCROW ACCOUNT UNDER \$5,000 BOA

TOTAL DEVELOPERS ESCROW UNDER \$5,000 \$ 5,706.24

DEVELOPERS ESCROW ACCOUNT OVER \$5,000 BOA

TOTAL DEVELOPERS ESCROW OVER \$5,000 \$ 291.40

TOTAL FOR ESCROW BANK OF AMERICA \$ 5,997.64

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

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

NAYS: NONE

ABSTAIN: NONE

ABSENT: M/KINSEY

**RESOLUTION NO. 16-146
MEETING DATE: 08-03-16**

**RESOLUTION APPROVING CHANGE ORDER NO. 1 FOR STRUCTURAL AND ROOFING
IMPROVEMENTS OF CLARKSBURG METHODIST EPISCOPAL CHURCH**

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

WHEREAS, the Township entered into a contract with Robert Frizell Inc. in the original amount of \$398,898.00 for a project known as "Structural and Roofing Improvements of Clarksburg Methodist Episcopal Church"; and

WHEREAS, the Township has requested additional work as detailed on the attached Change Order No. 1; and

WHEREAS, this addition will result in an increase in the amount of \$21,318.00 making the new contract amount \$420,216.00.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Committee of the Township of Millstone that the Change Order No. 1, resulting in an increase in the contract in the amount of \$21,318.00 is hereby approved and the Mayor, Township Administrator or Clerk are hereby authorized to execute this Change Order.

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: Township Engineer, Robert Frizell Inc., Township Attorney, Township Administrator, Township CFO/Treasurer.

ROLL CALL:

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

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of August 3, 2016.

Maria Dellasala, RMC
Municipal Clerk

CHANGE ORDER AND SUPPLEMENTAL AGREEMENT NO.1

Project: STRUCTURAL AND ROOFING IMPROVEMENTS OF CLARKSBURG
METHODIST EPISCOPAL CHURCH

Owner: Township of Millstone
Date: 7/11/2016

Project No: MS10-21
Contractor: Robert Frizell, Inc.
2820 Dover Road
Forked River, NJ 08731

Original Contract Amount: \$398,898.00
Previously Adjusted Contract Amount : \$398,898.00
Amount of this Supplemental Agreement: \$21,318.00
Total Adjusted Contract Amount to Date: \$420,216.00

You are requested to comply with the following changes from the contract plans and specification:

Item No.	Description	Quantity	Units	Unit Price	Decrease in Contract Price	Increase in Contract Price
6	REMOVE AND REPLACE 8 x 8 TIMBER SILL	38	lf	\$461.00	\$0.00	\$17,518.00
SA1-1	Remove , Store & Reinstall Pews	1	LS	\$3,000.00	\$0.00	\$3,000.00
SA1-2	Furnish and Install 4x8 x1/2" plywood in the Attic	16	ea	\$50.00	\$0.00	\$800.00
Total Decrease per this Agreement					\$0.00	
Total Increase per this Agreement						\$21,318.00
Net Change in Contract Price due to this agreement						\$21,318.00

The sum of \$21,318.00 is hereby added to the Total Contract Price and the total Adjusted contract Price to date is hereby equal to \$420,216.00

Reason for Change: Additional work at the Township's request and required by site conditions

Recommended by:

Accepted by:

Approved by:

Prepared by Leon S. Avakian, Inc.

**RESOLUTION NO. 16-147
MEETING DATE: 08-03-16**

**RESOLUTION AUTHORIZING THE EXTENSION OF A ONE TIME GRACE
PERIOD FOR THE PAYMENT OF THIRD QUARTER TAXES - 2016**

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

WHEREAS, due to circumstances beyond the control of the Township of Millstone, the property tax bills for the third quarter of 2016 may not be mailed to taxpayers within the statutory time constraints; and

WHEREAS, pursuant to N.J.S.A. 54:4-66.3, said taxes are due and payable by August 1, 2016; and

WHEREAS, it is the desire of the Township Committee to extend the previously existing ten day waiver on the accumulation of interest to a twenty five day waiver, will start from the date of mailing for the third quarter, 2016 only

WHEREAS, the Tax Collector recommends that the grace period be extended to August 12, 2016. Payments received after the grace period shall accrue interest from the statutory due date of August 1, 2016 which grace period shall be in lieu of, and, not in addition to, any other applicable grace period; and

WHEREAS, the Township Committee believes the extended grace period is warranted by the delay in receiving the certified municipal budget, state aid figures, preparation, and mailing of tax bills; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of The Township of Millstone in the County of Monmouth, that the grace period for payment of the third quarter taxes 2016 be and is hereby extended this "one time for twenty five (25) days from the date of mailing and provided, however that payments received after the statutory due date of August 1, 2016 which grace period shall be in lieu of, and, not in addition to, another applicable grace period."

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 Tax Collector.

ROLL CALL:

AYES: C/Kuczinski, C/Masci, C/Dorfman, C/Grbelja
NAYES: None
ABSTAIN: None
ABSENT: M/Kinsey

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of August 3, 2016.

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO. 16-148
MEETING DATE: 08-03-16

RESOLUTION AWARDING CONTRACT FOR A FORD F-350 OR EQUAL TRUCK

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

WHEREAS, the Township Purchasing Agent received bids on Wednesday, July 27, 2016 at 2:00 p.m. for a Ford F-350 or Equal Truck; and

WHEREAS, the following bids were received:

Winner Ford	\$49,648.00
Bayshore Ford Truck Sales	\$50,384.00; and

WHEREAS, the Township Purchasing Agent has recommended award of the Contract to the lowest bidder, Winner Ford, in the amount of \$49,648.00.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Millstone hereby awards the Contract for a Ford F-350 or Equal Truck to the lowest responsive bidder, Winner Ford, in the amount of \$49,648.00.

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to Winner Ford, the Township's Chief Financial Officer, Township's Purchasing Agent and to the unsuccessful bidder, Bayshore Ford Truck Sales , together with a return of its bid security.

ROLL CALL:

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

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of August 3, 2016.

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO.16-149
MEETING DATE: 08-03-16

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR APPRAISAL
SERVICES RELATING TO LEACH V. TOWNSHIP OF MILLSTONE**

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

WHEREAS, the Township of Millstone has a need to retain a real estate appraisal expert pertaining to the issues raised in litigation entitled Randall Leach, Susan Leach and Image Homes, Inc., v. Township of Millstone, Gesualdo Adamo, Patricia Adamo and John Does 1-50, Docket No. MON-L-2846-14; and

WHEREAS, the Township Attorney has informed the Township Committee that the value of the services will likely be less than \$17,500.00; and

WHEREAS, the anticipated term of the contract is one year; and

WHEREAS, Gagliano & Company has submitted a proposal dated July 26, 2016 indicating that they will provide services in accordance with the fee structure set forth in the proposal; and

WHEREAS, Gagliano & Company has completed and submitted a Business Entity Disclosure Certification which certifies that Gagliano & Company has not made any reportable contributions to a political or candidate committee in the Township of Millstone in the previous year, and that the contract will prohibit Gagliano & Company from making any reportable contributions through the term of the contract; and

WHEREAS, the Director of Finance will certify the availability of funds on an as needed basis at the time the Township needs such services.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Millstone authorizes the Township Clerk/Administrator to enter into a contract with Gagliano & Company as described herein.

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

BE IT FURTHER RESOLVED that a certified copy of the within Resolution shall be forwarded to Gagliano & Company, 1129 Broad Street, Suite 104, Shrewsbury, New Jersey 07702, the Township Clerk/Administrator, the Township Attorney, the Township Treasurer and the Township Chief Financial Officer.

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: M/Kinsey

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of August 3, 2016 .

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO. 16-150
MEETING DATE: 08-03-16

RESOLUTION AUTHORIZING DISPOSAL OF SURPLUS PROPERTY

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

WHEREAS, the Township of Millstone is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Township of Millstone are desirous of selling said surplus property in an “as is” condition without express or implied warranties.

NOW THEREFORE, be it RESOLVED by the Township Committee of the Township of Millstone, County of Monmouth, as follows:

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-83453/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Township of Millstone.

(2) The sale will be conducted online and the address of the auction site is govdeals.com.

(3) The sale is being conducted pursuant to Local Finance Notice 2008-9.

(4) A list of the surplus property to be sold is as follows: Motor Vehicles, Road Maintenance and Office Equipment (see Schedule A).

(5) The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6) The Township of Millstone reserves the right to accept or reject any bid submitted.

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

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: M/Kinsey

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of August 3, 2016

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO. 16-150

SCHEDULE "A"

2003 Ford F-250, Triton V10, Equipment # 801

- *VIN 1FTNF21S73 EA995 36.*
- *Vermillion Red exterior, gray vinyl interior.*
- *Bench seat.*
- *Four wheel drive.*
- *Roof mounted light bar.*
- *Rubberized bed liner.*

2000 Ford F550 XL, Mason Dump with Plow and Sander, Equipment # 852

- *VIN 1FD5AF57F3Y EB946 39*
- *Diesel V8 Power Stroke with 46,883 miles*
- *Gross Vehicle Weight Rating 17,500 lb., 7937 kg.*
- *Vermillion Red exterior, Gray Vinyl interior*
- *Stainless steel dump body, Power Take Off*
- *Stainless steel tool/equipment cabinet mounted between cab and dump.*
- *9' Meyers plow runs off of Power take off.*
- *Flink stainless steel sander, Model FM-8-H-S4, with pony motor. Serial No. 401.*
- *Currently inoperable, electrical issues.*

1991 Massey – Ferguson tractor with side mounted flail mower deck, Equipment # 752

- *Vehicle Identification Number R44032*
- *42380 hours.*
- *Roll- Over protective structure.*
- *Tiger flail mower head*

2006 McCormick tractor with Alamo boom mower.

- *Model CX75XS*
- *Vehicle Identification Number ZC75AS4JJE2055861*
- *Heated and Air conditioned enclosed Cab*
- *Tiger Mower, Brush Hog*

1977 International tractor, Model 2400. Currently inoperable.

- *VIN # A11301389203110*

1995, Woods Batwing Mower Deck. Model 9180

- *Vehicle Identification Number 1345.*
- *As is, not attached to equipment.*

1977, International 2400 Tractor, Equipment # 754

- *Inoperable*
- *Large low pressure tires*

Flink Salter/Sander, Model FM-8-ET-S4

- *Stainless steel sander, w/ pony motor (inoperable)*
- *Serial # 1104*

Flink Salter/Sander, Model FM-8-ET-S4

- *Stainless steel sander, with pony motor (inoperable)*
- *Serial # 1106*

Miscellaneous Office Equipment

- *Computer CPU's*
- *Monitors*
- *Computer Accessories*
- *Photocopiers*