

RESOLUTION NO. 16-162
MEETING DATE: 09-07-16

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:
 - 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/Masci, M/Kinsey
NAYS: None
ABSTAIN: None
ABSENT: C/Kuczinski

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Township Committee of the Township of Millstone on September 7, 2016.

Kathleen Hart, RMC
Deputy Municipal Clerk

RESOLUTION NO. 16-163
MEETING DATE: 09-07-16

**RESOLUTION DIRECTING TAX COLLECTOR TO CANCEL
REAL ESTATES TAXES ON BLOCK 43, LOT 9 & QFARM**

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

WHEREAS, pursuant to N.J.S.A. 54:4-3.30 et seq.: L.1948, c.259 as amended, Property Tax Exemption on Dwelling House of Disabled Veteran or Surviving Spouse; and

WHEREAS, Frank L. Vanderbeck is 100% totally and permanently disabled, as declared by the Department of Veterans Affairs as of 12/1/15; and

WHEREAS, Frank L. Vanderbeck applied for Veteran Exempt Status on August 4, 2016; and

WHEREAS, taxes should be cancelled as of August 4, 2016 through December 31, 2016 in the amount of \$4,144.97; and

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Millstone that the Tax Collector is hereby authorized to cancel real estate taxes on Block 43, Lot 9 & QFARM, owned by Frank L. & Cindy Vanderbeck.

BE IT FURTHER RESOLVED a copy of this Resolution certified by the Municipal Clerk to be a true copy be forwarded to the Tax Collector and the Monmouth County Board of Taxation.

ROLL CALL:

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

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of September 7, 2016.

Kathleen Hart, RMC
Deputy Municipal Clerk

**RESOLUTION NO.16-164
MEETING DATE: 09-07-16**

**RESOLUTION DIRECTING TAX COLLECTOR TO CANCEL
REAL ESTATE TAXES ON BLOCK 35, LOT 15**

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

WHEREAS, the Township of Millstone took title to Block 35, Lot 15 known as 471 Stage Coach Road on May 6, 2016; and

WHEREAS, since the above referenced property is owned by the Township of Millstone it is except from real estates taxes pursuant to N.J.S.A. 54:4-3.3; and

WHEREAS, the outstanding taxes total \$2,980.54 through December 31, 2016.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Millstone that the Tax Collector is hereby authorized to cancel real estate taxes on Block 35, Lot 15, owned by the Township of Millstone.

BE IT FURTHER RESOLVED a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to the Tax Collector and the Monmouth County Board of Taxation.

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: C/Kuczinski

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of September 7, 2016.

Kathleen Hart, RMC
Deputy Municipal Clerk

**RESOLUTION NO. 16-165
MEETING DATE: 09-07-16**

**RESOLUTION APPROVING CHANGE ORDER NO.2
FOR STRUCTURAL AND ROOFING IMPROVEMENTS OF
CLARKSBURG METHODIST EPISCOPAL CHURCH**

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

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,on August 3, 2016, the Township approved Change Order No.1 increasing the contract amount to \$420,216.00 for additional work resulted from site conditions; and

WHEREAS, the Township has requested additional work as detailed on the attached Change Order No. 2; and

WHEREAS, this addition will result in an increase in the amount of \$23,954.00 making the new contract amount \$444,170.00.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Committee of the Township of Millstone is hereby approving the Change Order No. 2, resulting in an increase in the contract in the amount of \$23,954.00 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/Dorfman, C/Grbelja, C/Masci, M/Kinsey
NAYS: None
ABSTAIN: None
ABSENT: C/Kuczinski

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of September 7, 2016.

Kathleen Hart, RMC
Deputy Municipal Clerk

CHANGE ORDER AND SUPPLEMENTAL AGREEMENT NO.2

Project: STRUCTURAL AND ROOFING IMPROVEMENTS OF CLARKSBURG
METHODIST EPISCOPAL CHURCH

Owner: Township of Millstone

Project No: MS10-21

Date: 8/16/2016

Contractor: Robert Frizell, Inc.

2820 Dover Road
Forked River, NJ 08731

Original Contract Amount: \$398,898.00

Previously Adjusted Contract Amount : \$420,216.00

Amount of this Supplemental Agreement: \$23,954.00

Total Adjusted Contract Amount to Date: \$444,170.00

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
5	PROVIDE & INSTALL METAL JOIST HANGERS	30	EA	\$47.00	\$0.00	\$1,410.00
6	REMOVE AND REPLACE 8 x 8 TIMBER SILL	32	LF	\$461.00	\$0.00	\$14,752.00
SA2-1	Remove 500 cf of sawdust /insulation	1	LS	\$3,120.00	\$0.00	\$3,120.00
SA2-2	Concrete block foundation in front vestibule	1	LS	\$4,350.00	\$0.00	\$4,350.00
SA2-3	Demo Chimney, restore roof & siding	1	LS	\$5,575.00	\$0.00	\$5,575.00
SA2-4	Concrete footing in rear (Altar)	1	LS	\$4,797.00	\$0.00	\$4,797.00
SA2-5	Repair 6 x 6 corner in front vestibule	1	LS	\$1,550.00	\$0.00	\$1,550.00
SA2-6	Redesign Cost of ceiling lagscrews	-1	LS	\$1,600.00	-\$1,600.00	\$0.00
SA2-7	Change Roof material from White to Red Cedar	-1	LS	\$10,000.00	-\$10,000.00	\$0.00
	Total Decrease per this Agreement				-\$11,600.00	
	Total Increase per this Agreement					\$35,554.00
	Net Change in Contract Price due to this agreement					\$23,954.00

The sum of \$23,954.00 is hereby added to the Total Contract Price and the total Adjusted contract Price to date is hereby equal to \$444,170.00

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

Recommended by:

Date:

Accepted by:

Date:

Approved by:

Date:

RESOLUTION NO. 16-166

SCHEDULE 16-09 S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO
THE TOWNSHIP COMMITTEE AT A MEETING
HELD ON September 7, 2016

SEE SCHEDULE 16-09 ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 16-09 attached.

Robert J. Kinsey, Mayor

Michael Kuczinski, Deputy Mayor

Nancy Grbelja, Committeewoman

Fiore Masci, Committeeman

Gary Dorfman, Committeeman

Attest: _____
Kathleen Hart
Deputy Municipal Clerk

TOWNSHIP OF MILLSTONE
RESOLUTION NO. 16-166
September 7, 2016

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 16-09, September 7, 2016, Consolidated Bill List, and the vouchers listed below as Schedule 16-09 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: \$ 363,880.26

SCHEDULE 16-09 S

PAYROLL FUND

TOTAL PAYROLL TRUST FUND \$ 13,297.01

GENERAL CAPITAL FUND

TOTAL GENERAL CAPITAL FUND \$ 273,383.54

GRANT FUND

TOTAL GRANT FUND \$ 4,689.13

RESERVE TRUST FUND

TOTAL RESERVE TRUST FUND \$ 0.00

BASIN MAINTENANCE TRUST

TOTAL BASIN MAINTENANCE TRUST \$ 3,459.28

TRUST OTHER

TOTAL TRUST OTHER FUND \$ 50.00

SHADE TREE TRUST

TOTAL SHADE TREE TRUST \$ 0.00

COAH TRUST FUND

TOTAL COAH TRUST FUND \$ 5,952.84

OPEN SPACE FARMLAND TRUST FUND

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 3,495.97

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 \$ 1,011.70

ANIMAL CONTROL TRUST FUND

TOTAL DOG TRUST FUND \$ 452.00

TOTAL FOR ALL FUNDS \$ 669,671.73

ESCROW

DEVELOPERS ESCROW ACCOUNT UNDER \$5,000 BOA

TOTAL DEVELOPERS ESCROW UNDER \$5,000 \$ 12,777.60

DEVELOPERS ESCROW ACCOUNT OVER \$5,000 BOA

TOTAL DEVELOPERS ESCROW OVER \$5,000 \$ 18,614.66

TOTAL FOR ESCROW BANK OF AMERICA \$ 31,392.26

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

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

NAYS: NONE

ABSTAIN: NONE

ABSENT: C/KUCZINSKI

RESOLUTION NO. 16-167
MEETING DATE: 09-07-16

**RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE
GUARANTEES FOR WAWA, INC., SITE PLAN NO. Z14-08, (BLOCK 56, LOT 4)**

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

WHEREAS, the Developer for Site Plan No. Z14-08, located at County Route 537 at Pine Drive, has requested a release of its performance guarantees previously posted with the Township of Millstone in accordance with its previously received Planning Board approvals; and

WHEREAS, the Township Engineer has, in a letter dated August 16, 2016 (attached hereto as Exhibit "A") recommended that the following performance guarantees be released:

Bond: Travelers Casualty and Surety Company of American, No. 106258979, dated June 17, 2015 in the amount of \$270,000.00.

Cash Bond Deposit in the amount of - \$30,000.00.

WHEREAS, the balance of the Engineering Inspection Fee is to remain on account through the maintenance period; and

WHEREAS, the release of the above performance guarantees is conditioned upon the posting of a Maintenance Bond or cash for a duration of two years, or a Maintenance Letter of Credit for a duration of two and one-half years, in the amount of \$37,500.00; and

WHEREAS, the release of the above performance guarantees is further conditioned upon all outstanding fees being paid by the Developer.

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

1. It hereby authorizes the release of the performance guarantees set forth in the Township Engineer's letter dated August 16, 2016, subject to the conditions set forth above.
2. The Township Clerk, Township Treasurer and all other appropriate municipal officials are hereby authorized to execute such documents and to perform such acts as are necessary to effectuate the purpose of this Resolution.

3. Pursuant to the recommendation of the Township Engineer as set forth in the letter referred to above, the Township hereby accepts the public improvements, if any, to be accepted by the Township of Millstone pursuant to the Planning Board approval.

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) Township Engineer
- (b) Township Treasurer
- (c) Developer
- (d) Township Attorney

ROLL CALL:

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

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of September 7, 2016.

Kathleen Hart, RMC
Deputy Municipal Clerk