

**RESOLUTION NO. 17-70
MEETING DATE: 3-01-17**

**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
 - Land Acquisition
 - COAH

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/Kuczinski
NAYS: None
ABSTAIN: None
ABSENT: C/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 March 1, 2017.

Maria Dellasala, RMC
Municipal Clerk

**RESOLUTION NO. 17-71
MEETING DATE: 03-01-17**

**RESOLUTION AUTHORIZING THE COUNTY OF MONMOUTH MOSQUITO CONTROL DIVISION
TO CONDUCT AERIAL MOSQUITO CONTROL OPERATIONS WITHIN MILLSTONE TOWNSHIP**

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

WHEREAS, The Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate within the county; and

WHEREAS, the County has instituted and Intergrated Pest Management Program consisting of surveillance, water management, biological control and chemical control to exterminate the mosquito population within the County of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated "congested area" the County is required, pursuant to Federal Aviation Administration Regulation (FAR part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Township of Millstone is designated as a "congested area" by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW THEREFORE, be it resolved as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquito constituting either a nuisance, a health hazard or both with the understanding that;
 - a. The County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the Federal (USEPA) and State (NJDEP) agencies, and
 - b. Such operations will be performed in compliance with applicable Federal and State regulations, and
 - c. The County will notify the police department/state police of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

ROLL CALL:

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

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of March 1, 2017.

Maria Dellasala, RMC
Municipal Clerk

**RESOLUTION NO. 17-72
MEETING DATE: 03-01-17**

**RESOLUTION AUTHORIZING DEFENSE OF LITIGATION (ARLENE
FITZPATRICK YARBROUGH V. TOWNSHIP OF MILLSTONE, AND ZONING
BOARD OF ADJUSTMENT OF THE TOWNSHIP OF MILLSTONE)**

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

WHEREAS, Arlene Fitzpatrick Yarbrough filed a Complaint in the Superior Court of New Jersey, Law Division, Monmouth County, bearing Docket No. L-29-17, against the Township of Millstone and the Zoning Board of Adjustment; and

WHEREAS, the Township Committee is of the opinion that it has certain defenses to the action.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Millstone that the Township Attorney is hereby authorized to take any and all action he deems reasonable and necessary to defend the Township, execute any and all documents on behalf of the Township and to assert such claims as he deems reasonable and necessary in this action.

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 Attorney.

ROLL CALL:

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

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Township Committee of the Township of Millstone at its regular meeting held on March 1, 2017.

Maria Dellasala, RMC
Municipal Clerk

**RESOLUTION NO. 17-73
MEETING DATE 03-01-17**

**RESOLUTION TO ADOPT TEMPORARY EMERGENCY
APPROPRIATIONS #2**

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

WHEREAS, N.J.S.A. 40A: 4-20 provides that an addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the Governing Body may, by resolution adopted by 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purpose for which the appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year.

WHEREAS, the total emergency temporary resolutions adopted in the year 2017 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A: 4-20) including this resolution total **\$147,000.00**.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Millstone, that in accordance with the provisions of N.J.S.A. 40A: 4-20, the Chief Financial Officer be authorized to make the following emergency temporary budget appropriations in the 2017 current fund temporary budget and that said amounts be included under the correct headings in the municipal budget as adopted.

BE IT FURTHER RESOLVED that one certified copy of this resolution be filed with the Director of Local Government Services and one certified copy with the Chief Financial Officer.

<u>DEPARTMENT</u>	<u>S&W</u>	<u>OE</u>
General Administration		\$25,000
Clerk		5,000
Tax Collector		1,000
Open Space		500
Agriculture		500
Planning		5,000
Sanitation		<u>10,000</u>
		\$ 47,000
	TOTAL	\$ 47,000

ROLL CALL:

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

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Township Committee of the Township of Millstone at its regular meeting held on March 1, 2017.

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO. 17-74
MEETING DATE: 03-01-17

RESOLUTION EXTENDING CONTRACT FOR 2017 CURBSIDE SPRING CLEAN-UP

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

WHEREAS, by Resolution No. 16-81, adopted March 2, 2016 the Township of Millstone awarded a contract to Central Jersey Waste & Recycling, Inc. for the curbside spring clean-up program; and

WHEREAS, the bid specification upon which the contract was based, as well as Resolution No. 16-81 contained a provision wherein the Township of Millstone had the option to extend said contract for up to one (1) additional one year 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 spring clean-up program between the Township of Millstone and Central Jersey Waste & Recycling, Inc. in the amount of \$23,450.00 for 2017.

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Superintendent of the Department of Public Works, to Central Jersey Waste & Recycling, Inc., Millstone Township Chief Financial Officer and Millstone Township Purchasing Agent.

ROLL CALL:

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

I HEREBY CERTIFY the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of March 1, 2017.

Maria Dellasala, RMC
Municipal Clerk

RESOLUTION NO.: 17-75

SCHEDULE 17-03 S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO
THE TOWNSHIP COMMITTEE AT A MEETING
HELD ON March 1, 2017

SEE SCHEDULE 17-03 ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 17-03 attached.

Michael Kuczinski, Mayor

Fiore Masci, Deputy Mayor

Nancy Grbelja, Committeewoman

Robert J. Kinsey, Committeeman

Gary Dorfman, Committeeman

Attest: _____
Maria Dellasala
Municipal Clerk

TOWNSHIP OF MILLSTONE
RESOLUTION NO.: 17-75
March 1, 2017

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 17-03, March 1,2017, Consolidated Bill List, and the vouchers listed below as Schedule 17-03 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: \$ 161,522.13

SCHEDULE 17-03 S

PAYROLL FUND

TOTAL PAYROLL TRUST FUND \$ 5,742.55

GENERAL CAPITAL FUND

TOTAL GENERAL CAPITAL FUND \$ 7,661,730.70

GRANT FUND

TOTAL GRANT FUND \$ 392.31

RESERVE TRUST FUND

TOTAL RESERVE TRUST FUND \$ 0.00

BASIN MAINTENANCE TRUST

TOTAL BASIN MAINTENANCE TRUST \$ 0.00

TRUST OTHER

TOTAL TRUST OTHER FUND \$ 70,185.81

SHADE TREE TRUST

TOTAL SHADE TREE TRUST \$ 0.00

COAH TRUST FUND

TOTAL COAH TRUST FUND \$ 4,282.04

OPEN SPACE FARMLAND TRUST FUND

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 158,492.40

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 \$ 5,176.50

ANIMAL CONTROL TRUST FUND

TOTAL DOG TRUST FUND \$ 925.44

TOTAL FOR ALL FUNDS \$ 8,068,449.88

ESCROW

DEVELOPERS ESCROW ACCOUNT UNDER \$5,000 BOA

TOTAL DEVELOPERS ESCROW UNDER \$5,000 \$ 290.90

DEVELOPERS ESCROW ACCOUNT OVER \$5,000 BOA

TOTAL DEVELOPERS ESCROW OVER \$5,000 \$ 2,221.80

TOTAL FOR ESCROW BANK OF AMERICA \$ 2,512.70

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/Masci, C/Dorfman, C/Grbelja, M/Kuczinski

NAYS: None

ABSTAIN: None

ABSENT: None

RESOLUTION NO: 17-76
MEETING DATE: 03-01-17

RESOLUTION APPOINTING CONSTRUCTION DEPARTMENT SECRETARY

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

WHEREAS, Millstone Township's Construction Department has an opening for a Secretary; and

WHEREAS, the Administrator and the Construction Official has interviewed potential candidates and has indicated that Donna Arbia is the applicant whom best meets the needs for this position and will fulfill the position effective March 13, 2017 with an hourly rate of \$13.50.

BE IT FURTHER RESOLVED that a copy of this resolution, certified by the Township Clerk to be a true copy be forwarded to Donna Arbia, Michael Martin, Construction Official and Annette Murphy, Chief Financial Officer.

ROLL CALL:

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

NAYS: None

ABSTAIN: None

ABSENT: C/Kinsey

I HEREBY CERTIFY the foregoing to be a true copy of the resolution adopted by the Millstone Township Committee at its meeting of March 1, 2017.

Maria Dellasala, RMC
Municipal Clerk