

ORDINANCE NO. O-20-3

TOWNSHIP MEETING DATE – January 28, 2020

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 190 (LAND USE), ARTICLE II (PLANNING BOARD), SECTION 190-14 (MEMBERSHIP), OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF FREEHOLD, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

BE IT ORDAINED by the Township Committee of the Township of Freehold, County of Monmouth, State of New Jersey, as follows (additions are underlined, and deletions are in [brackets]):

I

Chapter 190, Land Use, Article II, Planning Board, Section 190-14, Membership, is hereby amended to read as follow:

§ 190-14 **Membership.**

A. No change.

B. No change

C. No change.

D. Alternate members.

(1) The [~~Township Committee~~] Mayor shall appoint four alternate members who shall meet the qualifications of Class IV members. Alternate members shall serve for a term of two years; provided; however, that the term of not more than two alternate members shall expire in any one year. Such alternate members shall be designated by the Mayor as Alternate No. 1, Alternate No. 2, Alternate No. 3 and Alternate No. 4. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote, then, if needed, Alternate No. 2, then, if needed, Alternate No. 3, and then if needed, Alternate No. 4.

(2) No change.

(3) No change.

II

All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

III

If any section, subparagraph, sentence, clause or phrase of this Ordinance shall be held to be invalid, such decision shall not invalidate the remaining portion of this Ordinance.

IV

This Ordinance shall take effect upon adoption and publication according to law and filing with the Monmouth County Planning Board.

EXPLANATORY STATEMENT:

This ordinance provides for appointment of alternate members to the Planning Board by the Mayor pursuant to the Municipal Land Use Law, N.J.S.A. 40:55D-1.1 et. seq.

ORDINANCE NO. O-20-4
TOWNSHIP COMMITTEE MEETING DATE – FEBRUARY 11, 2020

ORDINANCE AUTHORIZING THE
ACQUISITION OF DEVELOPMENT RIGHTS
AND DEVELOPMENT EASEMENT FOR OPEN
SPACE AND/OR FARMLAND PRESERVATION
PURPOSES IN THE TOWNSHIP OF FREEHOLD
BY INSTALLMENT PURCHASE;
AUTHORIZING THE ISSUANCE OF
OBLIGATIONS OF THE TOWNSHIP TO
FINANCE SUCH ACQUISITION;
AUTHORIZING THE TOWNSHIP MAYOR AND
TOWNSHIP CLERK TO EXECUTE THE
INSTALLMENT PURCHASE AGREEMENT;
AND PROVIDING FOR OTHER MATTERS
RELATING THERETO

WHEREAS, the Township of Freehold (the "Township") is pursuing various open space and/or farmland preservation programs including the acquisition of development rights and development easements; and,

WHEREAS, the Township has identified approximately 54+ acres of certain land and property (the "Property") located on the Tax Map as Block 44, Lots 4, 5, 6 and 7 and owned by Gibson Farm, LLC, a New Jersey limited liability company (the "Seller"), located in the Township of Freehold as viable open space and/or farmland preservation land, and is desirous of obtaining the Property to preserve and conserve such land; and,

WHEREAS, the Township has, by Ordinance adopted November 26, 2019, heretofore authorized the funding of the acquisition of the Property; and,

WHEREAS, an Installment Purchase Agreement has been negotiated between the Township and the Seller, in order to provide such acquisition (the "Installment Purchase Agreement"); and,

BE IT RESOLVED, as follows:

1. The Township hereby authorizes the acquisition of the Property from the Seller for an amount not to exceed \$2,950,000, with \$750,000 at closing and the remainder pursuant to an Installment Purchase Agreement for said acquisition in an amount not to exceed \$2,200,000.

2. The Township hereby approves the terms and provisions of the Installment Purchase Agreement in the form presented to this meeting, and authorizes the Mayor and Clerk to execute and deliver the Installment Purchase Agreement with such changes as the Mayor, in his or her sole discretion, after consultation with counsel, shall determine, such determination to be conclusively evidenced by the execution of such Installment Purchase Agreement. The interest

payable under the Installment Purchase Agreement shall be 2.10% per annum and the installments under the Installment Purchase Agreement shall be paid over fifteen years from the date of closing, unless Seller demands full payment at an earlier date of the outstanding balance on one hundred eighty (180) days' notice.

3. It is hereby determined that the supplemental debt statement required pursuant to the Local Land and Building Law, N.J.S.A. 40A:12 1 et seq., and the Local Bond Law, N.J.S.A. 40A:2 1 et seq. has been duly filed in the office of the Township Clerk prior to adoption of this Ordinance, that a complete executed duplicate thereof has been duly filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to adoption of this Ordinance, and that Supplemental Debt Statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the authorization hereunder in the amount of \$2,200,000 and that the obligation authorized by this Ordinance is within all the debt limitations prescribed by the Local Bond law.

4. The capital budget of the Township is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Clerk of the Township and is available for public inspection.

5. For the punctual payment of the principal of and interest on the obligation authorized to be issued by this Ordinance, the full faith, credit and taxing power of the Township is hereby irrevocably pledged. The obligation shall be a direct, unlimited general obligation of the Township and, unless paid from other sources, the Township shall levy ad valorem taxes upon all taxable property within the Township for the payment of the principal of and interest on the obligation without limitation as to rate or amount.

6. The Township hereby covenants not to take or omit to take any action so as to cause interest on the obligation authorized to be issued by this Ordinance to be no longer exempt from federal income taxes. The Township further covenants that it will not authorize or make any prohibited payment or any investment of any proceeds of the obligation or make any other use of such proceeds which would cause such obligation to be an "arbitrage bond" as such term is defined in the Internal Revenue Code of 1986 as the same may be amended or superseded from time to time and the regulations issued thereunder, and the Township further covenants to rebate to the United States Treasury any excess earnings on the gross proceeds of such obligation, as necessary, and to otherwise comply with said section 148 and said regulations throughout the term of such obligation.

7. The Township Mayor, Chief Financial Officer, the Clerk and the proper officers of the Township are hereby authorized and directed to execute such closing certificates as counsel may approve and to take all such other action as may be necessary or appropriate to effect the delivery of the Installment Purchase Agreement and to carry out the intent and purpose of this Ordinance.

8. This Ordinance shall take effect 20 days after the first publication thereof after final adoption.

NOTICE

The Ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Township Committee of the Township of Freehold, in the County of Monmouth, State of New Jersey, held on February 11, 2020. It will be further considered for final passage after public hearing thereon at a meeting of said governing body to be held at the Municipal Building, One Municipal Plaza, in said Township on February 25, 2020 at 8:00 o'clock p.m. and during the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's Office to the members of the general public who shall request the same.

SANABEL ABOUZEINA
TOWNSHIP CLERK

STATEMENT

THE ORDINANCE PUBLISHED HERewith HAS BEEN FINALLY ADOPTED ON FEBRUARY 25, 2020 AND THE 20-DAY PERIOD OF LIMITATION WITHIN WHICH A SUIT, ACTION OR PROCEEDING QUESTIONING THE VALIDITY OF SUCH ORDINANCE CAN BE COMMENCED, AS PROVIDED IN THE LOCAL BOND LAW, HAS BEGUN TO RUN FROM THE DATE OF THE FIRST PUBLICATION OF THIS STATEMENT.

SANABEL ABOUZEINA
TOWNSHIP CLERK

ORDINANCE NO. O-20-5

TOWNSHIP MEETING DATE – February 11, 2020

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 190 (LAND USE), ARTICLE II (PLANNING BOARD), SECTION 190-15 (ADDITIONAL VOTING RESTRICTIONS ON CERTAIN MEMBERS), OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF FREEHOLD, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

BE IT ORDAINED by the Township Committee of the Township of Freehold, County of Monmouth, State of New Jersey, as follows (additions are underlined, and deletions are in [brackets]):

I

Chapter 190, Land Use, Article II, Planning Board, Section 190-15, Additional voting restrictions on certain members, is hereby amended to read as follow:

§ 190-15 **Additional voting restrictions on certain members.**

Pursuant to N.J.S.A. 40:55D-25c(2), Class I and Class ~~II~~ III members, as well as any designees or alternates who may be serving in their place, shall not participate in the consideration of applications for development which involve relief pursuant to Subsection d. of N.J.S.A. 40:55D-70.

II

All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

III

If any section, subparagraph, sentence, clause or phrase of this Ordinance shall be held to be invalid, such decision shall not invalidate the remaining portion of this Ordinance.

IV

This Ordinance shall take effect upon adoption and publication according to law and filing with the Monmouth County Planning Board.

EXPLANATORY STATEMENT:

The purpose of this ordinance is to address a technical change with respect to the treatment of applications under N.J.S.A. 40:55D-70(d).

ORDINANCE NO. O-20-6
TOWNSHIP MEETING DATE – February 25, 2020

AN ORDINANCE AMENDING CHAPTER 245 (PROPERTY MAINTENANCE), ARTICLE II (PROPERTY MAINTENANCE CODE), SECTION 245-7 (AMENDMENTS) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF FREEHOLD, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

BE IT ORDAINED by the Township Committee of the Township of Freehold, County of Monmouth, State of New Jersey, as follows: (additions are underlined, and deletions are in [brackets]):

I

Chapter 245, Property Maintenance, Article II, Property Maintenance Code, Section 245-7, Amendments, is hereby amended to read as follows:

245-7. Amendments.

A. – H. No change.

I. Deleted in its entirety.

(NOTE TO CODIFIER: All other paragraphs are re-lettered accordingly.)

J. – L. No change.

II

All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

III

If any section, subparagraph, sentence, clause or phrase of this Ordinance shall be held to be invalid, such decision shall not invalidate the remaining portion of this Ordinance.

IV

This Ordinance shall take effect upon adoption and publication according to law.

EXPLANATORY STATEMENT:

This purpose of this Ordinance is to amend the room area requirements of the Property Maintenance Code of the Township of Freehold to conform with the International Property Maintenance Code 2018, as amended from time to time. These changes standardize room areas and requirements under the Property Maintenance Code.



Resolution of the Township of Freehold
Monmouth County, New Jersey

No: R-20-43

Date of Adoption: February 25, 2020

**TITLE: RESOLUTION ACKNOWLEDGING RECEIPT AND REVIEW OF
PLANNING BOARD REPORT RE: ORDINANCE NO. O-20-3**

- - - R E S O L U T I O N - - -

WHEREAS, the Township Committee introduced Ordinance No. O-20-3 on January 28, 2020 and referred it to the Planning Board, pursuant to N.J.S.A. 40:55D-26(a); and,

WHEREAS, on February 6, 2020, the Planning Board reported its findings on the Ordinance to the Township Committee and finds it to be consistent with the Freehold Township Master Plan as stated in the Board's most recent Master Plan Re-examination and Amendments;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee acknowledges receipt that it has reviewed the Planning Board report;

BE IT FURTHER RESOLVED that a copy of this Resolution, certified by the Township Clerk to be a true copy, be forwarded to the Planning Board Secretary.

No. R-20-43

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold
Monmouth County, New Jersey

No: R-20-44

Date of Adoption: February 25, 2020

**TITLE: RESOLUTION ACKNOWLEDGING RECEIPT AND REVIEW OF
PLANNING BOARD REPORT RE: ORDINANCE NO. O-20-5**

- - - R E S O L U T I O N - - -

WHEREAS, the Township Committee introduced Ordinance No. O-20-5 on February 11, 2020 and referred it to the Planning Board, pursuant to N.J.S.A. 40:55D-26(a); and,

WHEREAS, on February 20, 2020, the Planning Board reported its findings on the Ordinance to the Township Committee and finds it to be consistent with the Freehold Township Master Plan as stated in the Board's most recent Master Plan Re-examination and Amendments;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee acknowledges receipt that it has reviewed the Planning Board report;

BE IT FURTHER RESOLVED that a copy of this Resolution, certified by the Township Clerk to be a true copy, be forwarded to the Planning Board Secretary.

No. R-20-44

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-20-45

Date of Adoption: February 25, 2020

**TITLE: RESOLUTION AUTHORIZING CHANGE ORDER NO. 1,
CONTRACT 19-17, FOR THE JACKSON MILLS ROAD WATER
TREATMENT PLANT WELL NOS. 14 AND 15 IMPROVEMENTS**

- - - R E S O L U T I O N - - -

WHEREAS, a Contract was awarded to A.C. Schultes, Inc. by Resolution R-19-198 on August 20, 2019, for the Jackson Mills Road Water Treatment Plant Well Nos. 14 and 15 Improvements in the amount of \$343,000.00; and,

WHEREAS, the Township's Professional Engineer Mott MacDonald, by letter dated February 14, 2020, and the Assistant Superintendent of Utilities, by memorandum dated February 18, 2020, recommend Change Order Number 1 in the amount of \$16,598.00 due to the need of new 10-inch column piping for Well No. 15, thereby increasing the total Contract amount to \$359,598.00; and,

WHEREAS, the Director of Finance has certified to the Township Clerk that additional funds are available in Bond Ordinance:

C-08-19-911-000-951

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold, based on the above referenced recommendations, authorizes Change Order Number 1 in the amount of \$16,598.00, thereby increasing the total Contract amount to \$359,598.00;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Director of Finance, the Superintendent of Utilities, the Township's Professional Engineer-Mott MacDonald, the Purchasing Agent and A.C. Schultes

No. R-20-45

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold
Monmouth County, New Jersey

No: R-20-46

Date of Adoption: February 25, 2020

TITLE: RESOLUTION APPROVING CONSOLIDATED BILLS LIST

--- RESOLUTION ---

BE IT RESOLVED by the Township Committee of the Township of Freehold that the vouchers listed on the Consolidated Bills List, in the amount of \$3,320,903.64 dated February 25, 2020 as presented by the Township Treasurer/Chief Financial Officer, be paid from existing appropriations subject to adoption of resolution authorizing expenditures.

No. R-20-46

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-20-47

Date of Adoption: February 25, 2020

TITLE: RESOLUTION COMMEMORATING THE CENTENNIAL OF THE RATIFICATION OF THE 19TH AMENDMENT

- - - R E S O L U T I O N - - -

Whereas, the year Two Thousand and Twenty marks the 100th Anniversary of the ratification of the 19th Amendment of the United States Constitution; and

Whereas, women fought for the right to vote for more than a century and perserved in the face of resistance; and

Whereas, many New Jersey women advocated for the right to vote; and

Whereas, Monmouth County was the home to many suffragists both male and female, and suffrage rallies and events occurred within Monmouth County's borders; and

Whereas, February 9, 2020 will mark the centennial of the New Jersey ratification of the 19th Amendment; and

Whereas, August 26, 2020 will mark the Nationwide Centennial of the 19th Amendment officially becoming part of the United States Constitution, after the required number of states had ratified; and

Whereas, daughters, granddaughters, and great-granddaughters of the women who fought so hard to vote have been making their voices heard at polls for nearly 100 years; and

Whereas, women are running for office and currently in elected office in large numbers in Monmouth County, follow in the footsteps of these great suffragits; and

Whereas, there are currently over 200,000 women registered to vote in Monmouth County, New Jersey; and

Whereas, all government entities on the Local, State and National level should commemorate and recognize this historic milestone and reaffirm its commitment to empowering and uplifting the voices of women.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold, County of Monmouth, State of New Jersey, do hereby

(1) celebrate and recognize the 100th Anniversary of the passage and ratification of the 19th Amendment to the United States Constitution providing for women's suffrage; and

(2) honor the role of the ratification of the 19th Amendment in promoting the core values of our democracy as set forth in the Constitution of the United States; and

(3) reaffirm our desire to continue strengthening democratic participation and to inspire future generations to cherish and preserve the historic precedent established by the 19th Amendment;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution shall be forwarded to the Monmouth County Clerk.

No. R-20-47

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-20-48

Date of Adoption: February 25, 2020

TITLE: RESOLUTION DISBURSING AN OVERPAYMENT OF TAXES

- - - R E S O L U T I O N - - -

WHEREAS, a certain property owner has a credit balance on their account; and,

WHEREAS, the following Taxpayer Schedule includes an Overpayment of Taxes; creating an overpayment, applicable to the block and lot and in the amount set forth; and,

WHEREAS, the Tax Collector of the Township of Freehold has certified to the Township Committee of the Township of Freehold that the item designated with the word "REFUND" on Schedule A be refunded to the name appearing below;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that the refund be made to the taxpayer appearing on Schedule A and the check for the aforesaid refund be issued by the Treasurer;

BE IT FURTHER RESOLVED that the Tax Collector is hereby authorized to make corrections and notations upon the Municipal records as may be necessary to effect this Resolution;

BE IT FURTHER RESOLVED by the Township Committee of the Township of Freehold that the Township Clerk is hereby authorized to forward a certified copy of the within Resolution to the Tax Collector and Treasurer/Director of Finance.

SCHEDULE A
2020 - OVERPAYMENT OF TAXES - REFUND

87.15 2	NUBILE, JAMES T & MARJORIE L 407 VASSAR DRIVE FREEHOLD, NJ 07728	\$3,615.88
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	TOTAL	\$3,615.88
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TOTAL REFUND	\$3,615.88
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No. R-20-48

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-20-49

Date of Adoption: February 25, 2020

TITLE: RESOLUTION AUTHORIZING THE PLANNING BOARD TO DETERMINE IF BLOCK 50, LOT 25 IS A PROPERTY IN NEED OF REDEVELOPMENT

- - - R E S O L U T I O N - - -

WHEREAS, Block 50, Lot 25 (the “Property”) is the Freehold Mall property located on Route 9 in the Township owned by Freehold Shopping, LLC; and

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et. seq. sets forth the specific procedure for establishing an area in need of redevelopment; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-6, prior to the Township Committee’s determination whether a particular study area qualifies as an area in need of redevelopment, the Township Committee must authorize the Township Planning Board, by Resolution, to undertake the preliminary investigation to determine whether the area meets the criteria of a redevelopment area as set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, the Township Committee has determined that the Planning Board should undertake such a preliminary investigation and hearing to determine that the Property qualifies under the Local Redevelopment and Housing Law as an area in need of redevelopment; and

WHEREAS, N.J.S.A. 40A:12A-6(a) further provides that, in making such a determination, the Resolution authorizing the Planning Board to undertake the preliminary investigation shall state if the redevelopment area determination shall authorize the municipality to use all the powers provided by the legislature for use in a redevelopment area, including the power of eminent domain; and

WHEREAS, the Township Committee has determined that the redevelopment area determination should authorize the Township of Freehold to use all its powers provided by the legislature for use in the redevelopment area, including the use of eminent domain, thus designating the Property a “Condemnation Redevelopment Area” under N.J.S.A. 40A:12A-6(a).

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Freehold, that the Township Planning Board be and is hereby directed to conduct the necessary investigation including the holding of a public hearing to determine whether or not the Property is or is not an area in need of redevelopment under the criteria set forth in N.J.S.A. 40A:12A-1 et. seq.

BE IT FURTHER RESOLVED that the Planning Board is directed that the redevelopment area determination shall authorize the Township to use all the powers provided by the legislature for use in redevelopment, including the power of eminent domain.

BE IT FURTHER RESOLVED that the Planning Board shall submit its findings and recommendations to the Township Committee in the form of a Resolution with supporting documentation.

BE IT FURTHER RESOLVED that a copy of this Resolution, certified by the Township Clerk to be a true copy, be forwarded to the following:

1. Freehold Township Planning Board
2. Freehold Shopping, LLC
3. The Ten-X Offices, 575 Fifth Avenue, 20th Floor, New York, NY 10017

No. R-20-49

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-20-50

Date of Adoption: February 25, 2020

TITLE: RESOLUTION APPROVING NEW CINGULAR WIRELESS PCS, LLC
(AT&T) MODIFICATION APPLICATION FOR BLOCK 97, LOT 17,
61 STONE HILL ROAD, APPLICATION WCFMA-01-20

- - - R E S O L U T I O N - - -

WHEREAS, New Cingular Wireless PCS, LLC (AT&T) (the “Applicant”) has filed a Wireless Communication Facilities Modification Application on January 30, 2020, together with plans prepared by Black & Veach Corporation, dated October 23, 2019 (collectively, the “Application”), assigned Application No. WCFMA-01-20, in order to install certain upgrades on Block 97, Lot 17, Stone Hill Road in the Township of Freehold; and

WHEREAS, by memorandum dated February 11, 2020 from the Township Engineer to the Township of Freehold Governing Body, a copy of which is attached hereto as Exhibit A, the Township Engineer advised of no objection to the approval of the Application.

WHEREAS, the Application has been reviewed by the Township Attorney and found to be in compliance with Township Ordinance Section 190-172.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that Application WCFMA-01-20 is hereby approved.

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:

1. New Cingular Wireless, PCS, LLC, One AT&T Way, Bedminster, New Jersey 07921.
2. Black & Veach Corporation, 6800 W. 115th Street, Suite 2292, Overland Park, Kansas 66211.
3. Township Engineer.
4. Township Administrator.
5. Township Zoning Officer.

No. R-20-50

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S		Y	N	NV	AB
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-20-51

Date of Adoption: February 25, 2020

**TITLE: RESOLUTION AWARDING A CONTRACT FOR THE
REHABILITATION OF WELL NO. 3**

- - - R E S O L U T I O N - - -

WHEREAS, bids were accepted by the Township Purchasing Agent for the Rehabilitation of Well No. 3 on Friday, February 14, 2020 at 10:00 AM; and,

WHEREAS, the following bids were submitted:

	Amount Bid
A.C. Schultes, Inc. 664 S. Evergreen Avenue Woodbury Heights, NJ 08097	\$62,980.00
Uni-Tech Drilling Co., Inc. 61 Grays Ferry Road PO Box 407 Franklinville, NJ 08322	\$85,200.00

WHEREAS, the Assistant Superintendent of Utilities, by memorandum dated February 18, 2020, recommends that a Contract be awarded to the low bidder, A.C. Schultes, Inc., in the amount of \$62,980.00; and,

WHEREAS, the Director of Finance has certified to the Township Clerk that funds are available in the following Capital Outlay Account contingent upon approval of the Governing Body of the 2020 Municipal Budget:

0-09-55-512-501-000

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold herein awards a Contract for the Rehabilitation of Well No. 3 to A.C. Schultes, Inc. in the amount of \$62,980.00;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Director of Finance, the Superintendent of Utilities, the Purchasing Agent and all bidders.

No. R-20-51

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-20-52

Date of Adoption: February 25, 2020

TITLE: RESOLUTION EXTENDING THE CONTRACT FOR AS-NEEDED ELECTRICAL SERVICES WITHIN THE TOWNSHIP

- - - R E S O L U T I O N - - -

WHEREAS, a contract was awarded to Starlite Electric LLC for As-Needed Electrical Service Work within the Township by Resolution R-18-59 on February 27, 2018; additional funds were authorized by Resolution R-18-198 on July 24, 2018; additional funds were authorized by Resolution R-18-265 on October 9, 2018; additional funds were authorized by R-19-52 on February 12, 2019 and extension of contract by Resolution R-19-62 on February 26, 2019; and,

WHEREAS, the Director of I.T. and Facilities has recommended, by memorandum dated December 18, 2019, that the above named Contract be extended for an one (1) additional year, due to the high quality of work and reasonable pricing; and,

WHEREAS, the provisions of N.J.S.A 40A:11-15 (44) of the Local Public Contracts Law allow municipalities to extend a contract for an additional year upon a finding by the Governing Body that the services were performed in an effective and efficient manner; and,

WHEREAS, the Director of Finance has certified to the Township Clerk that funds are available in the 2020 and 2021 Budget Accounts, contingent upon the necessary funds being appropriated by the Governing Body in the 2020 and 2021 Municipal Budgets;

0-01-26-310-310-217; 1-01-26-310-310-217; 0-09-55-502-502-217;
1-09-55-502-502-217; 0-01-28-370-370-217; 1-01-28-370-370-217

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold hereby authorizes the above named Contract extension for As-Needed Electrical Service Work within the Township to Starlite Electric LLC in accordance with the bid specifications;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Director of Finance, the Director of I.T. and Facilities, the Purchasing Agent and Starlite Electric LLC.

No. R-20-52

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-20-53

Date of Adoption: February 25, 2020

TITLE: RESOLUTION EXTENDING THE CONTRACT FOR BANQUET AND CATERING FACILITY RENTAL FOR PARKS AND RECREATION

- - - R E S O L U T I O N - - -

WHEREAS, the Township Committee awarded a Two-Year Contract for Banquet and Catering Facility Rental for Parks and Recreation to iPlay America, LLC by Resolution R-17-52; and,

WHEREAS, a one (1) year extension was awarded by Resolution R-19-61 on February 26, 2019; and,

WHEREAS, the Superintendent of Parks and Recreation has recommended, by memorandum dated January 10, 2020, that the above named Contract be extended for one (1) additional year, due to the high quality of work and reasonable pricing; and,

WHEREAS, the provisions of N.J.S.A. 40A:11-15 (44) of the Local Public Contracts Law allow municipalities to extend a contract for an additional year upon a finding by the Governing Body that the services were performed in an effective and efficient manner; and,

WHEREAS, the Director of Finance has certified to the Township Clerk that funds are available in the following Parks and Recreation Trust Account:

T-49-56-400-721-299

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold hereby authorizes the above named Contract extension for Banquet and Catering Facility Rental for Parks and Recreation to iPlay America, LLC in the amount of \$14,300.00, in accordance with the bid specifications;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Director of Finance, the Superintendent of Parks and Recreation, the Purchasing Agent and iPlay America, LLC.

No. R-20-53

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-20-54

Date of Adoption: February 25, 2

TITLE: RESOLUTION PROVIDING FOR EMERGENCY TEMPORARY APPROPRIATIONS PENDING STATE APPROVAL FOR 2020 MUNICIPAL BUDGET

--- RESOLUTION ---

WHEREAS, an emergent condition has arisen in that the Township is expected to enter in contracts, commitments or payments prior to the 2020 budget and no adequate provision has been made in the 2020 temporary budget for the aforesaid purposes, and

WHEREAS, N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose, and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2020 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$3,513,437.00,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold, in the County of Monmouth, State of New Jersey, (not less than two-thirds of all the members thereof affirmatively concurring) that, in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made in the amount of \$3,513,437.00 as follows in 'Schedule A':

CURRENT FUND - \$ 3,304,632.00

UTILITY FUND - \$ 208,805.00

2. Said emergency temporary appropriations will be provided for in the 2020 budget.

3. That one certified copy of this resolution be filed with the Director of the Division of Local Government Services.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Township's Chief Financial Officer and Administrator.

No. R-20-54

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent

Attachment 'A'

**TOWNSHIP OF FREEHOLD
EMERGENCY TEMPORARY AUTHORIZATIONS – 2020
CURRENT FUND**

STATUTORY EXPENDITURES

Public Employees Retirement System	\$ 785,506.00
Police and Firemen's Retirement System	2,135,009.00

OPERATIONS EXCLUDED FROM "CAPS"

Shared Service Agreements:	
County of Monmouth – Dispatch Services	384,117.00

TOTAL 2020 EMERGENCY TEMPORARY AUTHORIZATIONS - CURRENT FUND	\$ 3,304,632.00
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**TOWNSHIP OF FREEHOLD
EMERGENCY TEMPORARY AUTHORIZATIONS – 2020
WATER-SEWER UTILITY FUND**

APPROPRIATIONS

Statutory Expenditures	
Public Employees Retirement System	\$ 208,805.00
Sub-Total Water and Sewer Utility	208,805.00

TOTAL 2020 EMERGENCY TEMPORARY AUTHORIZATIONS - WATER/SEWER UTILITY FUND	\$ 208,805.00
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Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-20-C

Date of Adoption: February 25, 2020

TITLE: RESOLUTION - EXECUTIVE SESSION

- - - RESOLUTION - - -

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 Freehold is of the opinion that such circumstances currently exist.

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

1. The public shall be excluded from the discussion of any action upon the hereinafter specified matters.

2. The nature of the subject matter to be discussed is as follows:

1. PERSONNEL

1A. Board of Health Membership Interview

1B. Staffing Policies

2. ATTORNEY-CLIENT PRIVILEGE

2A. Eminent Domain

2B. Redevelopment

2C. Affordable Housing

3. It is anticipated at this time the above-stated subject matter will be made public in approximately thirty days or at such time as any litigation discussed is resolved.

No. R-20-C

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

I-Introduced By S-Seconded By X- Indicates Vote NV- Not Voting AB- Absent