

TOWNSHIP OF FREEHOLD
ORDINANCE NO. O-15-2
TOWNSHIP MEETING DATE - January 27, 2015

ORDINANCE VACATING A PORTION OF SNYDER ROAD IN THE TOWNSHIP OF
FREEHOLD, MONMOUTH COUNTY, NEW JERSEY

BE IT ORDAINED by the Township Committee of the Township of
Freehold, County of Monmouth, State of New Jersey as follows:

I

WHEREAS, Timber Ridge at Howell, LLC (hereafter Developer)
is the owner of Block 105, Lots 57-59, 65 and 66, and Block 106,
Lot 1 in Freehold Township, located on Georgia Road; and

WHEREAS, the property borders both Freehold Township and
Howell Township; and

WHEREAS, the Developer has received Planning Board approval
from both Freehold Township and Howell Township to construct 253
age restricted homes in Howell Township, with stormwater
facilities and a passive recreation lot to be constructed in
Freehold Township; and

WHEREAS, there currently exists a 33' wide right-of-way for
Snyder Road which is located on the Developer's property and has
not been used for decades; and

WHEREAS, the Developer has requested and the Planning Board
and Township Engineer have recommended that a portion of Snyder
Road be vacated; and

WHEREAS, the Township has determined that the portion of
Snyder Road is not needed for public purposes and can be vacated;
and

WHEREAS, N.J.S.A. 40:49-6, 40:67-1b, 40:67-19 and 40:67-21
provide the means whereby a municipality may vacate a street or
part thereof.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of
the Township of Freehold that the existing right-of-way on the
portion of Snyder Road described in the metes and bounds
description attached as Schedule A and the Vacation of Snyder
Road Plan attached as Schedule B, be vacated.

BE IT FURTHER ORDAINED that the effect of this Ordinance shall be to vacate all public rights to the portion of the right-of-way described on Schedules A and B, except all rights and privileges now possessed by public utilities as defined in N.J.S.A. 48:2-13, and by any cable television company, as defined in the "Cable Television Act", N.J.S.A. 48:5A-1, et seq., to maintain, repair and replace their existing facilities in, adjacent to, over or under the portion of the right-of-way to be vacated hereby.

BE IT FURTHER ORDAINED that the Township Clerk is hereby authorized and directed to do the following:

1. Publish a copy of this Ordinance in an official newspaper of the municipality, together with a notice of the introduction thereof and the time and place when and where this Ordinance will further be considered for final passage, such publication to be at least 10 days prior to the time fixed for further consideration of this Ordinance for final passage.

2. Send, by certified mail, return receipt requested, a copy of this Ordinance, together with the notice of the introduction thereof, the time and place when and where this Ordinance will be considered for final passage to Timber Ridge at Howell, LLC, 105 Kathys Lane, Suite A, Egg Harbor Township, New Jersey, 08234.

3. Publish in an official newspaper of this municipality notice of the passage of this Ordinance by title.

4. Within 60 days after this Ordinance becomes effective, file a copy of this Ordinance, certified by the Township Clerk to be a true copy, under the seal of the Township of Freehold, together with a copy of the proof of publication thereof, in the office of the County Clerk, to be recorded in a book entitled "Vacations".

II

Since this Ordinance is not legislative in nature, it need not be codified in the "Revised General Ordinances of the Township of Freehold."

III

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

EXPLANATORY STATEMENT:

This Ordinance vacates a portion of Snyder Road in Freehold Township which has not been used in decades and is no longer needed for public purposes.

TOWNSHIP OF FREEHOLD

ORDINANCE NO. O-15-3

TOWNSHIP MEETING DATE – January 27, 2015

AN ORDINANCE APPROPRIATING THE SUM OF \$374,000.00 CURRENTLY LOCATED WITHIN THE WATER AND SEWER UTILITY CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF FREEHOLD FOR THE REHABILITATION OF APPROXIMATELY 5,630 LINEAL FEET OF ASBESTOS CEMENT PIPE SANITARY SEWER MAINS

WHEREAS, there is currently within the Water and Sewer Utility Capital Fund of the Township of Freehold an item entitled Capital Improvement Fund; and

WHEREAS, there is in this Fund at least \$374,000.00; and

WHEREAS, it is deemed appropriate to make use of the \$374,000.00 for the rehabilitation of approximately 5,630 lineal feet of Asbestos Cement Pipe Sanitary Sewer Mains on Township owned property, Southbound Route 79, Willow Brook Road, Forsgate Drive, Koenig Lane, Wynnewood Drive, Wynnefield Park, and Schanck Road to Plymouth Drive.

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Freehold, County of Monmouth, State of New Jersey, that:

SECTION 1. There is hereby appropriated from the Capital Improvement Fund contained within the Water and Sewer Utility Capital Budget of the Township of Freehold, the sum of \$374,000.00 for the rehabilitation of approximately 5,630 lineal feet of Asbestos Cement Pipe Sanitary Sewer Mains located in and along Southbound Route 79, Willow Brook Road, Forsgate Drive, Koenig Lane, Wynnewood Drive, an easement from Wynnewood Drive to Wynnefield Park and an easement from Schanck Road to Plymouth Drive in the Township of Freehold and includes site work and general construction.

SECTION 2. In connection with the purpose and the amount authorized in Section 1 hereof, the Township of Freehold determines the purpose described in Section 1 is not a Current Expense and is an improvement which the Township of Freehold may lawfully make as a general improvement.

SECTION 3. All Ordinances or parts of Ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of inconsistency.

SECTION 4. This Ordinance shall take effect immediately upon proper passage and publication in accordance with law.

SUMMARY

The purpose is to make use of the \$374,000.00 from Water and Sewer Capital Improvement Fund for the rehabilitation of approximately 5,630 lineal feet of Asbestos Cement Pipe Sanitary Sewer Mains on Township owned property, Southbound Route 79, Willow Brook Road, Forsgate Drive, Koenig Lane, Wynnewood Drive, Wynnefield Park, and Schanck Road to Plymouth Drive.

ORDINANCE NO. O-15-4
TOWNSHIP MEETING DATE - January 27, 2015

ORDINANCE AMENDING CHAPTER 190 (LAND USE), ARTICLE XII (GENERAL ZONING PROVISIONS), SECTION 190-116 (OUTDOOR STORAGE, SALES AND DISPLAY OF GOODS) AND SECTION 190-146 (CORPORATE MULTI-USE DEVELOPMENT ZONES CMX-10, CMX-4, CMX-3 AND CMX-2) 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 XII, General Zoning Provisions, Section 190-116, Outdoor storage, sales and display of goods, is hereby amended to read as follows:

190-116 Outdoor storage, sales and display of goods.

A. Site plan review and approval shall be required for all outdoor storage, sales, and display areas as specified in § 190-37 of this chapter. Nothing shall be stored, sold or displayed out of doors for any purpose except in compliance with the following provisions:

(1) New or used automobiles on display for sale or awaiting delivery may be stored out of doors as a permitted accessory use to a ~~new car dealership~~ New Car Dealership in accordance with §190-146B(9) for any indefinite period of time, provided that the automobiles are in operating condition and further provided that they shall be stored on a paved area constructed to the standards established by this chapter. Automobiles shall not be stored or displayed on access drives or within parking areas designated for customer and employee parking. Automobiles shall not be placed on display ramps or on lawns or other landscaped areas.

(2) - (5)- No change.

B. - D. - No change.

II

Chapter 190, Land Use, Article XII, General Zoning Provisions, Section 190-146, Corporate Multi-Use Development Zones CMX-10, CMX-4, CMX-3 and CMX-2, is hereby amended to read as follows:

190-146 Corporate Multi-Use Development Zones CMX-10, CMX-4, CMX-3 and CMX-2.

A. - No change.

B. Permitted uses. Permitted uses are limited to those included in the North American Industrial Classification System (NAICS) group or classification indicated. NAICS codes are based on North American Industrial Classification Manual of 1997 approved by the United States Office of Management and Budget:

(1) - (8) - No change.

(9) Within the CMX-3/A Zone only, New Car Dealers (NAICS 441110). No more than 30% of a New Car Dealer's displayed inventory may consist of second-hand or used automobiles.

(910) Corporate office uses including or similar to permitted uses listed in Subsection B(1) through (89) above.

(1011) Conference and convention centers.

(1112) Within the CMX-3/A Zone only, motor vehicle showrooms, offices and mechanical repair and maintenance service facilities.

(~~1213~~) Within the CMX-2 and the CMX-4 Zones only, permitted uses shall also include:

- (a) Hotels and motels with a minimum of 100 rooms.
- (b) Conference facilities.

(~~1314~~) Within the CMX-2 and CMX-3, only permitted uses shall also include houses of worship provided that the front yard setback shall be a minimum of 100 feet and the side yards shall be a minimum of 75 feet.

(~~1415~~) Within the CMX-3 Zone, integrated limited business and support services. In addition to the permitted uses in the CMX-3 Zone listed above, integrated limited business and support services may be permitted as an office/commercial planned development option within the CMX-3 Zone in accordance with the provisions of N.J.S.A. 40:55D-65c as part of a planned development to include uses permitted under § 190-146B(1) through (~~1011~~) and uses permitted within Subsection B(~~1415~~)(a) of this section [§ 190-146B(~~1415~~)(a)] and conditional uses permitted under § 190-146C in accordance with the following:

- (a) - No change.
- (b) Bulk, architectural and tract area requirements for:

[1] - [2] - No change.

[3] The floor area approved for an integrated limited business and support services planned development comprised of non-office uses shall not exceed 30% of the total approved floor area. Permitted uses in Subsection B(1) through (~~1314~~) and permitted conditional uses shall not be classified as non-office uses for purposes of this calculation.

[4] Applicants for integrated business and support services planned developments shall submit a schedule of development providing a phasing plan of permitted uses, conditional uses, office and non-office uses based upon the gross leasable floor areas for each category of use. Non-office uses as calculated in Subsection B(~~1415~~)(b)[3] shall not exceed 65% of any construction phase within an approved limited business and support services planned development.

[5] - [10] - No change.

(~~1516~~) Fitness and recreational sports centers (NAICS 713940).

C. - F. - No change.

III

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

IV

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.

V

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 establish the amount of display area to be devoted to second-hand or used automobiles.

ORDINANCE NO. O-15-5
TOWNSHIP MEETING DATE – February 10, 2015

AN ORDINANCE AMENDING CHAPTER 190, LAND USE, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF FREEHOLD, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

BE IT ORDAINED by the Mayor and Township Committee of the Township of Freehold, County of Monmouth, and State of New Jersey, as follows (additions are underlined and deletions are shown with ~~strikethroughs~~):

I

Chapter 190, Land Use, Article XIII, Zone Regulations, Section 190-159, Village Center Zone, is hereby amended to read as follows:

190-159. Village Center Zone

A. – C. No change.

D. The maximum permitted floor area in the Village Center planned development shall be 500,000 square feet, with a maximum of 403,573 square feet being utilized for retail. A minimum of ~~60%~~ 90% of the retail space shall be comprised of stores with a minimum of 60,000 square feet, and the balance of the planned development comprised of stores with a minimum of ~~20,000~~ 9,000 square feet. If less than 403,573 square feet is proposed for retail use, the square footage not so utilized may be utilized for office, hotel/motel and/or restaurant uses. This additional 3,573 square feet does not increase the total development size beyond the 500,000 square feet provided for in this Subsection D. Restaurants, banks and financial institutions are not retail uses. Multiple retail stores, restaurants and/or banks and financial institutions can be located in a single multitenant building, provided that said building and said retail stores, restaurants, and/or banks and financial institutions otherwise conform to the requirements of §190-159.

E. – L. No change.

II

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

III

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

IV

The ordinance shall take effect immediately upon passage, publication according to law, filing with the Monmouth County Planning Board.

V

Copies of this ordinance shall be filed with the Freehold Township Clerk, Tax Assessor, Planning Board, Board of Adjustment, Municipal Attorney, Township Engineer, Township Planner, Zoning Officer and Construction Official.

EXPLANATORY STATEMENT

The purpose of this Ordinance is to amend Chapter 190, Land Use, by amending the requirements in the Village Center Zone to increase the percentage of retail space that shall be comprised of stores with a minimum of 60,000 square feet from 60% to 90% while reducing the minimum size requirement for retail stores to 9,000 square feet.

ORDINANCE NO. O-15-6

TOWNSHIP MEETING DATE - February 24, 2015

AN ORDINANCE AMENDING CHAPTER 332 (TOWNSHIP-OWNED PROPERTY), BY CREATING ARTICLE III (PROHIBITED USES) 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 332, Township-Owned Property is hereby amended by creating Article III, Prohibited Uses, to read as follows:

ARTICLE III

Prohibited Uses

332-10 Prohibited Uses of Parks and Other Public Property Owned by the Township.

The Township's parks and other public property shall only be used for purposes consistent with Township designated governmental uses, public recreation and enjoyment. Set forth below are specifically prohibited uses or activities. Such list is not to be deemed all inclusive; but, representative of specifically prohibited uses or activities:

A. Any use or activity which violates any law, ordinance, regulation or restriction.

B. Any hunting, pursuing, taking or killing, or attempting to hunt, pursue, take or kill any bird or animal, without the specific permission evidenced by a writing signed by the Township Administrator and in the possession of the person.

C. Littering in violation of Chapter 203 of this Code.

D. Committing an act of graffiti.

E. Use of motor vehicles in violation of Article I of this Chapter of this Code.

F. Violation of any provision of this Chapter of this Code.

G. Engaging in any use or activity for which one (1) or more of the participants or instructors is receiving any remuneration. For example, Township tennis courts shall not be used by any person(s) to facilitate giving of tennis lessons for remuneration. Exceptions to this prohibition shall be:

(1.) Remuneration paid to referees, umpires or others officiating an activity which takes place under the auspices of the Township recreation program or organized by one of the nonprofit youth sports organizations which has permission to use the Township facility.

(2.) The sale of fundraising items by a charitable nonprofit organization, the proceeds of which shall be used to subsidize recreational activity of Township residents under the age of eighteen (18) years, provided such organization shall register with the Township Clerk at least three (3) days in advance of the fundraising activity and receive a written permit from the Township Clerk, at no cost, which permit shall set forth:

(a) The name of the charitable nonprofit organization conducting the fundraising activity.

(b) A description of the fundraising activity.

(c) The date(s), time(s) and location(s) when and where such activity shall be conducted.

(d) Name, address, telephone number and e-mail address of the fundraising supervisor in charge.

332-11[10] Violations **and penalties.**

Violations of the provisions of this article shall be punishable as provided in Chapter 1, Article II, General Penalty.

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:

The purpose of this ordinance is to codify certain prohibited conduct on Township-Owned Property.



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-15-49

Date of Adoption: February 24, 2015

**TITLE: RESOLUTION AUTHORIZING AN AFFORDABILITY ASSISTANCE
LOAN REPAYMENT AGREEMENT WITH THE BUYER OF AN
AFFORDABLE HOUSING UNIT AT 3106 SMOKEHOUSE COURT**

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

WHEREAS, Gunnar Arcoleo and Kelsey Arcoleo are purchasing property located at 3106 Smokehouse Court, Freehold Township, Block No. 83.17, Lot 31.06, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit which, among other restrictions, restricts the property owner in financing the property or otherwise encumbering the property by way of mortgage, home equity loan, or other form of financing; and,

WHEREAS, the property owner has requested an Affordability Assistance Program loan from the Affordable Housing Trust Fund; and,

WHEREAS, the Township is willing to extend a loan to the property owner in the amount of \$20,063.00; and,

WHEREAS, it is appropriate for the Township to enter into an Agreement with the property owner setting forth the terms of the agreement at this time;

NOW THEREFORE BE IT RESOLVED on this 24th day of February, 2015, by the Township Committee of Freehold Township, County of Monmouth, State of New Jersey, that:

1. The Mayor, Administrator, Clerk and Attorney are hereby authorized to execute an Affordability Assistance Program Agreement with the new owner of an Affordable Housing unit located at 3106 Smokehouse Court, Block 83.17, Lot 31.06;
2. A copy of the fully executed Agreement shall be kept on file with the Clerk. The original shall be kept in the unit file by the Administrative Agent;

3. A certified copy of the within Resolution shall be forwarded to Peter R. Valesi-Township Administrator; Catherine M. Campbell-Director of Finance, Mary Alice Goss-CGP&H and Gary McLean, Esq.-Davison, Eastman & Munoz;

No. _____

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

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-15-50

Date of Adoption: February 24, 2015

**TITLE: RESOLUTION AUTHORIZING AN AFFORDABILITY ASSISTANCE
LOAN REPAYMENT AGREEMENT WITH THE BUYER OF AN
AFFORDABLE HOUSING UNIT AT 4205 DAIRY COURT**

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

WHEREAS, Kevin Reynolds is purchasing property located at 4205 Dairy Court, Freehold Township, Block No. 83.18, Lot 42.05, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit which, among other restrictions, restricts the property owner in financing the property or otherwise encumbering the property by way of mortgage, home equity loan, or other form of financing; and,

WHEREAS, the property owner has requested an Affordability Assistance Program loan from the Affordable Housing Trust Fund; and,

WHEREAS, the Township is willing to extend a loan to the property owner in the amount of \$15,061.00; and,

WHEREAS, it is appropriate for the Township to enter into an Agreement with the property owner setting forth the terms of the agreement at this time;

NOW THEREFORE BE IT RESOLVED on this 24th day of February, 2015, by the Township Committee of Freehold Township, County of Monmouth, State of New Jersey, that:

1. The Mayor, Administrator, Clerk and Attorney are hereby authorized to execute an Affordability Assistance Program Agreement with the new owner of an Affordable Housing unit located at 4205 Dairy Court, Block 83.18, Lot 42.05;
2. A copy of the fully executed Agreement shall be kept on file with the Clerk. The original shall be kept in the unit file by the Administrative Agent;
3. A certified copy of the within Resolution shall be forwarded to Peter R. Valesi-Township Administrator; Catherine M. Campbell-Director of Finance, Mary Alice Goss-CGP&H and Gary McLean, Esq.-Davison, Eastman & Munoz;

No. _____

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

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-15-51

Date of Adoption: February 24, 2015

TITLE: RESOLUTION AMENDING RESOLUTION R-14-40 AUTHORIZING AN AFFORDABILITY ASSISTANCE LOAN REPAYMENT AGREEMENT WITH THE BUYER OF AN AFFORDABLE HOUSING UNIT AT 2801 ICEHOUSE COURT

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

WHEREAS, Resolution No. R-14-40 was adopted on February 11, 2014, in which Karen Lebrio was purchasing property located at 3106 Smokehouse Court, Freehold Township, Block 83.17, Lot 31.06; and,

WHEREAS, the Township of Freehold has been informed by CGP&H, the Township's Affordable Housing Administrator, that said purchaser has decided not to purchase the unit at 3106 Smokehouse Court; and,

WHEREAS, Karen Lebrio is purchasing property located at 2801 Icehouse Court, Freehold Township, Block 83.17, Lot 28.01, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit which, among other restrictions, restricts the property owner in financing the property or otherwise encumbering the property by way of mortgage, home equity loan, or other form of financing; and,

WHEREAS, the property owner has requested an Affordability Assistance Program loan from the Affordable Housing Trust Fund; and,

WHEREAS, the Township is willing to extend a loan to the property owner in the amount of \$20,063.00; and,

WHEREAS, it is appropriate for the Township to enter into an Agreement with the property owner setting forth the terms of the agreement at this time;

NOW THEREFORE BE IT RESOLVED on this 24th day of February, 2015, by the Township Committee of Freehold Township, County of Monmouth, State of New Jersey, that:

1. The Mayor, Administrator, Clerk and Attorney are hereby authorized to execute an Affordability Assistance Program Agreement with the new owner of an Affordable Housing unit located at 2801 Icehouse Court, Block 83.17, Lot 28.01;
2. A copy of the fully executed Agreement shall be kept on file with the Clerk. The original shall be kept in the unit file by the Administrative Agent;
3. A certified copy of the within Resolution shall be forwarded to Peter R. Valesi-Township Administrator; Catherine M. Campbell-Director of Finance, Mary Alice Goss-CGP&H and Gary McLean, Esq.-Davison, Eastman & Munoz.

No. _____

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

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-15-52

Date of Adoption: February 24, 2015

TITLE: RESOLUTION APPROVING CONSOLIDATED BILLS LIST

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

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 \$2,416,665.54 dated February 24, 2015, as presented by the Township Treasurer/Chief Financial Officer, be paid from existing appropriations.

No. R-15-52

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

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-15-53

Date of Adoption: February 24, 2015

TITLE: RESOLUTION APPOINTING NICHOLAS ANTHONY PACINDA AS CLASS II SPECIAL OFFICER FOR 2015

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

WHEREAS, Ernest H. Schriefer, Freehold Township Police Chief, has recommended that the Township Committee appoint a Class II Special Officer for the balance of the year 2015; and,

NOW, THEREFORE, BE IT RESOLVED that Nicholas Anthony Pacinda, 442 Shady Lane, Howell, NJ 07731 is hereby appointed Class II Special Officer, pursuant to the authority and under the terms of NJSA 40A:14-146;

BE IT FURTHER RESOLVED that the appointment shall be and is hereby limited in term to the balance of the year 2015 and may be revoked by the Township Committee at any time without cause or hearing;

BE IT FURTHER RESOLVED that the duties of the Special Officer appointed herein will be limited and confined to the Freehold Township School System, the issuing of summonses in Fire Zones, Handicap Parking Areas and "No Parking" Zones; Freehold Township Municipal Courtroom Officer; traffic control in special details, Communications Operator and special duties assigned by the Police Chief;

BE IT FURTHER RESOLVED that the Class II Special Officer shall not carry a revolver or other similar weapon when off duty, and the said Officer, so appointed herein, shall not be a member of the Police force, and his powers and duties shall cease at the expiration of the term for which he is appointed or upon revocation of the appointment;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to Nicholas Anthony Pacinda, Township Administrator Peter R. Valesi, Township Police Chief Ernest H. Schriefer and Township Personnel Officer Erica Sambucini.

No. _____

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

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-15-54

Date of Adoption: February 24, 2015

TITLE: RESOLUTION DESIGNATION JAMES LASKY AS CUSTODIAN OF RECORDS FOR THE FREEHOLD TOWNSHIP POLICE DEPARTMENT

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

WHEREAS, the Open Public Records Act ("OPRA") requires the designation of any custodian of records, if other than the Municipal Clerk, to be officially designated by formal action of the governing body; and

WHEREAS, the Township's Police Department maintains a separate custodian of records to address numerous requests for records maintained by the Police Department; and

WHEREAS, it is recommended that James Lasky be designated as the Police Department's custodian of records.

THEREFORE, BE IT FURTHER RESOLVED by the Township Committee of the Township of Freehold that James Lasky is hereby officially designated as the custodian of all records maintained by the Freehold Township Police Department.

BE IT FURTHER RESOLVED that certified copies of this Resolution be sent to the Police Chief Ernest Schriefer, James Lasky-Police Records Department Clerk and Township Clerk Terry Warner.

No. _____

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

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-15-55

Date of Adoption: February 24, 2015

TITLE: RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A RECYCLING TONNAGE GRANT

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

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a Recycling Fund from which Tonnage Grants may be made to municipalities in order to encourage local source separation and recycling programs; and,

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the Tonnage Grants to develop a new municipal recycling program and to continue to expand existing programs; and,

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and,

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying Tonnage Grants including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and,

WHEREAS, a Resolution authorizing the municipality to apply for the Tonnage Grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and,

WHEREAS, such a Resolution should designate the individual authorized to ensure the Application is properly completed and timely filed;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that the Township of Freehold hereby endorses the submission of the Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and designates Karen Ketcham, Recycling Coordinator, to ensure that the Application is properly filed;

BE IT FURTHER RESOLVED that the monies received from the Recycling Tonnage Grant be deposited in the Grant Fund to be used solely for the purposes of recycling;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to:

NJDEP - Bureau of Recycling and Planning
Attn: Joseph Davis
P.O. Box 414
Trenton, NJ 08625-0414

Scott Higgins, Superintendent of Public Works

Karen Ketcham, Recycling Coordinator

Catherine M. Campbell, Director of Finance

No. _____

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

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-15-56

Date of Adoption: February 24, 2015

TITLE: RESOLUTION AUTHORIZING APPLICATION FOR A 2015 NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN COMMUNITIES GRANT

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

WHEREAS, the Township of Freehold received notification from the New Jersey Department of Environmental Protection, Division of Parks and Forestry, of its eligibility to receive a Grant in the amount of \$3,000.00; and

WHEREAS, in response to the passing of the New Jersey Shade Tree and Community Forestry Assistance Act in 1996, the Township's goal, once it has obtained this Grant, is to develop a comprehensive Community Forestry Management Plan and become eligible for additional forestry-related grants;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that it does hereby authorize application of the above Grant;

BE IT FURTHER RESOLVED that the Township of Freehold agrees to comply with all applicable Federal, State and Municipal laws, rules and regulations in its performance pursuant to the Agreement;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution and an original and copy of the Grant Application Form be forwarded to: Green Communities 2015 Grant, Mail Code 501-04, Department of Environmental Protection, State Forestry Services, P.O. Box 420, Trenton, NJ 08625-0420;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution and copy of the Grant Application Form be forwarded to: Scott T. Higgins, Public Works Superintendent; Thomas Ritchie, Shade Tree Commission Chairman; Peter R. Valesi, Township Administrator; and Catherine M. Campbell, Director of Finance.

No. _____

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

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-15-57

Date of Adoption: February 24, 2015

TITLE: RESOLUTION DISBURSING OVERPAYMENTS OF TAXES

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

WHEREAS, certain property owners have credit balances on their accounts; and,

WHEREAS, the following Taxpayer Schedule includes 2015 Overpayments of Taxes; creating overpayments, applicable to the blocks and lots and in the amounts 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 items designated with the word "REFUND" on Schedule A be refunded to the names appearing below; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that the refunds be made to the taxpayers appearing on Schedule A and the checks for the aforesaid refunds 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
2015 - OVERPAYMENT OF TAXES - REFUND

42.13	49 S05	HUMPHRIES, DAVID 2 KILMER COURT FREEHOLD, NJ 07728	\$1,279.06
71.32	9	LERETA, LLC 1123 SOUTH PARKVIEW DRIVE COVINA, CA 91724	\$2,440.96
85.28	14	CORELOGIC TAX SERVICE 1 CORELOGIC DRIVE WESTLAKE, TX 76262	\$2,052.15
85.33	8	CORELOGIC TAX SERVICE 1 CORELOGIC DRIVE WESTLAKE, TX 76262	\$1,935.69
		TOTAL	\$7,707.86

TOTAL REFUND \$7,707.86

No. _____

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

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-15-58

Date of Adoption: February 24, 2015

TITLE: RESOLUTION AUTHORIZING EXECUTION OF A SHARED SERVICES AGREEMENT WITH JACKSON TOWNSHIP FOR CODE ENFORCEMENT, BUILDING INSPECTION AND PLAN REVIEW SERVICES

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

WHEREAS, the Township of Freehold and the Township of Jackson are interested in entering into an Agreement involving Code Enforcement, Building Inspection and Plan Review Services; and,

WHEREAS, this cooperative Agreement between municipalities would be beneficial to the taxpayers in both municipalities; and,

WHEREAS, an Agreement entitled "Shared Services Agreement - Freehold Township and Jackson Township - Code Enforcement, Building Inspection & Plan Review" has been proposed and found acceptable;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that the Mayor and Township Clerk are hereby authorized to execute the aforementioned Agreement;

BE IT FURTHER RESOLVED that a copy of the Agreement shall be maintained in the Township Clerk's Office upon passage of this Resolution and available for public inspection;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution and copy of the Agreement be forwarded to the Jackson Township Administrator, the Freehold Township Administrator, the Freehold Township Construction Official and the Freehold Township Director of Finance.

No. _____

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

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-15-59

Date of Adoption: February 24, 2015

TITLE: RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO A CERTAIN DEED OF EASEMENT

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

WHEREAS, on May 15, 1985, Hillbury Corp. granted an easement to the Township of Freehold for the installation, maintenance and repair of a sanitary sewer main on property commonly known as 501 Iron Bridge Road in the Township; and

WHEREAS, the aforesaid easement agreement contains an indemnification provision providing that the property owner will defend the Township from any suits and compensate the Township for any loss should the Township's interest in the easement ever be challenged; and

WHEREAS, the current owner of the property, DGZ Holding, LLC, is obtaining financing from the United States Small Business Administration through the Trenton Business Assistance Corporation; and

WHEREAS, the Small Business Administration, under applicable Federal law, would not be required to expend any funds in connection with the aforesaid indemnification agreement should it ever hold title to the property; and

WHEREAS, in order to permit the current property owner to complete its financing, an amendment to the Deed of Easement is required to be executed to clarify that, while the owner of the property would remain liable to the Township under the indemnification agreement, the Small Business Administration would not be liable; and

WHEREAS, the Township finds that the execution of such an amendment, a copy of which is annexed hereto, is appropriate and in the best interests of the Township of Freehold.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Freehold that the Mayor and Township Clerk be and are hereby authorized to execute an amendment to a Deed of Easement dated May 15, 1985, a copy of which is annexed hereto and a copy of which shall be maintained on file in the office of the Township Clerk.

No. _____

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

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-15-60

Date of Adoption: February 24, 2015

TITLE: RESOLUTION AWARDING A CONTRACT FOR 2015 PAVEMENT OVERLAY PROGRAM

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

WHEREAS, bids were accepted by the Township Purchasing Agent for the 2015 Pavement Overlay Program on Thursday, February 12, 2015 at 11:30 a.m.; and,

WHEREAS, the following bids were submitted - base bid plus Alternates 1 through 5 (see attached spreadsheet):

Bidder	Amount Base Bid	Alt. 1	Alt.2	Total Alternate 1&2&Base Bid
Lucas Brothers, Inc.	\$2,713,248.00	\$177,848.30	\$104,770.00	\$2,995,866.30
S.Brothers, Inc.	\$2,863,248.06	\$194,955.05	\$115,005.95	\$3,173,209.06
Meco, Inc.	\$2,931,948.00	\$184,679.25	\$115,158.50	\$3,231,785.75
Esposito Construction LLC	\$2,981,608.75	\$168,776.75	\$105,297.25	\$3,255,682.75
Lucas Construction	\$2,995,787.65	\$180,636.80	\$111,308.20	\$3,287,732.65
DeFino Contracting	\$3,049,000.00	\$204,000.00	\$126,000.00	\$3,379,000.00
Stavola Contracting	\$3,252,572.93	\$197,166.60	\$129,780.35	\$3,579,519.88
Black Rock Enterprises	\$3,256,160.15	\$228,748.20	\$140,524.20	\$3,625,432.55
Earle Asphalt	\$3,320,113.13	\$202,600.00	\$132,100.00	\$3,654,813.13
Mark Paving Co.	\$4,024,658.05	\$275,450.90	\$159,039.30	\$4,459,148.25

WHEREAS, the Township's Professional Engineer, T & M Associates, by letter dated February 18, 2015, and Township Engineer, by memorandum dated February 18, 2015, recommend that a Contract be awarded to Lucas Brothers, Inc. for the base bid and Alternates 1 and 2 in the amount of \$2,995,866.30; and,

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

C-04-12-912-004-951 \$ 693,000.00
C-04-14-905-004-951 \$2,302,866.30

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold hereby awards a Contract for the 2015 Pavement Overlay Program to Lucas Brothers, Inc. for the base bid and Alternates 1 and 2 in the amount of \$2,995,866.30;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Director of Finance, the Township Engineer, the Township's Professional Engineer-T & M Associates, the Purchasing Agent and all bidders.

No. _____

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

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-15-61

Date of Adoption: February 24, 2015

TITLE: RESOLUTION AWARDING A CONTRACT FOR AUTOMOBILE COLLISION REPAIRS FOR THE DEPARTMENT OF PUBLIC WORKS GARAGE

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

WHEREAS, the Township of Freehold has a need for automobile collision repairs for the Department of Public Works Garage; and,

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the anticipated acquisitions will not exceed that Township's bid threshold, but will exceed \$17,500 in vendor aggregation; and,

WHEREAS, the anticipated term of this contract is for 1 year; and,

WHEREAS, Ken's Body Works, Inc. can supply the Township with the automobile collision repairs for the Department of Public Works Garage; and,

WHEREAS, Ken's Body Works, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Ken's Body Works, Inc. has not made any reportable contributions to a political or candidate committee in the Township of Freehold, County of Monmouth, in the previous one year, and that the contract will prohibit Ken's Body Works, Inc. 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 a time when the Township needs automobile collision repairs;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold herein awards a contract for Automobile Collision Repairs for the Department of Public Works Garage to Ken's Body Works, Inc.;

BE IT FURTHER RESOLVED that certified copies of the within Resolution be forwarded to the Director of Finance, the Superintendent of Public Works and the Purchasing Agent.

No. _____

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

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-15-62

Date of Adoption: February 24, 2015

TITLE: RESOLUTION EXTENDING THE CONTRACT FOR BANQUET 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 Facility Rental for Parks and Recreation to Encore Banquet Center, LLC by Resolution R-13-56 in the amount of \$17,575.00; and,

WHEREAS, Change Order Number 1 was authorized by Resolution R-14-100 in the amount of \$1,474.00 bringing the total contract amount to \$19,049.00; and,

WHEREAS, the Superintendent of Parks and Recreation has recommended, by memorandum dated February 11, 2015, that the above named Contract be extended for one (1) year; and,

WHEREAS, the provisions of NJSA 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 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;

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 Encore Banquet Center, LLC.

No. __

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

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-15-63

Date of Adoption: February 24, 2015

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

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

WHEREAS, the Township Committee awarded a Contract for As-Needed Electrical Services to Starlite Electric, LLC by Resolution R-14-53; and,

WHEREAS, the Director of Projects and Facilities has recommended, by memorandum dated February 11, 2015, that the above named Contract be extended for one year; and,

WHEREAS, the provisions of NJSA 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 will certify the availability of funds on an as-needed basis at the time when the Township needs the as-needed electrical services;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold hereby authorizes the above named contract extension;

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

No. _____

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

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