

ORDINANCE NO. O-17-4
TOWNSHIP MEETING DATE – February 21, 2017

ORDINANCE AMENDING CHAPTER XI (TRAFFIC), SECTION 11-11.1 (NO LEFT TURNS), SCHEDULE XA (NO LEFT TURNS) 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:

I

Chapter XI (Traffic), Section 11-11.1 (No Left Turns), Schedule XA (No Left Turns)

is hereby amended by adding the following street:

Name of Street

Route NJ 79 and
Moreau Avenue

Location

Northbound Route
NJ 79 to westbound
onto Moreau Avenue

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All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.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

In accordance with the New Jersey Department of Transportation's (NJDOT) Traffic Regulation Order NT 2017-5 (NLT), this Ordinance shall take effect upon adoption and publication and the NJDOT erecting signs prohibiting the motor vehicle movement prohibited by this Ordinance.

EXPLANATORY STATEMENT:

This Ordinance shall prohibit left turns from northbound Route NJ 79 to westbound onto Moreau Avenue in accordance with NJDOT Traffic Regulation Order NT 2017-5 (NLT).

ORDINANCE NO. O-17-5
TOWNSHIP MEETING DATE – MARCH 20, 2017

CALENDAR YEAR 2017
AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Freehold in the County of Monmouth finds it advisable and necessary to increase its Current Year 2017 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 3.5% increase in the budget for the said year, amounting to \$1,034,869.85 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years;

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Freehold, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring that, in the Current Year 2017 budget year, the final appropriations of the Township of Freehold shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$1,034,869.85, and that the Current Year 2017 municipal budget for the Township of Freehold be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

MUNICIPAL BUDGET NOTICE

FRE

Section 1.

Municipal Budget of the Township of Freehold, County of Monmouth for the Fiscal Year 2017.

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2017;
Current Fund \$39,471,825.91 Utility Fund \$13,389,255.00 Municipal Open Space Trust Fund \$1,851,094.23

Be it Further Resolved, that said Budget be published in the Asbury Park Press in the Issue of April 14, 2017.

The Governing Body of the Township of Freehold does hereby approve the following Budget for the year 2017:

	{		{		{
	{		{	Abstained	{
	{		{		{
Recorded					
Vote	Ayes {		Nays {		
(Last Names)	{		{		{
	{		{	Absent	{
	{		{		{

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Township of Freehold, County of Monmouth, on March 20, 2017.

A hearing on the Budget and Tax Resolution will be held at Town Hall on April 25, 2017 at 8:00 P.M.

at which time and place objections to said Budget and Tax Resolution for the year 2017 may be presented by taxpayers or other interested persons.



Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-17-71

Date of Adoption: March 20, 2017

TITLE: RESOLUTION PROVIDING FOR EMERGENCY TEMPORARY APPROPRIATIONS PENDING STATE APPROVAL FOR 2017 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 2017 budget and no adequate provision has been made in the 2017 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 2017 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$5,992,664.00,

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 \$5,500.00 as follows in 'Schedule A':

CURRENT FUND - \$5,500.00

2. Said emergency temporary appropriations will be provided for in the 2017 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.

Attachment 'A'
TOWNSHIP OF FREEHOLD
EMERGENCY TEMPORARY AUTHORIZATIONS – 2017
CURRENT FUND

GENERAL APPROPRIATIONS

PUBLIC AND PRIVATE PROGRAMS

OFFSET BY REVENUES

2017 Distracted Driving Crackdown Grant	\$ 5,500.00
---	-------------

TOTAL 2017 EMERGENCY TEMPORARY AUTHORIZATIONS - CURRENT FUND	\$ 5,500.00
---	-------------

No. R-17-71

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
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-17-72

Date of Adoption: March 20, 2017

**TITLE: RESOLUTION AUTHORIZING AN AFFORDABILITY ASSISTANCE
LOAN REPAYMENT AGREEMENT WITH THE BUYER OF AN
AFFORDABLE HOUSING UNIT AT 35 BALMORAL COURT,
UNIT 3**

--- RESOLUTION ---

WHEREAS, Ryan Geller is purchasing property located at 35 Balmoral Court, Unit 3, Freehold Township, Block No. 86.181, Lot 35.03, 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 \$6,996.00; 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 day of March 21, 2017, 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 35 Balmoral Court, Unit 3;
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; Ximena Calle-CGP&H; and Gary McLean, Esq.-Davison, Eastman & Munoz;

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Committee at a meeting duly held on the 20th day of March, 2017.

Clerk

No. R-17-72

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
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-17-73

Date of Adoption: March 20, 2017

TITLE: RESOLUTION AUTHORIZING IN REM FORECLOSURE

--- RESOLUTION ---

WHEREAS, the Tax Collector of the Township of Freehold has prepared an In Rem Tax Foreclosure list and has certified the same to the Township Committee; and

WHEREAS, it is the desire of the Township Committee of the Township of Freehold to institute In Rem foreclosure proceedings against the properties which are set forth in the Schedule attached hereto; and

WHEREAS, it is not only in the best interest of the Township to institute said proceedings, but also is a duty of the Township Committee; and

WHEREAS, the institution of said In Rem proceeding will result in revenue to the Township of Freehold either by redemption of the subject properties which will be calculated by the Tax Office upon request, or their foreclosure and resale by the Township;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold, County of Monmouth and the State of New Jersey, that the Township Committee of the Township of Freehold does hereby authorize the institution of In Rem foreclosure proceedings in regard to the properties set forth in the schedule attached hereto.

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

- (a) Township Tax Collector
- (b) Township Attorney

No. R-17-73

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
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-17-74

Date of Adoption: March 20, 2017

TITLE: RESOLUTION AUTHORIZING CHANGE ORDER NUMBER 1, CONTRACT 15-17, INTERIOR RENOVATIONS FREEHOLD TOWNSHIP MUNICIPAL BUILDING AND DECLARING ACCEPTANCE OF CONTRACT

--- RESOLUTION ---

WHEREAS, a Contract was awarded to Lanyi & Tevald, Inc., by Resolution R-15-256 on November 10, 2015, for Interior Renovations Freehold Township Municipal Building in the amount of \$166,300.00; and

WHEREAS, the Director of Projects and Facilities, by memorandum dated February 23, 2017, recommends Change Order Number 1, due to an increase and decrease in contract values, in the increased amount of \$15,329.64, thereby increasing the total contract amount to \$181,629.64; and

WHEREAS, the Director of Projects and Facilities further advises that all work on the above-referenced Project has been completed; and

WHEREAS, Lanyi & Tevald, Inc. has submitted a one-year maintenance bond, in accordance with the terms of the bid specifications; and

WHEREAS, the Director of Finance has certified to the Township Clerk that additional funds are available in bond ordinance number C-04-15-910-005-951 contingent upon Governing Body approval of the 2017 Municipal Budget.

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, accepts the Public Project known as Contract 15-17 and authorizes final payment be made to Lanyi & Tevald, Inc.;

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 Township's Professional Architect-Spiezle Architectural Group, the Purchasing Agent and Lanyi & Tevald.

No. R-17-74

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
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-17-75

Date of Adoption: March 20, 2017

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 \$4,936,977.84 dated March 20, 2017, as presented by the Township Treasurer/Chief Financial Officer, be paid from existing appropriations.

No. R-17-75

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Mc Morrow							
Mr. Salkin							
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-17-76

Date of Adoption: March 20, 2017

**TITLE: RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT
WITH CENTRASTATE FITNESS & WELLNESS CENTER**

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

WHEREAS, the Township Committee and Administration of the Township of Freehold continue to be committed to the health and wellness of its employees; and,

WHEREAS, pursuant to the Local Public Contracts Law, three quotes were obtained for employee health and wellness facilities, services and programs; and,

WHEREAS, CentraState Fitness & Wellness Center, which provided the lowest conforming quote, has continued their gracious offer for Freehold Township employees to conduct a wellness initiative in their health and wellness by utilizing their facilities, services and programs; and,

WHEREAS, the Township of Freehold considers an employee fitness and wellness strategy critical in reducing the long-term exposure to certain preventable health insurance claims; and,

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will not exceed the Township's bid threshold, but will exceed \$17,500 in vendor aggregation, pursuant to the provisions of NJSA 40A:11 and NJSA 19:44 A-20.5; and,

WHEREAS, the employees of the Township of Freehold are in agreement with the cost of a reduced price membership, and recognize this to be a voluntary program with an appropriate payroll deduction; and,

WHEREAS, said Agreement, to be attached to this Resolution, has been reviewed and approved by the Township Attorney; and,

WHEREAS, CentraState Fitness & Wellness Center has completed and submitted a Business Entity Disclosure Certification which certifies that CentraState Fitness & Wellness Center 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 CentraState Fitness & Wellness Center from making any reportable contributions throughout the term of the contract;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Freehold, that the Township Administrator is herein authorized to execute said Agreement with CentraState Fitness & Wellness Center;

BE IT FURTHER RESOLVED that the Township Clerk shall forward a certified copy of this Resolution and Agreement to Rose-Ann Fabiano, General Manager, CentraState Fitness & Wellness Center, 901 West Main Street, Freehold, NJ 07728; the Freehold Township Administrator; the Freehold Township Personnel Officer; the Freehold Township Health Officer; the Freehold Township Director of Finance and the Freehold Township Purchasing Agent;

BE IT FURTHER RESOLVED that the Township Clerk shall retain a copy of this Resolution, and a copy of the Agreement, in the Office of the Township Clerk.

No. R-17-76

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
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-17-77

Date of Adoption: March 20, 2017

**TITLE: RESOLUTION AMENDING RESOLUTION R-17-48 ADOPTED ON
2/21/17 AUTHORIZING AWARD OF CONTRACT FOR THE
REHABILITATION OF WELL NO. 15**

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

WHEREAS, R-17-48 awarded a Contract for the Rehabilitation of Well No. 15 in the amount of \$72,950.00; and,

WHEREAS, Resolution R-17-48 included that the Director of Finance had filed a Certification of Funds with the Township Clerk, certifying funds are available in Bond Ordinance C-08-15-911-000-991; and,

WHEREAS, it should have included that the certified funds are available in Bond Ordinance C-08-15-911-000-951 contingent upon the necessary funds being appropriated by the Governing Body in the 2017 Municipal Budget;

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

No. R-17-77

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

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