

# FREEHOLD TOWNSHIP COMMITTEE AGENDA

## REGULAR MEETING

MARCH 28, 2023

8:00 P.M.

1. Meeting Called to Order
2. Announcement to Open Public Meetings Act:

“In accordance with the Open Public Meetings Act, this Meeting was announced on January 9, 2023 by posting a notice on the bulletin board in the Municipal Building reserved for that purpose; by forwarding such notice to the offices of the official newspapers of the Township and by filing such notice with the Township Clerk”

3. Pledge of Allegiance
4. Roll Call
5. Approval of Previous Minutes

### **REPORTS**

6. The Report of the Tax Collector for the Month of February 2023:

Net Receipt:	General Fund	\$13,044,878.87
	Water Account	\$ 207,976.38
	Sewer Account	\$ 412,400.01

### **PRESENTATIONS**

7. Proclamation – “National Volunteer Week” – April 16-22, 2023 – Honoring Kevin Sweetnam
8. Proclamation – “Alcohol Awareness Month” – April, 2023
9. Proclamation – “Autism Awareness Month” - April, 2023
10. Oaths of Office – Jonathan Arocho  
Michael Mannuzza  
Kevin McClain  
Thomas Ray  
William Moody  
Antonino Matera  
Shawn Poole

## **OLD BUSINESS**

11. R-23-61 – Resolution Acknowledging Receipt and Review of Planning Board Report Re: Ordinance No. O-23-3
12. O-23-3 – Ordinance Amending Chapter 190 (Land Use), Article I (General Provisions), Section 190-3 (Definitions) of the Revised General Ordinances of the Township of Freehold, County of Monmouth, State of New Jersey

## **NEW BUSINESS**

13. R-23-62 – Resolution Authorizing Reduction Change Order No. 1, Declaring Acceptance and Final Payment of Contract 22-9; 2022 Pavement Overlay Program
14. R-23-63 - Resolution Approving Consolidated Bills List
15. Public Hearing – Concerning Freehold Township Fire District No. 2 2023 Budget
16. R-23-64 – Resolution Concerning the Freehold Township Fire District No. 2 2023 Budget
17. O-23-4 – An Ordinance Adopting Amendments to Chapter 190, Land Use, Articles I – General Provisions, Article XII – General Zoning Provisions, and Article XIX – Conditional Use Permits, of the Revised General Ordinances of the Township of Freehold, County of Monmouth, State of New Jersey
18. O-23-5 – Ordinance Accepting Road Widening Dedication for Block 97, Part of Lot 14
19. O-23-6 - Calendar Year 2023 An Ordinance to Exceed the Municipal Budget Appropriation Limits and Establish a Cap Bank (N.J.S.A. 40A:4-45.14)
20. R-23-65 – Resolution Introduction of 2023 Municipal Budget
21. R-23-66 – Resolution - Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964”

## **FORMAL ACTION – CONSENT AGENDA RESOLUTIONS**

Matters listed under the items of “Consent Agenda” are required to conduct the day-to-day operations of the Township, and will be enacted by one (1) motion in the form listed below. There will be no separate discussion of these items. If discussion of any item is desired, that item will be considered separately.

22. R-23-67 – Resolution Amending Resolution R-23-43 Authorizing the Appointment of Matthew Barbieri as Freehold Township Tax Assessor
23. R-23-68 - Resolution Providing for Temporary Appropriations Pending State Approval for 2023 Municipal Budget

24. R-23-69 – Resolution Authorizing Application and Approving Participation with the State of New Jersey Fiscal Year 2023 Safe and Secure Communities Grant Program Administered by the New Jersey Department of Law and Public Safety, Office of the Attorney General
25. R-23-70 – Resolution Cancelling Taxes
26. R-23-71 – Resolution Cancelling Taxes and Disbursing Overpayment of Taxes – Disabled Veteran
27. R-23-72 - Resolution Authorizing the Award of a Contract for Professional Consulting Engineering Services for General Services, Planning Board, Environmental, Licensed Land Surveying and Engineering Consultant to the Utilities Department
28. R-23-73 – Resolution Authorizing the Award of a Contract for Automotive Lubricants for the Department of Public Works
29. R-23-74 - Resolution Authorizing Execution of Rights-of-Way Use Agreement between the Township of Freehold and Comcast Business Communications, LLC

AUDIENCE

TOWNSHIP COMMITTEE COMMENTS

ADJOURNMENT

**7:15 P.M. – EXECUTIVE SESSION**

\* Open Public Meetings Act – Resolution R-23-F – Executive Session

1. ATTORNEY-CLIENT PRIVILEGE

1A. State Licensed Facilities



# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-23-61

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION ACKNOWLEDGING RECEIPT AND REVIEW OF  
PLANNING BOARD REPORT RE: ORDINANCE NO. O-23-3**

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

WHEREAS, the Township Committee introduced Ordinance No. O-23-3 on March 7, 2023 and referred it to the Planning Board, pursuant to N.J.S.A. 40:55D-26(a); and,

WHEREAS, on March 16, 2023, 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-23-61

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

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

ORDINANCE NO. O-23-3  
TOWNSHIP MEETING DATE – March 7, 2023

ORDINANCE AMENDING CHAPTER 190 (LAND USE), ARTICLE I (GENERAL PROVISIONS), SECTION 190-3 (DEFINITIONS) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF FREEHOLD, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

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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 in [~~brackets~~]):

I

Chapter 190 (Land Use), Article I (General Provisions), Section 190-3 (Definitions) is hereby amended to read as follow:

Section 190-3 Definitions.

- A. No change.
- B. As used in this chapter, the following terms shall have the meanings indicated:

BUILDING COVERAGE

The horizontal area measured within the outside of the exterior walls of all principal and accessory buildings on a lot.

~~{COVERAGE}~~

~~[A part of a lot covered by buildings.]~~

LOT COVERAGE

[The percentage of a lot occupied by buildings.] The percentage of the total lot area which is covered by impervious surfaces, principal buildings, and accessory buildings and uses.

IMPERVIOUS SURFACE

A surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.

- C. No change.

**NOTE TO CODIFIER: All other definitions under this Section remain the same.**

## 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 Ordinance amends the definitions of Building Coverage and Lot Coverage, eliminates the definition of Coverage and adds a definition for Impervious Surface in Chapter 190-3 (Definitions).



# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-23-62

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION AUTHORIZING REDUCTION CHANGE ORDER NO. 1, DECLARING ACCEPTANCE AND FINAL PAYMENT OF CONTRACT 22-9; 2022 PAVEMENT OVERLAY PROGRAM**

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

WHEREAS, a Contract was awarded to Meco, Inc. by Resolution R-22-131 on June 14, 2022 for the 2022 Pavement Overlay Program in the amount of \$2,322,788.04 and Resolution R-22-307 added Bond Ordinance C-08-21-907-000-951 on December 6, 2022; and,

WHEREAS, the Township Engineer, by memorandum dated March 3, 2023, recommends reduction Change Order No. 1 in the amount of -\$208,721.33 due to an increase in some contract quantities and a decrease in other contract quantities, bringing the total contract amount to \$2,114,066.71 and has advised that the above-referenced project has been completed; and,

WHEREAS, Meco, Inc. has submitted a two-year Maintenance Bond in accordance with the terms of the bid specifications; and,

WHEREAS, it is the intention of the Township Committee of the Township of Freehold to adopt the within Resolution only for the purposes described in N.J.S.A. 2A:44-132;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold, based on the above referenced recommendations, authorizes reduction Change Order No. 1 in the amount of -\$208,721.33 and accepts the Public Project known as Contract 22-9; 2022 Pavement Overlay Program and authorizes final payment be made to Meco, Inc.;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Director of Finance, the Township Engineer, the Purchasing Agent and Meco, Inc.

No. R-23-62

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

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-23-63

Date of Adoption: March 28, 2023

**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 \$2,556,168.30 dated March 28, 2023 as presented by the Township Treasurer/Chief Financial Officer, be paid from existing appropriations subject to adoption of resolution authorizing expenditures.

No. R-23-63

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

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-23-64

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION CONCERNING THE FREEHOLD TOWNSHIP FIRE  
DISTRICT NO. 2 2023 BUDGET**

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

WHEREAS, the Freehold Township Fire District No. 2 2023 Budget was rejected by the voters of the District in a duly held election on February 18, 2023; and,

WHEREAS, the Public Hearing on said Budget has been advertised on March 15, 2023 in the Asbury Park Press within thirty (30) days of the Fire District Election; and,

WHEREAS, the New Jersey State Division of Local Government Services requires that a Budget be submitted to them;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold, in the County of Monmouth, State of New Jersey, has found no objections to the rejected Budget of Fire District No. 2, and as such, said rejected 2023 budget is hereby adopted without amendment;

BE IT FURTHER RESOLVED that two (2) certified copies of this Resolution be filed with the Director of the Division of Local Government Services for certification of the 2023 Freehold Township Fire District No. 1 Budget;

It is hereby certified that this a true copy of a Resolution adopted by the Governing Body on March 28, 2023.

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Sanabel Abouzeina, Municipal Clerk

No. R-23-64

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

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

**ORDINANCE NO. O-23-4**  
**TOWNSHIP MEETING DATE – March 28, 2023**

**AN ORDINANCE ADOPTING AMENDMENTS TO CHAPTER 190, LAND USE, ARTICLES I – GENERAL PROVISIONS, ARTICLE XII – GENERAL ZONING PROVISIONS, AND ARTICLE XIX – CONDITIONAL USE PERMITS, 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, and State of New Jersey as follows:

**I.**

**PURPOSES:** The purposes of this Ordinance are to provide land use regulations for Cooperative Sober Living Residences (CSLR), Oxford Model Recovery Homes, boarding houses and rooming houses.

**Note:** Additions are underlined and deletions are shown with ~~strikethroughs~~.

**II.**

Article I, General Provisions, §190-3 Definitions, is hereby amended to add new definitions for “Boarding House”, “Cooperative Sober Living Residence (CSLR)”, “Non-Oxford House Model Recovery Home”, “Oxford House Model Recovery Home”, and “Recovery Home” to the list of definitions where applicable:

**§190-3 Definitions**

A. For the purpose of the chapter, unless the context clearly indicates a different meaning:

(No Changes)

B. As used in this chapter, the following terms shall have the meanings indicated:

**BOARDING HOUSE**

The meaning set forth in N.J.S.A. 55:13B-3.



**COOPERATIVE SOBER LIVING RESIDENCE, (CSLR)**

A recovery home that is a rooming or boarding house that has been issued an "F" license by the New Jersey Department of Community Affairs pursuant to N.J.A.C. 5:27-1.1 et seq. It does not operate as a single housekeeping unit. The 2017 New Jersey Uniform Construction Code defines a CSLR as "a residential setting that serves solely as a home for individuals who are recovering from drug or alcohol addiction and is intended to provide an environment where the residents can support each other's sobriety and recovery." In addition to the other requirements specified in the regulations, a cooperative sober living residence must satisfy the following criteria:

- (1) Management by an entity or organization that provides an operator who shall reside in the residence and exercise some level of control over the operation of the residence and establishes the residence's rules;
- (2) Occupancy shall not exceed 10 individuals, exclusive of the operator;
- (3) The requirement of the maintenance of an alcohol- and drug-free environment;
- (4) No provision of on-site counseling therapy, clinical treatment, or alcohol and/or drug treatment by the licensee;
- (5) No provision of food, laundry, financial, or other personal services by the licensee;
- (6) Ability of licensee, at its discretion, to provide nonclinical recovery and support services. The licensee may also elect to mandate or encourage residents to attend self-help recovery programs, participate in activities related to maintaining sobriety and continuing recovery, or receive off-site services deemed desirable or necessary to maintain sobriety; and
- (7) Ability of licensee, at its discretion, to require drug or alcohol testing of residents.

### **NON-OXFORD HOUSE MODEL RECOVERY HOME**

A recovery home that does not operate using the Oxford House model and does not operate as a single housekeeping unit. Examples of activities that indicate the house is a non-Oxford House model may include, but are not limited to, residents enter into individual leases with the owner or operator of the home for the occupancy of their room and the common area; there is a limited number of staff on-site who will enforce rules, oversee the taking of medication, and perform random drug screening; residents are required to attend AA/NA meetings; residents are required to attend mandatory house meetings; residents are prohibited from sleeping outside the house; staff enforces a curfew; or guests are prohibited. They are rooming homes or boarding houses.

### **OXFORD HOUSE MODEL RECOVERY HOME**

Oxford House has been authorized by Congress to provide community living arrangements for persons with drug and alcohol addiction. It is a recovery home in which the residents are self-governing, all residents contribute to the maintenance and expenses of the house, the residents determine who can reside in the house, there is no limit to how long an individual can reside in the house, there is no addiction treatment, therapy, or paid staff provided; the house operates as a single housekeeping unit, and the house is not required to be licensed by the New Jersey Department of Community Affairs.

### **RECOVERY HOME**

A residential environment that provides people in recovery a safe alcohol- and drug-free place to live as they transition back into the community.

### **ROOMING HOUSE**

A rooming house has the meaning set forth in N.J.S.A. 55:13B-3.

### III.

Article XIX, Conditional Use Permits is hereby amended to add new subsection §190-216.3 Cooperative Sober Living Residence (CSLR) as follows:

#### **§190-98 Cooperative Sober Living Residence (CSLR)**

A Cooperative Sober Living Residence (CSLR) operating as a “Non-Oxford House Model Recovery Home” as defined in §190-3 is a conditional use permitted in all residential zones as a reasonable accommodation for persons with disabilities provided that the following conditions are met together with any other applicable requirements of this chapter and other chapters of the Code of Freehold Township:

- A. The owner obtains a Class F license to operate a cooperative living residence from the New Jersey Department of Community Affairs pursuant to N.J.A.C. 5:27-1.1 et seq.
- B. Requires minimum separation distance of 500 feet as measured from the property line from any other existing or proposed CSLR facilities or other group homes.
- C. Requires a minimum separation of 1,000 feet from any school, in accordance with the most recent Drug Free School Zone Map.
- D. Meets applicable parking standards pursuant to §190-163.
- E. Requires a minimum lot size of one (1) acre.

### IV.

Article XII, General Zoning Provisions, is hereby amended to add new subsection §190-124.5 Oxford House Model Recovery Home, Boarding Houses and Rooming Houses as follows:

#### **§190-124.5 Oxford Model Recovery Home, Boarding Houses and Rooming Houses**

A residential single-family detached dwelling unit operating as an Oxford Model Recovery Home as defined in §190-3 Definitions is a permitted use in all residential zones found in §190-97 Zones and pursuant to the applicable requirements of the zone and other applicable requirements of other chapters of the Code of Freehold Township.

**V.**

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

**VI.**

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.

**VII.**

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

**VIII.**

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

**EXPLANATORY STATEMENT:**

This Ordinance provides land use regulations for Cooperative Sober Living Residences (CSLR), Oxford Model Recovery Homes, boarding houses and rooming houses.

ORDINANCE NO. O-23-5  
TOWNSHIP MEETING DATE – March 28, 2023

ORDINANCE ACCEPTING ROAD WIDENING DEDICATION FOR BLOCK 97, PART OF  
LOT 14

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

**I**

WHEREAS, Gregory Reed (hereafter Applicant) received variance approval from the Planning Board to construct an addition to an existing garage in the rear of a single-family residential property located at 141 Stone Hill Road; and

WHEREAS, as part of the approval, the Applicant agreed to dedicate a thirty (30) foot half width right-of-way to Freehold Township for future road widening purposes as Stone Hill Road is designated as an Urban Collector roadway in the Township's Master Plan; and

WHEREAS, the form of the Deed of Dedication for Road Widening Purposes is acceptable to the Township Attorney and Township Engineer; and

WHEREAS, the Township Committee desires to accept the conveyance by the Applicant.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Committee of the Township of Freehold that it hereby accepts the Road Widening Dedication for Block 97, part of Lot 14 as described above.

**II**

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

**Explanatory Statement:**

This Ordinance accepts a Road Widening Dedication for Block 97, part of Lot 14.

ORDINANCE NO. O-23-6  
TOWNSHIP MEETING DATE – March 28, 2023

**CALENDAR YEAR 2023**  
**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 2.5% 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 2022 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 \$1,220,490.46 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 2023 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 \$1,220,490.46, and that the Current Year 2023 municipal budget for the Township of Freehold be approved and adopted in accordance with this ordinance;

**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;



**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;

**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

Section 1.

Municipal Budget of the TOWNSHIP of FREEHOLD, County of MONMOUTH for the Fiscal Year 2023

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2023;

Current Fund - \$48,981,597.28

Utility Fund - \$15,684,732.00

Open Space - \$3,871,600.00

Be it Further Resolved, that said Budget be published in the Asbury Park Press

in the issue of March 29, 2023

The Governing Body of the TOWNSHIP of FREEHOLD does hereby approve the following as the Budget for the year 2023:

RECORDED VOTE

(Insert Last Name)

Ayes

Empty box for recording Ayes votes.

Nays

Empty box for recording Nays votes.

Abstained

Empty box for recording Abstained votes.

Absent

Empty box for recording Absent votes.

Notice is hereby given that the Budget and Tax Resolution was approved by the COMMITTEEPERSONS of the TOWNSHIP of FREEHOLD, County of MONMOUTH, on March 28, 2023.

A Hearing on the Budget and Tax Resolution will be held at Municipal Town Hall, on April 25, 2023 at 8:00 o'clock at which time and place objections to said Budget and Tax Resolution for the year 2023 may be presented by taxpayers or other interested persons.



# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-23-66

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION - GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964"**

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

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the Governing Body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," as amended, 42 U.S.C. § 2000e et seq., (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the Township Committee have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the Governing Body attached hereto;

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Freehold, County of Monmouth, State of New Jersey, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance;

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

No. R-23-66

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

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-23-67

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION AMENDING RESOLUTION R-23-43 AUTHORIZING THE APPOINTMENT OF MATTHEW BARBIERI AS FREEHOLD TOWNSHIP TAX ASSESSOR**

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

WHEREAS, N.J.S.A. 40A:9-146 requires every municipality to provide for the appointment of a Tax Assessor; and,

WHEREAS, the current tenured Tax Assessor has vacated his position; and,

WHEREAS, it is the desire of the Township Committee of the Township of Freehold to appoint Matthew Barbieri to fill the term of office effective March 1, 2023 and for a four year appointment, pursuant to N.J.S.A. 40A:9-148, beginning July 1, 2023 and ending on June 30, 2027; and,

WHEREAS, the Tax Assessor will hold public office hours Monday through Friday, 8:30 a.m. through 4:30 p.m.;

NOW, THEREFORE, BE IT RESOLVED that this Resolution was duly adopted by the Freehold Township Committee at its Public Meeting of March 28, 2023 to appoint Matthew Barbieri as its Full Time Tax Assessor;

BE IT FURTHER RESOLVED that certified copies of the within Resolution shall be forwarded to the following:

1. NJ Division of Taxation Director
2. Monmouth County Tax Administrator
3. Freehold Township Administrator
4. Freehold Township Tax Assessor
5. Freehold Township Personnel Officer

I, Sanabel Abouzeina, Municipal Clerk of the Township of Freehold, do hereby certify that the foregoing Resolution was duly adopted by the Township Committee of the Township of Freehold at a public meeting held on March 28, 2023.

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Sanabel Abouzeina, Municipal Clerk

No. R-23-67

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

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-23-68

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION PROVIDING FOR EMERGENCY TEMPORARY APPROPRIATIONS PENDING STATE APPROVAL FOR 2023 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 2023 budget and no adequate provision has been made in the 2023 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 2023 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$13,831,475.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and 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 \$4,551,500.00 as follows in 'Schedule A':

CURRENT FUND -	\$ 3,369,000.00
UTILITY FUND -	\$ 1,040,000.00
OPEN SPACE FUND -	\$ 242,500.00

2. Said emergency temporary appropriations will be provided for in the 2023 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 Township Administrator.



No. R-23-68

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

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

**Attachment 'A'**

**TOWNSHIP OF FREEHOLD  
EMERGENCY TEMPORARY APPROPRIATIONS – 2023  
CURRENT FUND**

**GENERAL ADMINISTRATION**

Administrative and Executive	
Salaries and Wages	\$ 20,000.00
Purchasing	
Salaries and Wages	5,000.00
Human Resources	
Salary and Wages	5,000.00
Mayor and Committee	
Salaries and Wages	5,000.00
Municipal Clerk	
Salaries and Wages	12,500.00
Other Expenses	10,000.00
Financial Administration	
Salaries and Wages	15,000.00
Other Expenses	25,000.00
Information Technology	
Salaries and Wages	17,500.00
Revenue Administration (Tax Collection)	
Salaries and Wages	12,500.00
Other Expenses	5,000.00
Tax Assessment Administration	
Salaries and Wages	10,000.00
Other Expenses	25,000.00
Legal Services	
Other Expenses	20,000.00
Engineering	
Salaries and Wages	25,000.00
Other Expenses	3,500.00
Historic Preservation	
Other Expenses	2,500.00

**MUNICIPAL LAND USE ADMINISTRATION**

Planning Board	
Salaries and Wages	12,500.00

**STATE UNIFORM CONSTRUCTION CODE**

Uniform Construction Code	
Salaries and Wages	42,500.00
Zoning and Housing Enforcement	
Salaries & Wages	12,500.00
Other Expenses	7,500.00

## **INSURANCE**

### **PUBLIC SAFETY**

Police	
Other Expenses	400,000.00
Office of Emergency Management	
Salaries and Wages	1,000.00
Bureau of Fire Prevention	
Salaries and Wages	5,000.00
Uniform Fire Safety	
Salaries and Wages	5,000.00
Municipal Prosecutor	
Other Expenses	10,000.00

### **DEPARTMENT OF PUBLIC WORKS**

Streets and Road Maintenance	
Salaries and Wages	125,000.00
Shade Tree Commission	
Salaries and Wages	5,000.00
Recycling	
Salary and Wages	12,000.00
Other Expenses	100,000.00
Public Buildings and Grounds	
Salaries and Wages	40,000.00
Other Expenses	10,000.00
Equipment Maintenance and Repairs	
Salaries and Wages	25,000.00

### **HEALTH AND HUMAN SERVICES**

Board of Health	
Salaries and Wages	25,000.00
Other Expenses	10,000.00

### **PARKS AND RECREATION**

Parks and Recreation	
Salaries and Wages	25,000.00
Other Expenses	10,000.00
Senior Center	
Salaries and Wages	10,000.00

### **UTILITIES**

Electricity	25,000.00
Street Lighting	25,000.00
Telephone and Telecommunications	12,500.00
Water and Sewer	10,000.00

Natural Gas	15,000.00
Gasoline	40,000.00

**MUNICIPAL COURT**

Municipal Court	
Salaries and Wages	30,000.00
Public Defender	
Other Expenses	5,000.00

**STATUTORY EXPENDITURES**

Public Employees Retirement System	500,000.00
Social Security System (O.A.S.I.)	150,000.00
Police & Fireman’s Retirement System	1,000,000.00

**FEDERAL AND STATE GRANTS**

**INTERLOCAL SERVICE AGREEMENTS**

Streets and Road Maintenance – Fuel	20,000.00
Equipment Maintenance – Automotive	5,000.00
Board of Health	
Salaries and Wages	25,000.00
Regional Information Technology Services	
Salaries and Wages	25,000.00
Regional Licensed Operational Services	
Salaries and Wages	10,000.00
School Security Detail	10,000.00

SUB-TOTAL	3,019,000.00
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**MUNICIPAL DEBT SERVICE**

Interest on Bonds	350,000.00
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**TOTAL 2023 TEMPORARY APPROPRIATIONS  
CURRENT FUND**

**\$3,369,000.00**

**TOWNSHIP OF FREEHOLD  
 TEMPORARY APPROPRIATIONS – 2023  
 WATER-SEWER UTILITY FUND**

**APPROPRIATIONS**

Operating		
Salaries and Wages	\$	120,000.00
Other Expenses		750,000.00
Debt Service		
Interest on Bonds		145,000.00
Statutory Expenditures		
Social Security System (O.A.S.I.)		25,000.00

<b>TOTAL 2023 TEMPORARY APPROPRIATIONS    WATER/SEWER UTILITY FUND</b>		<b>\$ 1,040,000.00</b>
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**TOWNSHIP OF FREEHOLD  
 TEMPORARY APPROPRIATIONS – 2023  
 OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION  
 TRUST FUND**

**APPROPRIATIONS**

Maintenance of Lands for Recreation and Conservation		
Other Expenses		50,000.00

<b>SUB-TOTAL OPEN SPACE, RECREATION,    FARMLAND AND HISTORIC PRESERVATION    TRUST FUND</b>		<b>50,000.00</b>
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**DEBT SERVICE**

Payment of Bond Principal		190,000.00
Interest on Bonds		2,500.00

<b>TOTAL 2023 TEMPORARY APPROPRIATIONS    OPEN SPACE, RECREATION, FARMLAND    AND HISTORIC PRESERVATION TRUST FUND</b>		<b>\$ 242,500.00</b>
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# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-23-69

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION AUTHORIZING APPLICATION AND APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY STATE FISCAL YEAR 2023 SAFE AND SECURE COMMUNITIES GRANT PROGRAM ADMINISTERED BY THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL**

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

WHEREAS, the Township of Freehold wishes to apply for funding in the amount of \$32,400.00 for a project under the State Fiscal Year 2023 Safe and Secure Communities Grant Program for the Subaward Period July 1, 2022 through June 30, 2023, and

WHEREAS, the Township Committee of the Township of Freehold has reviewed the accompanying application Grant No. 23-1316 and has approved said request, and

WHEREAS, the project is a joint effort between the New Jersey Department of Law and Public Safety, Office of the Attorney General and the Township of Freehold Police Department for the purpose described in the application;

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

1. As a matter of public policy, the Township of Freehold wishes to participate to the fullest extent possible with the New Jersey Department of Law and Public Safety, Office of the Attorney General.
2. The Attorney General will receive funds on behalf of the applicant.
3. The New Jersey Department of Law and Public Safety, Office of the Attorney General, shall be responsible for the receipt and review of the applications for said funds.
4. The New Jersey Department of Law and Public Safety, Office of the Attorney General, shall initiate allocations to each applicant as authorized.

5. The Mayor and Chief of Police are authorized to execute and the Municipal Clerk to attest to a Subgrant Award in connection with this Grant, and any and all documents in connection with this Grant.

6. A certified copy of the within Resolution along with the completed application and award documents shall be forwarded to the New Jersey Department of Law and Public Safety - Grants Development Section, Office of the Attorney General, the Freehold Township Police Chief and the Freehold Township Chief Financial Officer/Treasurer.

BE IT FURTHER RESOLVED that the Governing Body of the Township of Freehold authorizes the Total Award Amount of \$32,400.00 with a match in fringe benefits.

No. R-23-69

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

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-23-70

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION CANCELLING TAXES**

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

WHEREAS, certain properties have had assessment changes for the year 2022/2023; and,

WHEREAS, these properties will be exempt from taxes for the year 2023; and,

WHEREAS, the following Taxpayer Schedules include Final Taxes that were billed on said property for 2022; and Preliminary Taxes that were billed on said properties for 2023 that will be cancelled; and,

WHEREAS, taxes billed in the 2023 Extended Duplicate for said properties for Final 2023/Preliminary 2024 will also be cancelled; 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 "CANCEL" on Schedules A and B be cancelled to the names appearing below;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that the cancellations be made to the properties appearing on Schedules A and B;

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  
2022 TAXES - CANCEL

72 89.01	FREEHOLD TOWNSHIP 117 THREE BROOKS RD FREEHOLD, NJ 07728	\$ 1,659.76
	TOTAL	\$ 1,659.76

SCHEDULE B  
2023 PRELIMINARY TAXES - CANCEL

42 34	ONE STOP HOME BUYERS, LLC ASBURY AVE FREEHOLD, NJ 07728	\$ 753.61
72 88Q	JAVIN, LP 161 THREE BROOKS RD FREEHOLD, NJ 07728	\$ 178.33
72 89.01	FREEHOLD TOWNSHIP 117 THREE BROOKS RD FREEHOLD, NJ 07728	\$ 3,024.52
91 49	NEW JERSEY STATE DEPT 1155 BURKE RD FREEHOLD, NJ 07728	\$ 713.31
92 13	ENGLEMAN, MARK & CATHERINE 811 ELTON ADELPHIA RD FREEHOLD, NJ 07728	\$ 657.90
101 10	FREEHOLD TOWNSHIP 52 SILOAM RD FREEHOLD, NJ 07728	\$ 89.16
102 52	FREEHOLD TOWNSHIP 429 ELY-HARMONY RD FREEHOLD, NJ 07728	\$ 1,533.42
102 52Q	FREEHOLD TOWNSHIP 429 ELY-HARMONY RD FREEHOLD, NJ 07728	\$ 321.40

102 53Q	FREEHOLD TOWNSHIP 453 ELY-HARMONY RD REAR FREEHOLD, NJ 07728	\$ 268.00
102 55Q	FREEHOLD TOWNSHIP 431 ELY-HARMONY RD REAR FREEHOLD, NJ 07728	\$ 89.67
102 56 BLDG	FREEHOLD TOWNSHIP 435 ELY-HARMONY RD REAR FREEHOLD, NJ 07728	\$ 35.27
102 56Q	FREEHOLD TOWNSHIP 435 ELY-HARMONY RD FREEHOLD, NJ 07728	\$ 264.97
102 57Q	FREEHOLD TOWNSHIP 425 ELY-HARMONY RD FREEHOLD, NJ 07728	\$ 44.52
102 63Q	FREEHOLD TOWNSHIP 401 ELY-HARMONY RD FREEHOLD, NJ 07728	\$ 55.42
112 1	FREEHOLD TOWNSHIP 55 SILOAM RD FREEHOLD, NJ 07728	\$ 125.94
	TOTAL	\$8,155.44

TOTAL CANCELLED \$9,815.20

No. R-23-70

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

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-23-71

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION CANCELLING TAXES AND DISBURSING  
OVERPAYMENT OF TAXES - DISABLED VETERAN**

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

WHEREAS, a certain property has had an assessment change for the year 2023;  
and,

WHEREAS, the following Taxpayer Schedules include a 100% Disabled Veteran  
allowed; applicable to the block and lot 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 item designated with the word  
"CANCEL" on Schedule A be cancelled, and the item designated with the word  
"REFUND" on Schedule B be refunded to the name appearing below; and

WHEREAS, taxes billed in the 2023 Extended Duplicate for said properties for Final  
2023/Preliminary 2024 will also be cancelled;

NOW, THEREFORE, BE IT 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  
2023 - 100% DISABLED VETERAN - CANCEL

71.28 5	DELUCA, SCOTT 4 COVENTRY DRIVE FREEHOLD, NJ 07728	\$ 3,265.64
	TOTAL	\$ 3,265.64

SCHEDULE B  
2023 - 100% DISABLED VETERAN - REFUND

71.28 5	DELUCA, SCOTT 4 COVENTRY DRIVE FREEHOLD, NJ 07728	\$ 593.75
	TOTAL	\$ 593.75

TOTAL CANCELLED	\$3,265.64
TOTAL REFUNDED	\$ 593.75

No. R-23-71

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

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-23-72

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL CONSULTING ENGINEERING SERVICES FOR GENERAL SERVICES, PLANNING BOARD, ENVIRONMENTAL, LICENSED LAND SURVEYING AND ENGINEERING CONSULTANT TO THE UTILITIES DEPARTMENT**

## **- - - RESOLUTION - - -**

WHEREAS, the Township of Freehold has a need to acquire Professional Consulting Engineering Services for General Services, Planning Board, Environmental, Licensed Land Surveying and Engineering Consultant to the Utilities Department with French & Parrello Associates as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44-4-20.4 or 20.5 appropriate; and,

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the services will likely exceed \$17,500.00; and,

WHEREAS the anticipated term of this contract will expire December 31, 2023; and,

WHEREAS, French & Parrello Associates has submitted a proposal, dated March 17, 2023, indicating they will provide the services in accordance with the fee structure set forth in the proposal; and,

WHEREAS, French & Parrello Associates has completed and submitted a Business Entity Disclosure Certification which certifies that French & Parrello Associates has not made any reportable contributions to a political or candidate committee in the Township of Freehold in the previous one year, and that the contract will prohibit French & Parrello Associates. 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 the time when the Township needs such services; total fees paid out will be dependent upon assignments and projects which presents themselves and are assigned during the upcoming year. No amounts are expended without submission and review of detailed, itemized vouchers for all time expended. Concerning escrow amounts, the Contract authorized hereby provides for the appointed professional to charge what are



known as "escrow" accounts, i.e. funds deposited with the Township, by those (generally developers) who agree to or are required to pay for the professional's time and expense for certain tasks. These funds do not come from taxpayers. The below "escrow" related amounts are based on recent years "escrow" billings

General \$25,000 - Escrow \$25,000 - Bond Ordinances \$25,000

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Freehold authorizes a contract for Professional Consulting Engineering Services for General Services, Planning Board, Environmental, Licensed Land Surveying and Engineering Consultant to the Utilities Department with French & Parrello Associates, Inc. as described herein, in an amount not to exceed \$75,000.00;

BE IT FURTHER RESOLVED that notice of this appointment will be published as a required by law pursuant to N.J.S.A. 40A:11-5(1)(a)(i) and a copy of the agreement placed on file with the Township Clerk;

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this Resolution;

BE IT FURTHER RESOLVED that certified copies of the within Resolution be forwarded to the Township Administrator, the Director of Finance, the Purchasing Agent, the Township Engineer, the Superintendent of Utilities and French & Parrello Associates.

No. R-23-72

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

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-23-73

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR AUTOMOTIVE LUBRICANTS FOR THE DEPARTMENT OF PUBLIC WORKS**

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

WHEREAS, the Township of Freehold has a need for Automotive Lubricants for the Department of Public Works as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and,

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the anticipated acquisitions will not exceed the Township's bid threshold, but will exceed \$17,500.00 in vendor aggregation; and,

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

WHEREAS, Craft Oil Corporation d/b/a Petro Choice LLC can supply the Township with Automotive Lubricants for the Department of Public Works in an amount not to exceed \$44,000.00; and,

WHEREAS, Craft Oil Corporation d/b/a Petro Choice, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Craft Oil Corporation d/b/a Petro Choice, LLC 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 Craft Oil Corporation d/b/a Petro Choice LLC from making any reportable contributions through the term of the contract; and,

WHEREAS, the Director of Finance has certified to the Township Clerk that funds are available in the following budget accounts, contingent upon the necessary funds being appropriated by the Governing Body in the 2023 and 2024 Municipal Budgets:

3-01-26-315-315-246 & 4-01-26-315-315-246 - Not to Exceed \$44,000.00

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold herein authorizes a contract for the purchase of Automotive Lubricants for the Department of Public Works with Craft Oil Corporation d/b/a Petro Choice LLC in an amount not to exceed \$44,000.00;

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution;

BE IT FURTHER RESOLVED that certified copies of the within Resolution be forwarded to the Director of Finance, the Superintendent of Public Works, the Purchasing Agent and Craft Oil Corporation d/b/a Petro Choice, LLC.

No. R-23-73

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

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-23-74

Date of Adoption: March 28, 2023

**TITLE: RESOLUTION AUTHORIZING EXECUTION OF RIGHTS-OF-WAY USE AGREEMENT BETWEEN THE TOWNSHIP OF FREEHOLD AND COMCAST BUSINESS COMMUNICATIONS, LLC**

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

WHEREAS, Comcast Business Communications, LLC ("CBC") has been authorized by the New Jersey Board of Public Utilities to provide local exchange and interexchange telecommunications services throughout the State of New Jersey, and pursuant to such authority, CBC may locate, place, attach, install, operate and maintain facilities within municipal Rights-of-Way for purposes of providing telecommunications services; and

WHEREAS, CBC proposes to place its telecommunications facilities aerially on existing utility poles or in underground conduit in the public Rights-of-Way within the Township; and

WHEREAS, the Township of Freehold has determined that it is in the best interest of its residents to grant consent to CBC to occupy said public Rights-of-Way within the Township for this purpose; and

WHEREAS, it is necessary for the Township to enter into an Agreement with Comcast Business Communications, LLC setting forth the terms and conditions for the use of the public Rights-of-Way.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Freehold that the Mayor is hereby authorized to execute and the Township Clerk to attest the Rights-of-Way Use Agreement between the Township of Freehold and Comcast Business Communications, LLC, subject to review and approval by the Township Attorney.

BE IT FURTHER RESOLVED that, prior to the execution of the Rights-of-Way Use Agreement, Comcast shall submit an application to the Township Engineer for a telecommunications license pursuant to Chapter 319 of the Township Code.

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to: Comcast Business Communications, LLC, One Comcast Center, 1701 JFK Boulevard, Pennsylvania 19103; the Township Administrator, Township Engineer and Township Attorney.

No. R-23-74

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

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