

A Workshop Meeting of the Township Committee of Middletown Township was held in the Conference Room at Town Hall, One Kings Highway, Middletown, New Jersey at 8:00 p.m. on April 2, 2018.

Township Clerk Heidi Brunt called the meeting to order and read the following notice:

The Notice Requirements provided for in the Open Public Meetings Act have been satisfied. Notice of this meeting was properly given by transmission to The Star Ledger, The Independent and Two River Times and by posting at the Middletown Township Municipal Building and filing with the Township Clerk all on January 18, 2018.

Roll Call Vote: Present: Fiore, Hibell, Perry, Settembrino, Mayor Murray
Absent: None

Also present were Township Administrator Anthony Mercantante, Township Attorney Brian Nelson, Township Clerk Heidi Brunt, CFO Colleen Lapp and Director of Public Works, Engineer Ted Maloney, Assistant Administrator Jim VanNest.

PLEDGE OF ALLEGIANCE

Township Clerk Brunt led the assembly in the Pledge of Allegiance.

Township Clerk Brunt requested a moment of silence to honor the troops serving worldwide defending our freedoms and way of life.

KNOWN ACTION ITEMS

PUBLIC HEARING OF PROPOSED ORDINANCES

Township Clerk Heidi Brunt read the following ordinance by title:

Ordinance 2018-3217 – Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish a CAP Bank

Mayor Murray opened the meeting for public comments.

Hearing no comments from the public, it was moved by Mayor Murray, seconded by Committeeman Fiore to close the public hearing and carried to adopt this ordinance on second and final reading.

Roll Call Vote: Ayes: Fiore, Hibell, Perry, Settembrino, Mayor Murray
Nays: None
Abstention: None

Ordinance 2018-3218- Ordinance Establishing Fair Market Value And Authorizing And Directing The Acquisition Of Property Located In The Township Of Middletown Designated As Block 276 Lot 48 (Compton Street) By Purchase of Eminent Domian.

Mayor Murray opened the meeting for public comments.

Hearing no comments from the public, it was moved by Mayor Murray, seconded by Deputy Mayor Settembrino to close the public hearing and carried to adopt this ordinance on second and final reading.

Roll Call Vote: Ayes: Fiore, Hibell, Perry, Settembrino, Mayor Murray
Nays: None
Abstention: None

INTRODUCTION OF PROPOSED ORDINANCES

Township Clerk Heidi Brunt read the following ordinance by title.

Ordinance 2018-3219 – A Bond Ordinance Restating Bond Ordinance 2017-3188 To Provide An Appropriation Of \$3,172,050 For Various Capital Improvements By And For The Township Of Middletown In The County Of Monmouth, New Jersey And Authorizing The Issuance Of \$3,013,447 In Bonds Or Notes Of The Township For Financing Part Of The Appropriation

It was moved by Mayor Murray, seconded by Committeeman Fiore to pass this ordinance on first reading

Roll Call Vote: Ayes: Fiore, Hibell, Perry, Settembrino, Mayor Murray
Nays: None
Abstention: None

Township Clerk Brunt stated motion carried to pass this ordinance on first reading with a public hearing to be held April 16, 2018.

Township Clerk Heidi Brunt read the following ordinance by title.

Ordinance 2018-3220- Ordinance Providing Funding For Various Preliminary Expenses In Connection With The Municipal Complex For The Township Of Middletown And Appropriating \$250,000 For Such Purpose

It was moved by Mayor Murray, seconded by Committeeman Perry to pass this ordinance on first reading

Roll Call Vote: Ayes: Fiore, Hibell, Perry, Settembrino, Mayor Murray
Nays: None
Abstention: None

Township Clerk Brunt stated motion carried to pass this ordinance on first reading with a public hearing to be held April 16, 2018.

CONSENT AGENDA

Township Clerk Brunt requested a motion to adopt a consent agenda including Resolutions 18-119 through 18-125.

It was moved by Mayor Murray, seconded by Committeeman Fiore and carried to adopt the consent agenda:

Roll Call Vote: Ayes: Fiore, Perry, Settembrino, Mayor Murray
Nays: None
Abstention: None
Absent: none

Clerk Brunt stated the motion carried to adopt the consent agenda.

Resolution 18-119 Resolution Authorizing The Acquisition Of A Kenworth T880 Cab & Chassis And An ARH 75-HD American Roll-Off For The Middletown Public Works Department Through The Educational Services Commission Of New Jersey Cooperative Pricing System

WHEREAS, the Township of Middletown is a party to a cooperative purchasing agreement with the Educational Services Commission of New Jersey Cooperative Pricing System, a cooperative purchasing program organized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-10, and

WHEREAS, the Local Public Contracts Law authorizes a municipality to acquire goods and services through a duly formed cooperative purchasing system without advertising for bids, and

WHEREAS, the Township is in need of acquiring a new Kenworth T880 Cab and Chassis and an ARH 75-HD American Roll-Off for the Township of Middletown Public Works Department Recycling Division, and

WHEREAS, the Educational Services Commission of New Jersey Cooperative Pricing System has awarded a contract to Gabrielli Truck Sales, 2300 Route 130 North, Dayton, NJ 08810 for the acquisition of a Kenworth T880 Cab and Chassis (Contract# ESCNJ 17/18-30) in the amount of \$148,899.68 and has also awarded a contract to Omaha Standard, LLC, Hamilton, NJ Division, 572 Whitehead Road, Trenton, NJ 08638 for the acquisition of a ARH 75-HD American Roll-Off (Contract # ESCNJ 17/18-30) in the amount of \$41,597.66 and

WHEREAS, the Chief Financial Officer of the Township of Middletown has certified that adequate funds for such contract are available, and are designated to line item appropriations of the official budget no. see below. A copy of the said certification

is attached hereto and made part hereof and the funds to be expended herein are assigned to line item no. see below. A copy of the within resolution and certification shall be certified by the Township Clerk. The Township Attorney is satisfied that the availability of funds has been provided and a copy of the within resolution shall be made a part of the file concerning said resolution and appointment.

G-02-40-700-475-012 - \$23.95
G-02-40-700-490-013 - \$325.90
G-02-40-700-512-015 - \$190,147.49

BE IT RESOLVED, by the Township Committee of the Township of Middletown, County of Monmouth, State of New Jersey that the Township of Middletown enter into an agreement with Gabrielli Truck Sales, 2300 Route 130 North, Dayton, NJ 08810 for the acquisition of a Kenworth T880 Cab and Chassis in the amount of \$148,899.68 and Omaha Standard, LLC, Hamilton, NJ Division, 572 Whitehead Road, Trenton, NJ 08638 for the acquisition of a ARH 75-HD American Roll-Off in the amount of \$41,597.66.

1. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following
 - A) Purchasing Agent
 - B) Comptroller
 - C) Director of Public Works
 - D) Vendor

Resolution 18-120 Township Of Middletown County Of Monmouth Resolution Re-Authorizing Contract For GIS Consulting Services

WHEREAS, there exists the continued need for the Township to retain the services of a Professional GIS Consultant to provide GIS Asset Management consulting services to work with the Middletown Township MIS Department; and

WHEREAS, the Township sought competitive proposals from qualified GIS professionals pursuant to the fair and open process as per N.J.S.A. 19:44-A-20.5 for a contract for the providing of GIS system maintenance and hosting services, including providing support for the sites, providing updates to the Township GIS program; and

WHEREAS, the contract was solicited for a one-year term with the option to the Township for additional one year extensions up to a total term of seven years as permissible per N.J.S.A. 40A:11-15(5) for data-related services; and

WHEREAS, Maser Consulting, P.A. is a recognized engineering and GIS consulting firm with an expertise in preparing and maintaining GIS databases and Internet-based hosting and the servicing same; and

WHEREAS, the award of the contract to this firm will permit the Township to continue to make appropriate property and tax information more readily available to appropriate Township employees, and the public as appropriate; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, Maser Consulting P.A., 331 Newman Springs Road, Suite 203, Red Bank, New Jersey 07701 is qualified and has agreed to provide professional GIS consulting services pursuant to the rate schedules provided for in its proposal, subject to permitted adjustments.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that Maser Consulting P.A. is hereby awarded a professional services contract to serve as the Township's Professional GIS Consultant for 2018.

BE IT FURTHER RESOLVED this contract is open-ended pursuant to N.J.A.C. 5:34-5-2(B) with no firm quantities being guaranteed, and therefore, funds will be certified and encumbered by individual purchase order prior to each request for service and will be charged to T-03-56-802-360-002 which in the amount not to exceed \$30,000.00.

BE IT FURTHER RESOLVED that the rate schedule will be reviewed after each calendar year of service with a maximum accumulative rate table change of 3% and a maximum rate change of \$5.00 per rate title.

BE IT FURTHER RESOLVED that the Mayor and Clerk hereby authorized and directed to execute an Agreement for the provision of such professional services, a copy of which shall be maintained by the clerk and advertised in the Township's official newspaper pursuant to law.

Resolution 18-121 Resolution Authorizing Award Of Negotiated Contract For The Pavilion Structure With Green Roof At Poricy Park

WHEREAS, bids for the Pavilion Structure with Green Roof at Poricy Park were received by the Township Purchasing Agent on October 3, 2017 and November 14, 2017 and

WHEREAS, the Township Purchasing Agent and Ted Maloney, the Director of Public Works determined that all bids received were over the Township's cost estimate for the project, and

WHEREAS, the Township Committee of the Township of Middletown then authorized the Director of Public Works to negotiate a contract with interested parties within the available funding; and

WHEREAS, the Director of Public Works has negotiated a price with WHIRL CONSTRUCTION, INC., MAIN STREET, P.O. BOX 110, PORT MONMOUTH, NJ 07758 in the amount of: \$99,000.00.

WHEREAS, the Chief Financial Officer of the Township of Middletown has certified that adequate funds are available, and are designated to line item appropriation of the official budget no. see below. A copy of the said certification is attached hereto and made part hereof and the funds to be expended herein are assigned to line item no. see below. A copy of the within resolution and certification shall be certified by the Township Clerk. The Township Attorney is satisfied that the certification of availability of funds has been provided and a copy of the within resolution shall be made a part of the file concerning said resolution and appointment.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middletown, County of Monmouth, State of New Jersey as follows:

1. It hereby awards the contract for the “Pavilion Structure with Green Roof at Poricy Park” to Whirl Construction, Inc., Main Street, P.O. Box 110, Port Monmouth, NJ 07758 in the amount of: \$99,000.00.

WHEREAS, the Chief Financial Officer of the Township of Middletown has certified that adequate funds are available, and are designated in line items appropriation of the official budget no. see below. A copy of the said certification is attached hereto and made part hereof and the funds to be expended herein are assigned to line item no. see below.

C-04-55-916-178-002 - \$25,000.00
C-04-55-916-178-003 - \$18,475.00
C-04-55-917-203-001 - \$35,525.00
G-02-40-700-547-017 - \$20,000.00

A copy of the within resolution and certification shall be certified by the Township Clerk.

2. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

- A) Purchasing Agent
- B) Chief Financial Officer
- C) Ted Maloney, Dir. of Public Works
- D) Vendor

Resolution 18-122 Resolution Certifying Compliance With United States Equal Employment Opportunity Commission's Guidance On The Consideration Of Arrest And Conviction Records In Employment Decisions Under Title VII Of The Civil Rights Act of 1964

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 governing body 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 by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that it 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 Township 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

Resolution 18-123 Resolution For Temporary Emergency Appropriation

WHEREAS, emergent conditions have arisen with respect to the payment of bills in a number accounts and no adequate provision has been made in a Year 2018 temporary budget for the aforesaid purposes, and

WHEREAS, NJS 40A:4-20 provides for the creation of an emergency temporary appropriation for the purposes above mentioned, and

WHEREAS, the total temporary emergency resolutions adopted in the Year 2018 for the Township pursuant to the provisions of Chapter 96, PL 1951 (NJS 40A:4-20) including this resolution total \$22,593,231.86 for the Current Fund, and

NOW, THEREFORE, BE IT RESOLVED (not less than two thirds of all members of the Township Committee of the Township of Middletown, New Jersey affirmatively concurring) that in accordance with the provisions of NJS 40A:4-20:

1. An emergency temporary appropriation shall be and the same is hereby made for the following purposes:

2018 Temporary Budget Worksheet		4/2/2018
Account Number	Description	Amount
Current Fund		
8-01-20-100-100-200	A/E O&E	20,000.00
8-01-23-220-100-200	Insurance Benefits	35,000.00
8-01-26-290-100-200	Streets & Roads - O&E	120,000.00
8-01-26-290-104-200	Dept of Public Works Administration & Engineering-O&E	2,000.00
8-01-26-305-100-200	Solid Waste & Recycling - O&E	349,150.00
8-01-26-310-100-200	Maintenance of Township Property -O&E	25,000.00
8-01-26-315-100-200	Fleet Maintenance - O&E	35,000.00
8-01-27-330-100-200	Health - O&E	2,500.00
8-01-30-410-205-291	Railroad Parking Lot Lease	30,000.00
8-01-31-445-200-273	Utilities - Water	20,000.00
8-01-31-446-200-200	Utilities - Natural Gas	20,000.00
8-01-31-447-100-275	Utilities - Heating Oil	1,000.00
8-01-31-460-200-200	Utilities - Motor Fuel	50,000.00
8-01-41-700-101-530	Police UDRIVE, UTEXT, UPAY Grant	6,600.00
8-01-42-101-202-233	Interlocal - Mon Cty Scat Agreement	6,000.00
8-01-42-101-203-270	Interlocal - Monmouth County Regional Health	1,500.00
	TOTAL	\$723,750.00

2. That said emergency temporary appropriations will be provided for in the 2018 budget under the appropriate titles.
3. That one certified copy of this resolution will be filed with the Director of Local Government Services

Resolution 18-124 Resolution Authorizing Payment of Bills For April 2, 2018

The Township Committee hereby approves a Resolution for payment of bills for April 2, 2018 in the amount of \$2,539,081.88

Resolution 18-125 Resolution Authorizing Memorandum Of Understanding For Affiliation Service Agreement Between Township Of Middletown And Affordable Housing Alliance For Social Services Assistance For Housing To Prevent Homelessness

WHEREAS, Middletown Social Services would like to enter an agreement with the Affordable Housing Alliance to assist individuals and families who are very low income and confronting potential homelessness or unsafe living conditions; and

WHEREAS, this Memorandum of Understanding will allow for a referral arrangement between Middletown Social Services and the Affordable Housing Alliance, which has certain financial resources available to it for these social services, generally known as CAP grants.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee in the Township of Middletown in the County of Monmouth, State of New Jersey that it hereby authorizes the entry and execution of the Memorandum of Understanding (MOU) attached hereto and made part hereof with the Affordable Housing Alliance for the provision of housing assistance for those in need to receive grants and payment to cover Middletown Social Services costs for administration.

BINGO AND RAFFLE APPLICATIONS

St. Mary's PTA 18-85

DISCUSSION ITEMS FOR April 2, 2018

- a. Tree Trimming Services Bid Date 4/3/18

TOWNSHIP COMMITTEE COMMENTS

- PUBLIC COMMENTS
- EXECUTIVE SESSION
- ADJOURNMENT

TOWNSHIP COMMITTEE COMMENTS:

Committeeman Fiore stated that there is a vacancy for the Luftman Tower Board.

PUBLIC COMMENTS:

Melanie Elmiger, Lincroft, asked for an update on the Exit 109 Turnpike Authority Project. Committeeman Perry updated the resident and said that parking concerns are being addressed. Township Administrator Anthony Mercantante stated the concerns will be addressed as part of the process by the Turnpike Authority and he will talk to the NJTA on the update on the online map.

Mary Grant, Lindy Lane, said thank you for the completion of the electrical conduit on Lincroft Green. She also suggested solar panel lights for flag poles.

ADJOURNMENT

It was moved by Mayor Murray, seconded by Committeeman Perry and carried to adjourn at 8:13 pm.

Roll Call Vote: Ayes: Fiore, Perry, Settembrino, Mayor Murray

Nays: None

Abstention: None

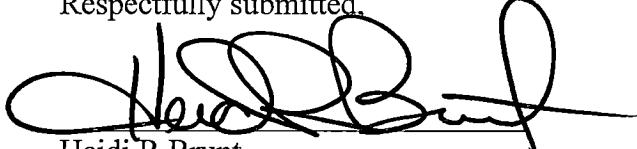
Absent: None

Workshop Meeting

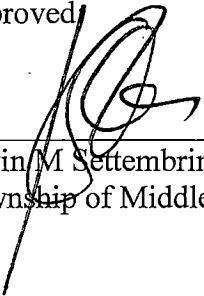
Township of Middletown
Minute Book
April 2, 2018

Clerk Brunt stated motion carried to adjourn.

Respectfully submitted,


Heidi R Brunt
Township Clerk

Approved


Kevin M Settembrino, Mayor
Township of Middletown