

HOLMDEL TOWNSHIP COMMITTEE REGULAR MEETING

February 27, 2018

7:00 PM – Executive Session

1. Announcement of Meeting (Open Public Meetings Act Notice)

I hereby announce that pursuant to Section 5 of the Open Public Meetings Act that adequate notice of this meeting has been provided in the notice which was sent to the Asbury Park Press, and posted on the bulletin board in Township Hall and filed in the Township Clerk's Office on January 5, 2018.

2. Roll Call

3. Resolution to Enter Executive Session

7:30PM – Public Meeting

4. Roll Call

Tom Critelli, Mayor
Gregory Buontempo, Committeeman
Eric Hinds, Committeeman
Michael Nikolis, Committeeman
Rocco Pascucci, Committeeman

5. Pledge of Allegiance and Moment of Silent Prayer

6. Proclamations

- a. Eagle Scout Jeremy Bodycomb
- b. Thomas Woodmaska and Karyn Brown

7. Consent Agenda

- a. Bills Payable Resolution #1
- b. Bills Payable Resolution #2
- c. Purchases over \$3,500 –None
- d. Adopt Resolution Refunding Unused Escrow CBS Outdoor, LLC

- e. Adopt Resolution Refunding Unused Escrow AAYS Enterprises, LLC
- f. Adopt Resolution Awarding Contract for Communications Counsel to Thomas/Boyd Communications
- g. Adopt Resolution Refunding Unused Escrow to Kimisis Tis Theotokou Greek Orthodox Church
- h. Adopt Resolution Refunding Unused Escrow to Kimco Realty Corporation
- i. Adopt Resolution Refunding Unused Escrow to Cruz Associates, LLC
- j. Adopt Resolution Approving Change Orders Number 1 and Number 2 for the Sanitary Sewer Cleaning and Television Inspection Program
- k. Adopt Resolution Awarding Contract for Installation of a Modular Tile Sports Floor at Phillips Park

8. Introduction of Ordinances - None

9. Hearings on Ordinances

- a. AN ORDINANCE AUTHORIZING THE TOWNSHIP OF HOLMDEL TO RESTRICT THE SALE OF ANIMALS IN PET SHOPS 2018-02

Clerk's Statement

Public Hearing

Motion to adopt on final reading and publish in the Asbury Park Press according to law.

- b. AN ORDINANCE AMENDING CHAPTER 13 PARKS AND RECREATIONAL FACILITIES, SECTION 13-3 SWIM CENTER, SECTION 13-3.2, FEES AND CHARGES OF THE CODE OF THE TOWNSHIP OF HOLMDEL 2018-03

Clerk's Statement

Public Hearing

Motion to adopt on final reading and publish in the Asbury Park Press according to law.

c. AN ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF HOLMDEL 2018-04

Clerk's Statement

Public Hearing

Motion to adopt on final reading and publish in the Asbury Park Press according to law.

10. Departments

- a. Administrator
- b. Chief Financial Officer

11. Professional Reports

- a. Attorney
- b. Engineer

12. Boards/Committees

13. Business from the Committee

14. Public Comment

Members of the public are invited to provide comments up to three (3) minutes in duration. Commenters are asked to state his or her full name and address for the record before entering comments.

15. Adjournment

TOWNSHIP OF HOLMDEL
COUNTY OF MONMOUTH

RESOLUTION TO ENTER EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act provides that the Township Committee may enter into Executive Session to discuss matters that are of a confidential nature, pursuant to N.J.S.A. 10:4-12; and

WHEREAS, it is recommended by the Township Attorney and Township Administrator that the Township Committee enter into Executive Session to discuss matters set forth hereinafter which are permissible for discussion in Executive Session.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Holmdel, County of Monmouth, State of New Jersey, that the Township Committee shall enter into Executive Session to discuss the following matters:

Legal Issues, Litigation, Potential Litigation, Contract Negotiation, Attorney-Client Privilege – N.J.S.A. 10:4-12(b)(7)

AD-IN Sport Foundation v. Township of Holmdel
I/M/O Ordinances Governing Marijuana

BE IT FURTHER RESOLVED that the minutes of the Executive Session shall be released to the public when the need for confidentiality no longer exists.

CERTIFICATION

I, Wendy L Patrovich, Deputy Township Clerk of the Township of Holmdel, do hereby certify that the foregoing is a true copy of a Resolution adopted by the Holmdel Township Committee at a meeting held on February 27, 2018.

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk
Township of Holmdel

BILLS PAYABLE RESOLUTION #1

BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that the claims listed below on the Schedule of Bills Payable on February 27, 2018 be and the same hereby are approved and the Chief Financial Officer is authorized to pay said claims.

FUND DISTRIBUTION	C-04	GENERAL CAP	\$	1,340.00
		Total Of All Funds:	\$	1,340.00

CERTIFICATION

I, Wendy L Patrovich, Deputy Township Clerk of the Township of Holmdel do hereby certify this to be a true copy of a Resolution adopted by the Township Committee of the Township of Holmdel at a meeting held on February 27, 2018.

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

BILLS PAYABLE RESOLUTION #2

BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that the claims listed below on the Schedule of Bills Payable on February 27, 2018 be and the same hereby are approved and the Chief Financial Officer is authorized to pay said claims.

FUND DISTRIBUTION	7-01	CURRENT FUND	\$ 11,668.89
FUND DISTRIBUTION	7-07	SWR	\$ 2,000.00
FUND DISTRIBUTION	7-12		\$ 3,902.61
		Year Total:	\$ 17,571.50
FUND DISTRIBUTION	8-01	CURRENT FUND	\$ 59,225.95
FUND DISTRIBUTION	8-07	SEWER	\$ 5,883.46
FUND DISTRIBUTION	8-12		\$ 36,641.27
		Year Total	\$ 101,750.68
FUND DISTRIBUTION	C-04	GEN CAPITAL	\$ 19,384.30
FUND DISTRIBUTION	C-08	SEWER CAP	\$ 45,707.50
		Year Total	\$ 65,091.80
FUND DISTRIBUTION	D-02	DOG TRUST	\$ 707.40
FUND DISTRIBUTION	G-02	ST/FED GRANT	\$ 1,005.00
FUND DISTRIBUTION	T-24	FAIR HOUSING	\$ 7,747.09
		Total Of All Funds:	\$ 193,873.47
		Total of all Projects:	\$ 24,178.47

CERTIFICATION

I, Wendy L Patrovich, Deputy Township Clerk of the Township of Holmdel do hereby certify this to be a true copy of a Resolution adopted by the Township Committee of the Township of Holmdel at a meeting held on February 27, 2018.

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

RESOLUTION REFUNDING UNUSED ESCROW

BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that the following unused escrow be returned:

CBS Outdoor, LLC	\$2,677.50
------------------	------------

CERTIFICATION

I, Wendy L Patrovich, Deputy Township Clerk of the Township of Holmdel, do hereby certify this to a true copy of a Resolution adopted by the Township Committee of the Township of Holmdel at the Meeting held on February 27, 2018.

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

RESOLUTION REFUNDING UNUSED ESCROW

BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that the following unused escrow be returned:

AAYS Enterprises, LLC	\$501.05
-----------------------	----------

CERTIFICATION

I, Wendy L Patrovich, Deputy Township Clerk of the Township of Holmdel, do hereby certify this to a true copy of a Resolution adopted by the Township Committee of the Township of Holmdel at the Meeting held on February 27, 2018.

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

RESOLUTION AWARDING CONTRACT

WHEREAS, proposals were received by Holmdel Township's Office of Administration, 4 Crawfords Corner Road, Holmdel, New Jersey for Communication Counsel Services; and

WHEREAS, the enacted 1999 Amendments, P.L. 1999 Amendments, c. 440 to the Local Contract Laws N.J.S.A. 40A 11-1 et seq. requires the governing body to pass a resolution authorizing the use of competitive contracting method in the procurement of specialized goods and services; and

WHEREAS, proposals were solicited for a firm to assist the Township in developing and disseminating a public information program to reach our residents. Needed communication materials were to include but not limited to: news releases, direct mail pieces, FAQs, website and digital media content, manage/respond to digital questions/comments from resident.

WHEREAS, this contract is eligible to be bid as a competitive contract and all requirements for the competitive contracting process have been followed; and

WHEREAS, the following proposal was received;

<u>Contractor</u>	<u>Amount</u>
Thomas/Boyd Communications	\$17,400 for the year 2018

WHEREAS, the Township Qualified Purchasing Agent has recommended an award be made to Thomas/Boyd Communications; and

WHEREAS, the Chief Financial Officer has certified to the Township Clerk that funds are available;

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Holmdel hereby awards a contract to Thomas/Boyd Communications in accordance with the bid documents in the amount of \$17,400 for the year 2018.

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to Thomas/Boyd Communications, and the Township Qualified Purchasing Agent.

CERTIFICATION

I, Wendy L Patrovich, Deputy Township Clerk of the Township of Holmdel, do hereby certify this to be a true copy of a Resolution adopted by the Township Committee of the Township of Holmdel at a meeting held on February 27, 2018.

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

RESOLUTION REFUNDING UNUSED ESCROW

BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that the following unused escrow be returned:

Kimisis Tis Theotolou Greek Orthodox Church \$2,031.68

CERTIFICATION

I, Wendy L Patrovich, Deputy Township Clerk of the Township of Holmdel, do hereby certify this to a true copy of a Resolution adopted by the Township Committee of the Township of Holmdel at the Meeting held on February 27, 2018.

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

RESOLUTION REFUNDING UNUSED ESCROW

BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that the following unused escrow be returned:

Kimco Realty Corporation	\$330.00
--------------------------	----------

CERTIFICATION

I, Wendy L Patrovich, Deputy Township Clerk of the Township of Holmdel, do hereby certify this to a true copy of a Resolution adopted by the Township Committee of the Township of Holmdel at the Meeting held on February 27, 2018.

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

RESOLUTION REFUNDING UNUSED ESCROW

BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that the following unused escrow be returned:

Cruz Associates, LLC	\$1,839.80
----------------------	------------

CERTIFICATION

I, Wendy L Patrovich, Deputy Township Clerk of the Township of Holmdel, do hereby certify this to a true copy of a Resolution adopted by the Township Committee of the Township of Holmdel at the Meeting held on February 27, 2018.

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

RESOLUTION AUTHORIZING CHANGE ORDER

WHEREAS, the Township of Holmdel awarded a contract to North American Pipeline Services, LLC for the 2017 Sanitary Sewer Cleaning and Television Inspection in the amount of \$191,957.60; and

WHEREAS, the work relating to this contract is part of an ongoing process required by the BRSA Agreement; and

WHEREAS, the Township Engineer is requesting approval of Change Order #1 dated January 2, 2018, and Change Order #2 dated February 6, 2018; and

WHEREAS, both Change Orders will reduce the contract quantity for the Holmdel Township Police Officers and add supplemental items for the police officers from other towns; and

WHEREAS, there will be no change to the contract amount as a result of these Change Orders.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that Change Order #1 and Change Order #2 be approved to the referenced contract.

CERTIFICATION

I, Wendy L Patrovich Deputy Township Clerk of the Township of Holmdel do hereby certify this to be a true copy of a Resolution adopted by the Township Committee of the Township of Holmdel at a meeting held on February 27, 2018.

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

RESOLUTION
AWARING CONTRACT
MODULAR TILE SPORTS FLOOR

WHEREAS, on February 15, 2018 bids were received at the Municipal Building, 4 Crawford's Corner Road, Holmdel, New Jersey, for the installation of a Modular Tile Sports Floor at Phillips Park in Holmdel; and

WHEREAS, Holmdel Township was awarded a matching grant through the Monmouth County Board of Chosen Freeholders 2017 Open Space Grant Program in the amount of \$43,000; and

WHEREAS, the following bids were received:

<u>Contractor</u>	<u>Amount</u>
Halecon, Inc.	\$64,500.00
Thor Performance Products	\$60,732.21

WHEREAS, the proposal submitted by Thor Performance Products was deemed unresponsive, therefore, rejected; and

WHEREAS, the Chief Financial Officer has certified to the Purchasing Agent that funds are available.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that the Township of Holmdel hereby awards a contract to Halecon, Inc. in the amount of \$64,600.

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to Halecon, Inc. and other vendor indicated above and the Township's Qualified Purchasing Agent.

CERTIFICATION

I, Maureen Doloughty, Township Clerk of the Township of Holmdel do hereby certify this to be a true copy of Resolution adopted by the Township Committee of the Township of Holmdel at a meeting held on February 27, 2018.

Wendy L. Patrovich, RMC/CMR
Deputy Township Clerk

**ORDINANCE NO. 2018 -02
TOWNSHIP OF HOLMDEL**

**AN ORDINANCE ESTABLISHING SECTION 5-7 OF THE CODE OF THE TOWNSHIP
OF HOLMDEL, RESTRICTING THE SALE OF CATS AND DOGS**

WHEREAS, a significant number of puppies and kittens sold at pet shops come from large-scale, commercial breeding facilities where the health and welfare of the animals are not adequately provided for (“puppy mills” and “kitten mills,” respectively); and

WHEREAS, according to The Humane Society of the United States, it is estimated that 10,000 puppy mills produce more than 2,400,000 puppies a year in the United States and that most pet shop dogs and cats come from puppy mills and kitten mills; and

WHEREAS, the documented abuses endemic to puppy and kitten mills include overbreeding, inbreeding, minimal to non-existent veterinary care, lack of adequate and nutritious food, water and shelter, lack of socialization, lack of adequate space, and lack of adequate exercise; and

WHEREAS, the inhumane conditions in puppy and kitten mill facilities lead to health and behavioral issues in the animals bred in those facilities, which many consumers are unaware of when purchasing animals from pet shops due to both a lack of education on the issue and misleading tactics of pet shops in some cases; and

WHEREAS, these health and behavioral issues, which may not present themselves until sometime after the purchase of the animals, can impose exorbitant financial and emotional costs on the consumer; and

WHEREAS, current federal and state laws and regulations do not adequately address the sale of puppy and kitten mill dogs and cats in pet shops; and

WHEREAS, restricting the retail sale of puppies and kittens is likely to decrease the demand for puppies and kittens bred in puppy and kitten mills, and is likely to increase demand for animals from animal shelters and rescue organizations; and

WHEREAS, according to the New Jersey Department of Health 2016 Animal Intake and Disposition Survey, due in large part to pet overpopulation, more than 15,000 dogs and cats are euthanized in New Jersey animal shelters annually; and

WHEREAS, restricting the retail sale of puppies and kittens to only those that are sourced from animal shelters and rescue organizations will likely reduce pet overpopulation and thus the burden on such agencies and financial costs on local taxpayers; and

WHEREAS, across the country, thousands of independent pet shops as well as large chains operate profitably with a business model focused on the sale of pet services and supplies and not on the sale of dogs and cats; and

WHEREAS, many of these shops collaborate with local animal shelters and rescue organizations to offer space and support for showcasing adoptable homeless pets on their premises; and

WHEREAS, this Ordinance will not affect a consumer's ability to obtain a dog or cat of his or her choice directly from a breed-specific rescue organization or shelter, or from a hobby breeder where the consumer can see directly the conditions in which the dogs and cats are bred; and

WHEREAS, pursuant to N.J.S.A. 40:48-1 and N.J.S.A. 40:48-2, municipalities are afforded broad powers to adopt ordinances reasonably related to the public health, safety, and welfare; and

WHEREAS, the Township Committee believes it is in the best interests of this Township to adopt reasonable regulation to reduce costs to the Township and its residents, protect the citizens of the Township who may purchase cats or dogs from a pet shop or other business establishment, help prevent inhumane breeding conditions, promote community awareness of animal welfare and foster a more humane environment in the Township.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Holmdel in the County of Monmouth, State of New Jersey that the Code of the Township of Holmdel be and is hereby amended as follows:

SECTION 1. The following new sections are adopted:

5-7 RESTRICTIONS ON SALE OF CATS AND DOGS.

5-7.1 Definitions:

Animal rescue organization means an individual or group of individuals who, with or without salary or compensation, house and care for homeless animals in the home of an individual or in other facilities, with the intent of placing the animals in responsible, more permanent homes as soon as possible.

Animal rescue facility means the home or other facility in which an animal rescue organization houses or cares for animals.

Cats means a member of a species of domestic cat, *Felis catus*.

Dogs means a member of a species of domestic dog, *Canis familiaris*.

Offer for Sale means to sell, deliver, offer for sale or adoption, advertise for the sale of, barter, auction, give away, or otherwise transfer or dispose of a dog or cat.

Pet shop means a retail establishment where dogs and cats are sold, exchanged, bartered or offered for sale as pet animals to the general public at retail. Such definition shall not include an animal care facility or animal rescue organization, as defined.

5-7.2 Restrictions on the Sale of Animals.

No pet shop may offer for sale any cats or dogs. Nothing in this section shall prohibit pet shops from collaborating with animal care facilities or animal rescue organizations to offer space for such entities to showcase dogs and cats in their custody or control for adoption.

Section 2. Severability.

If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance which shall continue in full force and effect, and to this end, the provisions of this Ordinance are hereby declared to be severable.

Section 3. Effective Date.

This ordinance shall become effective 90 days after passage.

LEGAL NOTICE

The foregoing ordinance was introduced and passed on the first reading at a meeting of the Township Committee of the Township of Holmdel held on February 13, 2018 and will be considered for final passage and adoption at a meeting of said Township Committee to be held on February 27, 2018 at Township Hall, 4 Crawfords Corner Road, Holmdel, NJ at 7:30 PM at which time and place all persons desiring to be heard thereon will be given full opportunity.

Thomas Critelli, Mayor

Attest:

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

TOWNSHIP OF HOLMDEL

AN ORDINANCE AMENDING CHAPTER 13 PARKS AND RECREATIONAL FACILITIES, SECTION 13-3 SWIM CENTER, SECTION 13-3.2, FEES AND CHARGES OF THE CODE OF THE TOWNSHIP OF HOLMDEL 2018-03

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

Section 1. Section 13-3.2 is hereby amended as to the amount of fees as follows:

a. Memberships. The classes of membership and fees for the year are as follows. All fees shall be paid in full.

- | | | | |
|---|-------------------|--------------------|--------------|
| (1) Resident family membership: | Prior to April 15 | [\$575] | <u>\$585</u> |
| | After April 15 | [\$635] | <u>\$645</u> |
| (2) Resident individual membership 18 years or older, proof Required: | Prior to April 15 | [\$325] | <u>\$330</u> |
| | After April 15 | [\$375] | <u>\$385</u> |
| (3) Resident senior citizen membership 62 years or older, proof required: | Prior to April 15 | [\$130] | <u>\$135</u> |
| | After April 15 | [\$150] | <u>\$155</u> |
| (4) Non-resident family: | Prior to April 15 | [\$770] | <u>\$780</u> |
| | After April 15 | [\$815] | <u>\$830</u> |
| (5) Non-resident individual membership 18 years or older, proof required: | Prior to April 15 | [\$415] | <u>\$425</u> |
| | After April 15 | [\$470] | <u>\$475</u> |
| (6) Non-resident senior citizen membership 62 years or older, proof required: | Prior to April 15 | [\$180] | <u>\$185</u> |
| | After April 15 | [\$200] | <u>\$205</u> |

(7) August/Labor Day only Family (membership available ONLY after seasonal membership reaches capacity)

Resident family: \$400

Non-resident family: \$445

(8) August/Labor Day only Individual (membership available ONLY after seasonal membership reaches capacity)

Resident: ~~[\$225]~~ \$250

Non-resident: \$295

(9) Swim Lessons

Members: \$50 class

Non-Members: \$75 class

(10) Swim Team Fee (member)

First Child: \$80

Each Additional Child: \$65

Late Fee after 6/20/15: \$15 each child

Swim Team Individual (membership limited to swim team)

Resident ~~[\$250]~~ \$250

Non-Resident ~~[\$270]~~ \$275

Volunteer Work Bond \$50

(11) Guest Book – Book of 5 Passes \$40

(12) Daily Guest Pass (Members) \$10

Twilight Guest Pass (after 5 PM – Members) \$ 5

(13) Replacement ID Card Fee \$10

(14) Labor Day Guest Fee – Guest of Member \$ 5

(15) Family Day Entrance Fee (non-member) \$ 5

b. No Change

c. No Change

d. No Change

e. No Change

Section 2. The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this ordinance shall remain in full force and effect.

Section 3. All Ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency.

Section 4. If any section paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

Section 5. This ordinance shall take effect upon its passage and publication according to law.

LEGAL NOTICE

The foregoing ordinance was introduced and passed on the first reading at a meeting of the Township Committee of the Township of Holmdel held on February 13, 2018 and will be considered for final passage and adoption at a meeting of said Township Committee to be held on February 27, 2018 at Township Hall, 4 Crawfords Corner Road, Holmdel, NJ at 7:30 PM at which time and place all persons desiring to be heard thereon will be given full opportunity.

Thomas Critelli, Mayor

Attest:

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS AND
EMPLOYEES OF THE TOWNSHIP OF HOLMDEL 2018-04**

WHEREAS, pursuant to N.J.S.A. 40A:9-165, the Township must set salaries for officers, employees, and elected officials not directly subject to duly adopted collective bargaining agreements by separate ordinance (collectively "Non-Aligned Employees"); and

WHEREAS, the Township has certain employees whose collective bargaining agreements establish salaries for its members pursuant to the salary ranges established under the Township's salary ordinance (collectively "Aligned Salary Ordinance Employees"); and

WHEREAS, the Township Committee wishes to establish salary ranges for the aforementioned employees and officials effective January 1, 2018.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Holmdel in the County of Monmouth, State of New Jersey, as follows:

SECTION 1.

The annual compensation range for Non-Aligned Employees of the Township of Holmdel effective January 1, 2018 is established as provided in the document attached hereto as Exhibit "A" and incorporated by reference.

SECTION 2.

The exact compensation to be paid to each Non-Aligned Employee listed in Exhibit "A" shall be set by resolution of the Township Committee, to the extent the exact compensation is not set by the terms of this Ordinance. Said exact compensation shall be within the ranges set forth in this Ordinance.

SECTION 3.

The annual compensation range for Aligned Salary Ordinance Employees of the Township of Holmdel effective January 1, 2018 is established as provided in the document attached hereto as Exhibit "B" and incorporated by reference.

SECTION 4.

The exact compensation to be paid to each Aligned Salary Ordinance Employee listed in Exhibit "B" shall be set by resolution of the Township Committee, to the extent the exact compensation is not set by the terms of this Ordinance and/or the applicable collective bargaining agreement. Any exact compensation set by resolution of the Township Committee shall be within the ranges set forth in this Ordinance.

SECTION 5.

Section 3 and Section 4 of this Ordinance shall be unenforceable to the extent the provisions contradict any duly executed collective bargaining agreement.

SECTION 6.

All ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such conflict or inconsistency.

SECTION 7.

This Ordinance shall become effective upon adoption and publication in accordance with law with a retroactive effect to January 1, 2018.

LEGAL NOTICE

The foregoing ordinance was introduced and passed on the first reading at a meeting of the Township Committee of the Township of Holmdel held on February 13, 2018 and will be considered for final passage and adoption at a meeting of said Township Committee to be held on February 27, 2018 at Township Hall, 4 Crawford's Corner Road, Holmdel, NJ at 7:30 PM at which time and place all persons desiring to be heard thereon will be given full opportunity.

Thomas Critelli, Mayor

Attest:

Wendy L Patrovich, RMC/CMR
Deputy Township Clerk