

# MINUTES Township Committee Meeting

6:30 PM - Tuesday, February 9,  
2021

Remote Meeting -Via- Zoom

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The Township Committee of the Township of Holmdel was called to order on Tuesday, February 9, 2021, at 6:30 PM, in the remote meeting via Zoom, with the following members present:

**COMMITTEE PRESENT:** Mayor Gregory Buontempo  
Committeeman Thomas Critelli  
Committeeman DJ Luccarelli  
Committeeman Prakash Santhana  
Deputy Mayor Cathy Weber

**STAFF PRESENT:** Administrator Cherron Rountree  
Township Attorney Michael Collins  
CFO William Antonides  
Township Clerk/Registrar Wendy Patrovich

## 1 ANNOUNCEMENT OF MEETING (OPEN PUBLIC MEETINGS ACT NOTICE)

- In accordance with the Open Public Meetings Act, N.J.S.A. 10:4-10, and the regulations governing remote meetings, N.J.A.C. 5:39-1.5, I hereby announce that “adequate notice” and “electronic notice” of this meeting was provided in a notice dated January 6, 2021 that was sent to the Asbury Park Press, Two River Times, posted on the bulletin board and on the main access door to Township Hall, filed in the Clerk’s Office, and posted on the Township’s website, [www.holmdeltownship.com](http://www.holmdeltownship.com).

## 2 ROLL CALL

- Gregory Buontempo, Mayor  
Cathy Weber, Deputy Mayor  
Tom Critelli, Committeeman  
DJ Luccarelli, Committeeman  
Prakash Santhana, Committeeman

## 3 6:30 PM EXECUTIVE SESSION - REMOTE MEETING - VIA -ZOOM

- [2021-66A](#)

**4 7:30 PM PUBLIC SESSION - REMOTE MEETING - VIA- ZOOM**

**5 PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE**

**6 PRESENTATION BY HUMAN RIGHTS COMMITTEE**

- Robert Schearer, a member of the Ad-Hoc Human Relations Committee, presented the committee's findings and some suggestions they had to address public concerns about racism and discrimination in Holmdel. Mayor Buontempo stated that this presentation would be made available to the public and they would have opportunities to submit questions and comments online that would be addressed at a later date. Deputy Mayor Weber stated that she is thankful for all the hard work that was done by the Human Relations Committee and that working with them made her proud to be a Holmdel resident and a member of the Township Committee.

**7 APPROVAL OF MINUTES**

- Mayor Buontempo requested a motion to approve the following minutes. Committeeman Luccarelli abstained from approving the December 8th executive and public session minutes.
- December 8, 2020 Executive and Public Sessions  
January 5, 2021 Executive and Public Sessions  
January 26, 2021 Executive and Public Sessions

<b>RESULT:</b>	<b>CARRIED.</b>
<b>MOVER:</b>	Cathy Weber
<b>SECONDER:</b>	Prakash Santhana
<b>AYES:</b>	Gregory Buontempo, Thomas Critelli, DJ Luccarelli, Prakash Santhana, and Cathy Weber

**8 PUBLIC COMMENT- AGENDA ITEMS ONLY**

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

- Ron Emma, Ladwood Drive- Mr. Emma asked if there was an update on the fire truck that was ordered in 2020. Ms. Rountree stated that the new fire truck is in New Jersey for final inspections and should be in the Township's possession by the end of the month.

**9 CONSENT AGENDA**

**Resolutions 2021-67 to 2021- 70** All matters listed under the Consent Agenda are considered routine by the Township Committee and will be adopted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired of any item by a member of the Township Committee, the item will be considered separately.

- [2021-67](#)
- [2021-68](#)
- [2021-69](#)

- [2021-70](#)
- Mayor Buontempo requested a motion to adopt the consent agenda including resolutions 2021-67 through 2021-70. Deputy Mayor Weber voted affirmatively with a note referring to a recusal placed on record at the February 11, 2020 meeting.

<b>RESULT:</b>	<b>CARRIED.</b>
<b>MOVER:</b>	Prakash Santhana
<b>SECONDER:</b>	Thomas Critelli
<b>AYES:</b>	Gregory Buontempo, Thomas Critelli, DJ Luccarelli, Prakash Santhana, and Cathy Weber

## 10 INTRODUCTION OF ORDINANCES

- Township Clerk Wendy Patrovich read Ordinance 2021-02 by title and requested a motion to adopt on first reading and publish in the Asbury Park Press and set public hearing for February 23, 2021.
- 2021-02 Ordinance Prohibiting Signs Attached to Utility Poles in or Near Public Rights of Way

<b>RESULT:</b>	<b>CARRIED.</b>
<b>MOVER:</b>	Thomas Critelli
<b>SECONDER:</b>	DJ Luccarelli
<b>AYES:</b>	Gregory Buontempo, Thomas Critelli, DJ Luccarelli, Prakash Santhana, and Cathy Weber

### [Ordinance 2021-02](#)

- Township Clerk Wendy Patrovich read Ordinance 2021-03 by title and requested a motion to adopt on first reading and publish in the Asbury Park Press and set public hearing for February 23, 2021.
- 2021-03 Ordinance Prohibiting Intentional Release of Balloons

<b>RESULT:</b>	<b>CARRIED.</b>
<b>MOVER:</b>	Cathy Weber
<b>SECONDER:</b>	DJ Luccarelli
<b>AYES:</b>	Gregory Buontempo, Thomas Critelli, DJ Luccarelli, Prakash Santhana, and Cathy Weber

### [Ordinance 2021-03](#)

- Township Clerk Wendy Patrovich read Ordinance 2021-04 by title and requested a motion to adopt on first reading and publish in the Asbury Park Press and set public hearing for February 23, 2021.
- 2021-04 Ordinance Approving Amendments to Volunteer Emergency Incentives Ordinance

<b>RESULT:</b>	<b>CARRIED.</b>
<b>MOVER:</b>	Prakash Santhana
<b>SECONDER:</b>	DJ Luccarelli
<b>AYES:</b>	Gregory Buontempo, Thomas Critelli, DJ Luccarelli, Prakash Santhana, and Cathy Weber

### [Ordinance 2021-04](#)

- Township Clerk Wendy Patrovich read Ordinance 2021-05 by title and requested a motion to adopt on first reading and publish in the Asbury Park Press and set public hearing for February 23, 2021.

- 2021-05 Ordinance Providing for Live Streaming of Planning Board and Zoning Board Meetings

<b>RESULT:</b>	<b>CARRIED.</b>
<b>MOVER:</b>	Thomas Critelli
<b>SECONDER:</b>	Cathy Weber
<b>AYES:</b>	Gregory Buontempo, Thomas Critelli, DJ Luccarelli, Prakash Santhana, and Cathy Weber

[Ordinance 2021-05](#)

## 11 HEARINGS ON ORDINANCES

- Township Clerk Wendy Patrovich read Ordinance 2021-01 by title. Mayor Buontempo opened for public comment, hearing none he closed public comment and requested a motion to adopt on final reading and publish in the Asbury Park Press according to law.
- 2021-01 An Ordinance Authorizing the Vacation of a Portion of an Easement Across Block 17.01, Lot 12.17 on the Tax Maps of the Township of Holmdel

<b>RESULT:</b>	<b>CARRIED.</b>
<b>MOVER:</b>	Cathy Weber
<b>SECONDER:</b>	Gregory Buontempo
<b>AYES:</b>	Gregory Buontempo, Thomas Critelli, DJ Luccarelli, Prakash Santhana, and Cathy Weber

[Ordinance 2021-01](#)

## 12 DEPARTMENTS

- Chief Financial Officer**
  - CFO Bill Antonides stated that February 10th is the final day of the grace period for first quarter tax and PILOT payments.

## 13 PROFESSIONAL REPORTS

- Attorney**
  - Township Attorney Michael Collins stated that the NJNG trial was held, and special counsel is currently awaiting the judge's initial decision.

## 14 BOARDS/COMMITTEES

- Deputy Mayor Weber thanked all of the staff at Town Hall for their contributions to the Workshop Meeting held last week. She also stated that the Traffic and Bike Safety Committee would be meeting with the Monmouth County Park System to discuss the new bike and walking path proposals. Mayor Buontempo stated that there are still PPE bags available at Town Hall for senior residents. He also stated that the CERT team is still working on getting seniors without computer access registered for the Covid-19 vaccinations.

## 15 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.

- Gail Rubin, Miller Avenue- Ms. Rubin asked that the Township Engineer do a study on her neighborhood regarding the new hotel that Hazlet Township has approved on a property adjacent to hers.  
Terry Dukey, Ridgehill Way- Ms. Dukey stated that she is the president of the Holmdel Half Century Club and that she is being told by other seniors in Holmdel are having problems getting Covid-19 vaccinations.  
Sarah Faysal, Wildhedge Lane- Ms. Faysal thanked the Human Relations Committee for their work on the presentation made, and asked if there would be a way for other residents to make suggestions of their own. Deputy Mayor Weber stated that there would be a form on the Township website for residents to make suggestions and ask questions.  
Nicole Guglemi, Middletown Resident- Ms. Guglemi stated that protest signs should not be allowed on public property.  
Carole Balmer, Middletown Resident- Ms. Balmer stated that the easiest way to get a Covid vaccine is to register on the Monmouth County Waitlist.

## 16 ADJOURNMENT

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Township Clerk

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:

Real Property – N.J.S.A. 10:4-12(b)(5)

Open Space Acquisitions – ATOD August 2021

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

Affordable Housing Home Improvement Program – ATOD March 2021  
Live Streaming of Public Meetings – ATOD March 2021

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, with an estimate of the circumstances and/or time for public disclosure provided in the above-listed anticipated times of decision (“ATOD”).

CERTIFICATION

I, Wendy L Patrovich, 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 9, 2020.

Wendy L Patrovich, RMC/CMR  
Township Clerk

2021-66A

BILLS PAYABLE RESOLUTION

WHEREAS, the Township of Holmdel has received certain claims against it by way of vouchers received during the period ending on February 9, 2021; and

WHEREAS, the Chief Financial Officer has certified that there is a sufficient budget appropriation amount to cover the payment of said claims; and

WHEREAS, certain claims contained herein may have been prepaid by the Chief Financial Officer pursuant to the authority contained in N.J.S.A. 40:5-17, Local Finance Notice 2019-02, and Holmdel Township Committee Resolution 2020-36, but remain subject to formal approval by the Township Committee.

NOW, THEREFORE, 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 9, 2021 be and the same hereby are approved and the Chief Financial Officer is authorized to pay said claims:

FUND DISTRIBUTION	0-01	CURRENT FUND	\$	114,200.73
FUND DISTRIBUTION	0-07	SEWER OPERATING	\$	144,680.15
FUND DISTRIBUTION	0-12	REC. TRUST	\$	292.45
		YEAR TOTAL	\$	259,173.33
FUND DISTRIBUTION	1-01	CURRENT FUND	\$	268,057.96
FUND DISTRIBUTION	1-07	SEWER OPERATING	\$	4,836.11
FUND DISTRIBUTION	1-17		\$	1,249.10
FUND DISTRIBUTION	1-26	POOL OPERATING	\$	89.62
		YEAR TOTAL	\$	274,232.79
FUND DISTRIBUTION	C-04	GENERAL CAPITAL	\$	70,470.51
FUND DISTRIBUTION	C-08	SEWER CAPITAL	\$	8,509.75
		YEAR TOTAL	\$	78,980.26
FUND DISTRIBUTION	D-14	DOG TRUST	\$	416.00
FUND DISTRIBUTION	G-02	STATE/FED GRANT	\$	10,228.56
FUND DISTRIBUTION	T-12	OTHER TRUSTS	\$	727.88
FUND DISTRIBUTION	T-24	FAIR HOUSE TRUST	\$	2,509.00
		YEAR TOTAL	\$	3,236.82
		TOTAL OF ALL FUNDS	\$	626,267.82
		TOTAL OF ALL PROJECTS	\$	1,249.10

2021-67

CERTIFICATION

I, Wendy L Patrovich, 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 9, 2021.

Wendy L Patrovich, RMC/CMR  
Township Clerk

2021-67



BILLS PAYABLE RESOLUTION # 2

WHEREAS, the Township of Holmdel has received certain claims against it by way of vouchers received during the period ending on February 9, 2021; and

WHEREAS, the Chief Financial Officer has certified that there is a sufficient budget appropriation amount to cover the payment of said claims; and

WHEREAS, certain claims contained herein may have been prepaid by the Chief Financial Officer pursuant to the authority contained in N.J.S.A. 40:5-17, Local Finance Notice 2019-02, and Holmdel Township Committee Resolution 2020-36, but remain subject to formal approval by the Township Committee.

NOW, THEREFORE, 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 9, 2021 be and the same hereby are approved and the Chief Financial Officer is authorized to pay said claims:

FUND DISTRIBUTION	0-01	CURRENT FUND	\$	11,805.61
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Total of All Funds:	\$	11,805.61
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CERTIFICATION

I, Wendy L Patrovich, 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 9, 2021.

Wendy L Patrovich, RMC/CMR  
Township Clerk

2021-68

**RESOLUTION AUTHORIZING  
CHANGE ORDER  
2020 ROAD PROGRAM**

**WHEREAS**, the Township of Holmdel awarded a contract to P & A Construction for the 2020 Road Program in the amount of \$1,595,904.82; and

**WHEREAS**, this contract is based on the necessary work for the improvements for various roads throughout in Holmdel Township; and

**WHEREAS**, P & A Construction has submitted a change order decreasing the amount by \$81,439.82; and

**WHEREAS**, the 2020 contract shall be closed out effective February 9, 2021 upon the adoption of a resolution approving a final change order for same; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Holmdel as follows:

1. The foregoing change order is hereby approved.
2. The 2020 contract with P & A Construction for the 2020 Road program is hereby closed out.

**CERTIFICATION**

I, Wendy L. Patrovich, 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 9, 2021.

Wendy L. Patrovich, RMC/CMR  
Township Clerk

**RESOLUTION REFUNDING OVERPAYMENT OF PROPERTY TAXES FOR  
1 LAKEVIEW DRIVE; BLOCK 30 LOT 24.05**

WHEREAS, Jason & Mandy Carri are the owners of Block 30 Lot 24.05, commonly known as 1 Lake View Drive, and

WHEREAS, the property owners appealed the property tax assessment of the subject property to the Monmouth County Board of Taxation, and:

WHEREAS, the Monmouth County Board of Taxation awarded judgment in favor of the property owners as follows:

Block/Lot	Year	Assessment Reduction	Tax Rate	Refund
30/24.05	2020	\$ 59,200	2.039	\$ 1,207.09

WHEREAS, the property owners are therefore due a refund for overpayment of 2020 property taxes in the amount of \$1,207.09.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel, that the Tax Collector is hereby authorized to refund \$1,207.09 for the overpayment of 2020 property taxes to Jason & Mandy Carri.

**CERTIFICATION**

I, Wendy L. Patrovich, 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 23, 2021.

Wendy L. Patrovich, RMC/CMR  
Township Clerk

2021-70

**ORDINANCE NO. 2021-02**

**TOWNSHIP OF HOLMDEL  
COUNTY OF MONMOUTH**

**ORDINANCE PROHIBITING SIGNS ATTACHED TO UTILITY  
POLES IN OR NEAR PUBLIC RIGHTS OF WAY**

**WHEREAS**, there exist numerous utility poles owned by utility companies that are located in or near to public rights-of-way; and

**WHEREAS**, the Township has identified a practice of third-parties affixing signs to utility poles that they do not own or control; and

**WHEREAS**, the Township finds that this affixing of signs to utility poles is injurious to the public health, safety, and welfare, specifically because such signs detract from the natural scenic beauty and aesthetic features of Holmdel's roadways, and further present as a dangerous and unnecessary distraction to motorists.

**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.**

**Section 17-2 of the Revised General Ordinances of the Township of Holmdel is hereby revised as follows:**

**17-2.1 to 2.6**            **[NO CHANGES]**

**17- ~~2.7~~ 2.8**            **Violations and Penalties**

**17- ~~2.9~~ 2.7**            **No Obstructions on Utility Poles or Traffic Islands**

No **(1)** sign, as defined in Section 30-3 ~~including a political sign,~~ **(2)** or other object designed to attract the attention of the driver of a motor vehicle, or **(3) other object** which tends to obstruct the view of the driver of a motor vehicle, shall be placed upon **any utility pole located in or within 25 feet of any public right of way or upon** any of the following traffic islands:

- a.     Holmdel Road and Crawfords Corner Road.
- b.     Holmdel Road and Roberts Road.
- c.     Crawford Corner Road and Red Hill Road.
- d.     Hillcrest Road and Bethany Road.

- e. Everett Road and American Way.
- f. Middletown Road and Stillwell Road.
- g. Middletown Road and East Main Street.

**The foregoing prohibition relating to utility poles shall not include any infrastructure installed by a utility company, nor shall it include any sign or other object that is affixed by the owner and/or tenant of the utility pole and provides identification and/or safety information relating to the utility pole.**

**In addition to any fines prescribed by this Ordinance, the Township shall have the right, but not the obligation, to remove any signs or other objects in violation of this Ordinance.**

**SECTION 2. Severability.**

If any section, subsection or paragraph of this ordinance be declared unconstitutional, invalid or inoperative, in whole or in part, by a court of competent jurisdiction, such chapter, section subchapter or paragraph shall to the extent that is not held unconstitutional, invalid or inoperative remain in full force and effect and shall not affect the remainder of this ordinance.

**SECTION 3. Repealer.**

All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

**SECTION 4. Effective Date.**

This ordinance shall take effect upon final adoption and publication in accordance with law.

**LEGAL NOTICE**

**Publication by Summary Pursuant to N.J.S.A.40:49-2**

This Ordinance prohibits the attachment of signs to any utility poles located in or near public rights of way.

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 9, 2021 and will be considered for final passage and adoption at a meeting of said Township Committee to be held on February 23, 2021 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. The meeting is scheduled to take place at the Holmdel Township Municipal Building located at 4 Crawfords Corner Road Holmdel, New Jersey. Notwithstanding the foregoing, the Township of Holmdel reserves the right to conduct this meeting on an electronic basis, pursuant to P.L. 2020, c 11, in which chase login information will be provided at [www.holmdeltownship.com](http://www.holmdeltownship.com) and the public hearing will be conducted electronically while affording full public participation.

Gregory Buontempo, Mayor

Attest:  
Wendy L Patrovich, RMC/CMR  
Township Clerk

**ORDINANCE NO. 2021-03**

**TOWNSHIP OF HOLMDEL  
COUNTY OF MONMOUTH**

**ORDINANCE PROHIBITING INTENTIONAL RELEASE OF  
BALLOONS**

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, the Township of Holmdel is authorized to adopt ordinances that are deemed necessary and proper “for the preservation of the public health, safety and welfare of the municipality and its inhabitants”; and

**WHEREAS**, the Township finds that the intentional release of balloons is injurious to the health, safety, and welfare due to its negative impact upon the environment, and it therefore seeks to proscribe this practice.

**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.**

**Section 3-27 of the Revised General Ordinances of the Township of Holmdel is hereby established as follows:**

**3-27 Intentional Release of Balloons**

**3-27.1 Purpose**

It is hereby found and declared that it will be the public policy of the Township of Holmdel to take action when feasible to reduce the effects of certain products utilized, placed, or released with the environment in order to protect the health and safety of the general public.

This section is adopted in order to protect the environment, particularly the wildlife, and the health, safety and well-being of persons and property by prohibiting the release of helium balloons into the atmosphere, including latex and mylar, as it has been determined that the release of balloons inflated with lighter-than-air gases pose a danger and nuisance to the environment, particularly to wildlife and marine animals so as to constitute a public nuisance and may pose a threat to the safety of its inhabitants and their property.

**3-27.2 Prohibited Releases.**

It shall be unlawful for any person, firm or corporation to intentionally release, organize the release, or intentionally cause to be released balloons inflated with helium or any other gas that is lighter than air within the Township of Holmdel limits, except for:

1. Balloons released on behalf of a governmental agency or pursuant to a governmental contract for scientific or meteorological purposes.
2. Hot air balloons that are recovered after launching.
3. Balloons released indoors.

**3-27.3 Violations and Penalties.**

Any person found in violation is guilty of an ordinance violation punishable by a fine not to exceed the sum of \$500.

**SECTION 2. Severability.**

The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

**SECTION 3. Repealer.**

All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

**SECTION 4. Effective Date.**

This ordinance shall take effect upon final adoption and publication in accordance with law.

**LEGAL NOTICE**

*Publication by Summary Pursuant to N.J.S.A.40:49-2*

This Ordinance prohibits the release of balloons.

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 9, 2021 and will be considered for final passage and adoption at a meeting of said Township Committee to be held on February 23, 2021 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. The meeting is scheduled to take place at the Holmdel Township Municipal Building located at 4 Crawfords Corner Road Holmdel, New Jersey. Notwithstanding the foregoing, the Township of Holmdel reserves the right to conduct this meeting on an electronic basis, pursuant to P.L. 2020, c 11, in which chase login information will be provided at [www.holmdeltownship.com](http://www.holmdeltownship.com) and the public hearing will be conducted electronically while affording full public participation.

Gregory Buontempo, Mayor

Attest:  
Wendy L Patrovich, RMC/CMR  
Township Clerk

**ORDINANCE NO. 2021-04**

**TOWNSHIP OF HOLMDEL  
COUNTY OF MONMOUTH**

**ORDINANCE APPROVING AMENDMENTS TO VOLUNTEER  
EMERGENCY INCENTIVES ORDINANCE**

**WHEREAS**, the Township of Holmdel maintains Holmdel Township Ordinance § 2-32, titled “Incentives for Volunteer Emergency Service Members”; and

**WHEREAS**, this Ordinance provides incentives to the Township’s Volunteer Fire Companies and First Aid Squads; and

**WHEREAS**, the Township seeks to expand this program to include the Township’s Citizen Emergency Response Team; and

**WHEREAS**, the Township further seeks to make various technical amendments updating the Ordinance to reflect current practices.

**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.**

**Section 2-32 of the Revised General Ordinances of the Township of Holmdel is hereby revised as follows:**

**2-32 INCENTIVES FOR VOLUNTEER EMERGENCY SERVICE MEMBERS.**

2-32.1 Purpose.

The purpose of this section is to establish an incentive program to increase enrollment in Volunteer Fire Companies, ~~and~~ First Aid Squads, and the Citizen Emergency Response Team within the Township of Holmdel and to reward such volunteers for their tireless efforts, and their many hours spent to preserve and protect the health, safety, property and welfare of the residents of the Township of Holmdel, 24 hours per day, 365 days per year, without compensation.

2-32.2 Definitions.

As used in this section:

MEMBER(S) IN GOOD STANDING

Shall mean any ~~person~~ Volunteer who has been certified in writing by the Chief Executive Officer of a ~~Volunteer Fire Company or Volunteer First Aid Squad~~ Volunteer First Responder Organization within the Township of Holmdel to have served at least one year of continuous volunteer service in the ~~company or squad organization~~ and; to possess the necessary certification(s), license(s) and/or training required by the ~~company or squad organization~~.

#### VOLUNTEER

Shall mean any individual contributing services to a ~~Volunteer Fire Company or Volunteer First Aid Squad~~ within the Township of Holmdel without remuneration or without a formal agreement or contract for hire Volunteer First Responder Organization.

#### VOLUNTEER FIRST RESPONDER ORGANIZATION

Shall mean any Volunteer Fire Company, Volunteer First Aid Squad, or Volunteer Citizen Emergency Response team operating within the Township of Holmdel and whose members serve without remuneration or without a formal agreement or contract for hire.

#### 2-32.3 Qualification for Benefits.

The provisions of this section shall be limited solely to members in good standing ~~these persons who are in any Volunteer Fire Company or Volunteer First Aid Squad~~ Volunteer First Responder Organization within the Township and who are certified by the Chief Executive Officer of their respective volunteer organization as "members in good standing" of the organization.

Reports detailing the attendance of members of each ~~company or squad~~ Volunteer First Responder Organization, including their compliance with this Ordinance's definition of a member in good standing, shall be filed quarterly with the Township Clerk by the Chief Executive Officer of each ~~company or squad~~ such organization. The certification referred to in the preceding paragraph shall be filed annually, not later than January 15 with the Township Clerk by the Chief Executive Officer of each ~~Volunteer Fire Company or Volunteer First Aid Squad~~ Volunteer First Responder Organization. A new certification must be filed each year and the certification from the preceding year shall be null and void.

#### 2-32.4 Benefits.

Every ~~certified~~ member in good standing of a ~~Volunteer Fire Company or Volunteer First Aid Squad~~ Volunteer First Responder Organization shall be entitled to the following benefits from the Township:

Exemption from the payment of any Holmdel Township fees for the Township swim club, Township Recreation activities, Township training programs, Township licenses and permit fees, fees for the use of Township buildings and facilities and Township programs up to a maximum of \$300 per year, provided the fee or charge is for the personal and nonprofit use of such member in good standing. Where fees include monies

payable to the State and/or County, only the municipal portion of these fees may be waived.

2-32.5 Procedure for Exemption.

a. ~~Identification Card. Every member certified to be in good standing of a Volunteer Fire Company or Volunteer First Aid Squad Volunteer First Responder Organization within the Township shall be issued an annual identification card from the Township Clerk on or before February 1st and expiring January 31st of the following year, upon which shall be printed a serial number.~~

b. ~~Incentive Voucher. At the time the member seeks an exemption from fees, he or she shall present his or her identification card to the Township Clerk. Upon initial presentation, the Township Clerk shall issue a signed incentive voucher in the amount of \$300. The member shall then present the voucher to the appropriate authorized official or representative who shall note the amount of the incentive used with remaining balance, use, signature of the department head and date. The voucher shall be returned to the Township Clerk for notation in a ledger which shall, on an annual basis, reflect the balance of the \$300 still available to each member. The Township Clerk shall subsequently, upon request of a member, issue incentive vouchers for unused balances.~~

An individual entitled to benefits under Section 2-32.4 shall redeem such benefits by submitting a request to the Township Clerk's office requesting a voucher, specifying the nature and amount of the Holmdel Township fee requested to be waived pursuant to this Ordinance. The Township Clerk shall then issue a voucher that may be submitted to the appropriate Township department and shall be accepted by that department in lieu of the required fee payment. The Township Clerk shall maintain a ledger that tracks the vouchers issued to each eligible individual which shall be debited against that individual's benefit amount afforded under this Ordinance.

2-32.6 Enforcement.

The Township Clerk is hereby authorized to enforce the provisions of this section.

2-32.7 Violations and Penalties.

Any person committing an offense against the provisions of this section shall be guilty of a violation to be punished by a fine not to exceed \$300.

**SECTION 3. Authorization.**

The Township Administrator and Township Clerk are hereby authorized and directed to take any and all steps reasonably necessary to effectuate the foregoing.

**SECTION 4. Severability.**

If any section, subsection or paragraph of this ordinance be declared unconstitutional, invalid or inoperative, in whole or in part, by a court of competent jurisdiction, such chapter, section subchapter or paragraph shall to the extent that is not held unconstitutional, invalid or inoperative remain in full force and effect and shall not affect the remainder of this ordinance.

**SECTION 5. Repealer.**

All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

**SECTION 6. Effective Date.**

This ordinance shall take effect upon final adoption and publication in accordance with law.

**LEGAL NOTICE**

*Publication by Summary Pursuant to N.J.S.A.40:49-2*

This Ordinance approves modifications to the Township's Volunteer Incentive Program.

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 9, 2021 and will be considered for final passage and adoption at a meeting of said Township Committee to be held on February 23, 2021 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. The meeting is scheduled to take place at the Holmdel Township Municipal Building located at 4 Crawford's Corner Road Holmdel, New Jersey. Notwithstanding the foregoing, the Township of Holmdel reserves the right to conduct this meeting on an electronic basis, pursuant to P.L. 2020, c 11, in which case login information will be provided at [www.holmdeltownship.com](http://www.holmdeltownship.com) and the public hearing will be conducted electronically while affording full public participation.

Gregory Buontempo, Mayor

Attest:  
Wendy L Patrovich, RMC/CMR  
Township Clerk

**ORDINANCE NO. 2021-05**

**TOWNSHIP OF HOLMDEL  
COUNTY OF MONMOUTH**

**ORDINANCE PROVIDING FOR LIVE STREAMING OF  
PLANNING BOARD AND ZONING BOARD MEETINGS**

**WHEREAS**, pursuant to Holmdel Township Ordinance 2020-1, codified at § 2-3.11, the Township Committee provided for the video recording and live streaming of its public meetings; and

**WHEREAS**, in order to foster further transparency, the Township Committee seeks to adopt the same video recording and live streaming requirements for public meetings of the Planning Board and Zoning Board.

**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.**

**Section 30-18.7 of the Revised General Ordinances of the Township of Holmdel is hereby established as follows:**

30-18.7        Live Streaming of Public Meetings

The provisions of Ordinance 2-3.11, titled Video Recording and Live Streaming of Public Meetings, are hereby made applicable to public meetings of the Planning Board. The Secretary of the Planning Board shall assume the responsibilities of the Township Clerk contained therein.

**SECTION 2.**

**Section 30-7.8 of the Revised General Ordinances of the Township of Holmdel is hereby established as follows:**

30-7.8        Live Streaming of Public Meetings

The provisions of Ordinance 2-3.11, titled Video Recording and Live Streaming of Public Meetings, are hereby made applicable to public meetings of the Board of Adjustment. The Secretary of the Board of Adjustment shall assume the responsibilities of the Township Clerk contained therein.

**SECTION 3.**

This Ordinance shall be construed as supplementing, and not altering, any of the requirements contained in the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq. and/or the regulations governing the conduct of remote meetings, N.J.A.C. 5:39-1.1 et seq.

**SECTION 4. Severability.**

If any section, subsection or paragraph of this ordinance be declared unconstitutional, invalid or inoperative, in whole or in part, by a court of competent jurisdiction, such chapter, section subchapter or paragraph shall to the extent that is not held unconstitutional, invalid or inoperative remain in full force and effect and shall not affect the remainder of this ordinance.

**SECTION 5. Repealer.**

All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

**SECTION 6. Effective Date.**

This ordinance shall take effect upon final adoption and publication in accordance with law.

**LEGAL NOTICE**

*Publication by Summary Pursuant to N.J.S.A. 40:49-2*

This Ordinance requires the live streaming of Planning Board and Zoning Board meetings.

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 9, 2021 and will be considered for final passage and adoption at a meeting of said Township Committee to be held on February 23, 2021 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. The meeting is scheduled to take place at the Holmdel Township Municipal Building located at 4 Crawfords Corner Road Holmdel, New Jersey. Notwithstanding the foregoing, the Township of Holmdel reserves the right to conduct this meeting on an electronic basis, pursuant to P.L. 2020, c 11, in which chase login information will be provided at [www.holmdeltownship.com](http://www.holmdeltownship.com) and the public hearing will be conducted electronically while affording full public participation.

Gregory Buontempo,

Mayor

Attest:

Wendy L Patrovich, RMC/CMR

Township Clerk



**ORDINANCE #2021-01**

**TOWNSHIP OF HOLMDEL  
COUNTY OF MONMOUTH**

**AN ORDINANCE AUTHORIZING THE VACATION OF A PORTION OF AN  
EASEMENT ACROSS BLOCK 17.01, LOT 12.17 ON THE TAX MAPS OF THE  
TOWNSHIP OF HOLMDEL**

**WHEREAS**, the Township of Holmdel (“Township”) holds a drainage/conservation easement (the “Easement”) to portions of Block 17.01, Lot 12.17 on the Tax Maps of the Township of Holmdel, commonly known as 22 East Lawn Drive, Holmdel, County of Monmouth, State of New Jersey (the “Property”); and

**WHEREAS**, the current owner of the Property has petitioned the Township for a modification to the Easement pursuant to Holmdel Township Ordinance § 30-58(j);

**WHEREAS**, the current owner has posted the required escrow as provided in § 30-58(j); and

**WHEREAS**, the Township has reviewed and determined that, in 2002, the former owners to the Property obtained a zoning permit and constructed a pool and fence that were constructed in the improper location, resulting in an encroachment upon 1,655 ft. of the Easement; and

**WHEREAS**, this encroachment is depicted as the “Area of Disturbance” on the survey attached hereto as Exhibit A (the “Portion Area”), to be further described in a real property description approved by the Township Engineer; and

**WHEREAS**, in consultation with the Township Engineer, the Township has considered the circumstances and finds that it is no longer desirable to maintain the Easement over the Portion Area; and

**WHEREAS**, the Easement over the Portion Area shall not be sold for less than its fair market value, \$1,500, as calculated by the Township’s Tax Assessor; and

**WHEREAS**, the Local Buildings and Lands Law, N.J.S.A. 40A:12-13(b)(4) authorizes the Township to extinguish and vacate an easement and to execute a deed confirming same provided that action is authorized by Ordinance; and

**WHEREAS**, pursuant to N.J.S.A. 40A:12-13(b), the Township Clerk has filed a sworn affidavit verifying the publication of advertisements as required by this section to the Director of the Division of Local Government Services in the Department of Community Affairs.

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

1. The findings set forth in the foregoing preamble are hereby incorporated as if fully restated.
2. The Mayor and Township Clerk are hereby authorized and directed to execute a Deed extinguishing and terminating the Easement over the Portion Area, the form and substance of which shall be subject to the review and approval of the Township Attorney.
3. The Mayor, Township Clerk, Township Attorney, and Township Administrator are hereby authorized and directed to execute and file any and all such documents and undertake any and all such actions as may be reasonably necessary to effectuate the terms hereof.
4. All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.
5. This Ordinance shall take effect upon passage and publication in accordance with 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 January 26, 2021 and will be considered for final passage and adoption at a meeting of said Township Committee to be held on February 9, 2021 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. The meeting is scheduled to take place at the Holmdel Township Municipal Building located at 4 Crawfords Corner Road Holmdel, New Jersey. Notwithstanding the foregoing, the Township of Holmdel reserves the right to conduct this meeting on an electronic basis, pursuant to P.L. 2020, c 11, in which chase login information will be provided at [www.holmdeltownship.com](http://www.holmdeltownship.com) and the public hearing will be conducted electronically while affording full public participation.

Gregory Buontempo, Mayor

Attest:  
Wendy L Patrovich, RMC/CMR  
Township Clerk