

MINUTES Township Committee Meeting

6:30 PM - Tuesday, March 10,
2020

Committee Meeting Room

The Township Committee of the Township of Holmdel was called to order on Tuesday, March 10, 2020, at 6:30 PM, in the Upstairs Conference Room, with the following members present:

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

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

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 Two River Times, posted on the bulletin board in Township Hall and filed in the Township Clerk's Office on March 6, 2020.

2 ROLL CALL

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

3 6:30 PM EXECUTIVE SESSION - UPSTAIRS CONFERENCE ROOM

- [2020-111](#)

4 7:30 PM PUBLIC SESSION - COMMITTEE MEETING ROOM

5 PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

6 8TH GRADE GIRLS MID MONMOUTH BASKETBALL CHAMPIONS

PROCLAMATION

- Mayor Buontempo presented a proclamation for the 8th Grade Girls Basketball Team congratulating them on their Mid Monmouth Championship win.

7 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.

- Mayor Buontempo opened for public comment. Seeing none, he closed the public portion for agenda items.

8 CONSENT AGENDA

Resolutions 2020-112 to 2020- 127 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.

- Bills Payable #1
[2020-112](#)
- Bills Payable #2
[2020-113](#)
- Purchase Approval for Over \$3,500
[2020-114](#)
- GovDeal.com - Online Auction
[2020-115](#)
- Change Order #4 Sanitary Sewer Maintenance
[2020-116](#)
- Recreation Refunds
[2020-117](#)
- Award of Contract - 2020 Concrete Curb & Sidewalk Replacement / Installation Work
[2020-118](#)
- Approving Reversal of Sewer Billing and Refund Overpayment for 915 Palmer Avenue, Block 52 Lot 21
[2020-119](#)
- Option to Renew - Affordable Housing Administrative Services
[2020-120](#)
- Award of Contract 2020 Mowing Services
[2020-121](#)
- Appointing Members to Traffic and Bike Safety Committee
[2020-122](#)
- Appointing Members to Financial Advisory Committee

[Finance Committee](#)

- Conditionally Accepting Deed of Conservation Easement and Developer's Agreement Relative to Subdivision Approval on Block 25, Lots 21 and 21 QFarm
[2020-124](#)
- Conditionally Approving First Addendum to Developer's Agreement Relative to Site Plan Approval on Block 50.30, Lot 63.02
[2020-125](#)
- Providing for the Transfer of Funding between 2019 Current Appropriations Pursuant to NJSA 40AL4-58
[2020-126](#)
- Accepting Deed Restrictions Relative to Block 9, Lot 5.02 and 5.03
[2020-127](#)
- Mayor Buontempo requested a motion to adopt resolutions 2020-112 through 2020-127.

RESULT:	CARRIED.
MOVER:	Cathy Weber
SECONDER:	Prakash Santhana
AYES:	Gregory Buontempo, Cathy Weber, Thomas Critelli, and Prakash Santhana
ABSENT:	Rocco Pascucci

- Deputy Mayor Weber voted affirmatively with a note, referring to her recusal placed on the record at the February 11, 2020 Township Committee meeting.

9 DEPARTMENTS

- **Administrator**
 - Administrator Rountree said that registration is open for the Swim Club, and the information needed to register is available on the Township website.
Ms. Rountree also stated that County is set to begin their road paving program on April 1st.
Lastly Ms. Rountree addressed concerns about the Coronavirus Pandemic and stated that she and the Committee are in constant contact with the Township's first responders, Bayshore Hospital, and County, Federal and State officials, and doing everything they can to protect the public.
- **Chief Financial Officer**
 - None.

10 PROFESSIONAL REPORTS

- **Attorney**
 - None.

- **Engineer**
 - None.

11 **BOARDS/COMMITTEES**

- Deputy Mayor Weber said that the Planning Board has the revised draft of the Master Plan and that will be available for public comment at the meeting on March 27th. She also added that she has been involved in all calls with County and State officials in regards to the Coronavirus Pandemic and that she hopes to see Holmdel come together and help their neighbors in this trying time. Lastly she thanked the Police, Fire Department, OEM, First Aid and the entire staff of Holmdel Township for all their hard work.
Committeeman Critelli said that work began on the Phillips Park turf fields last week and the estimated date for completion is the beginning of the Spring baseball season.
Committeeman Santhana recognized the new members of the Finance Committee and thanked them for their volunteer efforts. Deputy Mayor Weber thanked the Traffic and Bike Safety Committee members as well.
Mayor Buontempo stated that the Township's first responders and volunteers are very dedicated and are all working together on the efforts to stop the spread of the Coronavirus.

12 **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.

- Jenny Blumenthal, Stoneybrook Road- Ms. Blumenthal asked how the Coronavirus testing works. Ms. Rountree stated that she does not know how the testing works but it is a bodily fluid being tested at a State lab and then sent to the CDC for confirmation.

Maria Harmarden, Stage Coach Road- Ms. Harmarden stated her concerns about the hospital and its ability to handle an influx of patients. She asked if the Committee is planning proactive measures like having the schools close. Ms. Rountree stated that the Committee is also working with the Board of Education and the Superintendent of schools and they have not made any decisions regarding closing of schools or Town Hall yet, but are continuing to take all necessary precautionary steps at the appropriate times. Mayor Buontempo added that the hospital is prepared with the necessary equipment to treat Coronavirus patients. Deputy Mayor Weber also added that if you do think you may have the Coronavirus your first step is to call your doctor, not to go straight to their office or the Emergency Room.

Christine Schmitt, Apple Grove Drive- Ms. Schmitt stated her support for Committeeman Critelli and his wife Mary. Ms. Schmitt said the political attacks on the Committeeman and his family need to stop. She asked that the Township Committee move on and focus on important matters and put the tax payer's dollars to better use. Ms. Schmitt also said that the Township Committee needs to work together with the Board of Education to help the students in private schools to get proper transportation to and from school

since it was taken away from them in 2018.

Ralph Blumenthal, Stoneybrook Road- Mr. Blumenthal asked that the public be able to make comments and ask questions via live stream in preparation for any meeting cancellations in the future due to the Coronavirus. Deputy Mayor Weber stated that at any time the public is able to email any questions or comments to the Committee and/or Ms. Rountree. Ms. Rountree added that the Committee adopted a resolution allowing the Administrator and the CFO to pay certain bills prior to Committee approval, such as utilities, and that should meetings be cancelled the Committee will put a hold on all non-essential business.

Jillian Desarlo, Mulberry Lane- Ms. Desarlo stated that she has concerns regarding Committeeman Pascucci and the allegations of voter fraud, and asked if the Committee has any comments to make regarding the matter.

Glen Fogherty, Laurel Avenue, Hazlet Resident- Mr. Fogherty stated that he feels the Township is placing "Section 8 housing" on the Hazlet border with the proposed Affordable Housing plans.

Mark Beible, Falcon Ridge Circle- Mr. Beible asked if the Committee feels that the Monmouth County Prosecutor's Office conducted an insufficient investigation into allegations made against Committeeman Critelli and if that is why they are continuing to investigate independently. Mr. Beible also asked if there was a budget established for the continued investigation. Mayor Buontempo stated that the Committee cannot comment on any ongoing litigation and that Mr. Beible can submit an OPRA request for information regarding money spent on legal fees as Mr. Buontempo did not have the numbers readily available.

Sean McDermott, Riverside Lane- Mr. McDermott stated that he viewed this investigation as senseless and wasteful of township funds when the Committee should be focusing effort and money on fighting New Jersey Natural Gas and their regulator station application. He added that this is moving the Township backwards and opening the Township up for further litigation.

Victoria Fogherty, Russel Place, Hazlet Resident- Ms. Fogherty stated that there is a creek running through one of the proposed Affordable Housing site, and asked if the Township could share any environmental studies done. She also stated that the Township could consider the Potter Farm as another site for Affordable Housing. Township Attorney Michael Collins said that Ms. Fogherty could submit an OPRA request for the environmental studies done on each of the proposed sites and the Township would be happy to provide any documentation available to the public.

Dave Fogherty, Russel Place, Hazlet Resident- Mr. Fogherty stated that Hazlet residents bordering the proposed Affordable Housing site were not fairly notified.

Lauren Aflido, Laurel Avenue, Hazlet Resident- Ms. Aflido stated that the traffic in the Laurel Avenue area is already very congested and building more there

will only make it worse.

Jack City, Russel Place, Hazlet Resident- Mr. City asked about a Zoning Board application to build a convenience store on the Olympic Tire property. Ms. Rountree stated that there would be a hearing on the application at the Zoning Board meeting on March 18th.

Jay Yanello, Ladwood Drive- Mr. Yanello asked if Holmdel Road is included in the paving program to begin in April. Ms. Rountree stated that Holmdel Road is considered a County Road, and the County's paving agreement beginning in April only covers municipal roads.

Committeeman Santhana read a statement regarding his own research and findings into the allegations made against Committeeman Critelli. Mr. Santhana stated that any payments made to Mr. Critelli in a settlement with the Township should have been made directly to Mr. Critelli, and not to his company Danitom. He made a request that Mr. Critelli return the money that was paid out in the original settlement.

Committeeman Critelli said that Mr. Santhana's statement included several untrue statements and that he would stick with his original statement made in January regarding the allegations.

Michael Discenza, Dutch Lane, Hazlet Resident- Mr. Discenza stated that Holmdel should reconsider their location of the Affordable Housing sites.

13 ADJOURNMENT

- The meeting was adjourned by acclimation at 8:40 PM.

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:

Collective Bargaining – N.J.S.A. 10:4-12(b)(4)

Blue Collar, White Collar, PBA, Senior Officers (ATOD April 2020)

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

New Jersey Natural Gas v. Township of Holmdel (ATOD August 2020, upon unappealable final decision)

In re COAH (ATOD April 2020)

Legal Advice Regarding Request by Kimsis Tis Theotokou Greek Orthodox Church (Block 32, Lot 1) (ATOD April 2020)

I/M/O Monmouth County Prosecutor's Office Letter (ATOD March 2020)

Personnel – N.J.S.A. 10:4-12(b)(8)

Chief Financial Officer (ATOD April 2020)

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

2020-111

BILLS PAYABLE RESOLUTION # 1

WHEREAS, the Township of Holmdel has received certain claims against it by way of vouchers received during the period ending on March 10, 2020; 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 March 10, 2020 be and the same hereby are approved and the Chief Financial Officer is authorized to pay said claims:

FUND DISTRIBUTION	0-01	CURRENT FUND	\$	274,326.07
FUND DISTRIBUTION	0-07	SEWER OPERATING	\$	7,684.33
FUND DISTRIBUTION	0-12		\$	63,098.82
FUND DISTRIBUTION	0-26	POOL OPERATING	\$	1,089.62
		YEAR TOTAL	\$	346,198.84
FUND DISTRIBUTION	9-01	CURRENT FUND	\$	62,203.27
FUND DISTRIBUTION	9-07	SEWER OPERATING	\$	25,937.36
		YEAR TOTAL	\$	88,140.63
FUND DISTRIBUTION	C-04	GENERAL CAPT	\$	95,641.21
FUND DISTRIBUTION	D-02	DOG TRUST	\$	1,148.20
FUND DISTRIBUTION	G-02	STATE/FED GRANT	\$	150.00
FUND DISTRIBUTION	T-12	OTHER TRUSTS	\$	6,500.00
FUND DISTRIBUTION	T-24	FAIR HOUSE TRUST	\$	5,121.19
		YEAR TOTAL	\$	11,621.19
		TTL OF ALL FUNDS	\$	542,900.07
		Total of All Projects	\$	59,255.04

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

2020-112

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 March 10, 2020; 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 March 10, 2020 be and the same hereby are approved and the Chief Financial Officer is authorized to pay said claims:

FUND DISTRIBUTION	0-01	CURRENT FUND	\$	3,177,909.76
FUND DISTRIBUTION	0-01	CURRENT FUND	\$	284,437.02
FUND DISTRIBUTION	0-07	CURRENT FUND	\$	25,000.00
FUND DISTRIBUTION	0-12	CURRENT FUND	\$	30,000.00

Total of All Funds: \$ 3,517,346.78

Total of all Projects \$ 5,725.00

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

TOWNSHIP OF HOLMDEL
COUNTY OF MONMOUTH

RESOLUTION APPROVING PROCUREMENT OVER \$3,500

WHEREAS, procurements completed by the Township of Holmdel (“Township”) are governed by the provisions of the Local Public Contracts Law (“LPCL”), N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the LPCL authorizes the procurement of goods and services in an amount below the bid threshold, upon the recommendation of the Township’s Qualified Purchasing Agent (“QPA”), pursuant to N.J.S.A. 40A:11-3; and

WHEREAS, the QPA has recommended the award of the below-listed contracts, pursuant to the corresponding proposals attached hereto and incorporated by reference; and

WHEREAS, to the extent required under applicable law, the below-listed entities shall complete and submit a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Holmdel in the previous one year, and that the contract will prohibit same from making any reportable contributions through the term of the contract, pursuant to N.J.S.A. 19:44A-20.5 et seq., which shall remain on file for 10 days prior to the Township’s entry into a contract with the entity; and

WHEREAS, the Chief Financial Officer has certified that adequate funds for such contracts are available.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Holmdel hereby awards the following contracts, consistent with the foregoing:

Good/Service	Vendor	Amount	Proposal
Central Repair	Tire Truck #24	\$4,998.88	Exhibit A

BE IT FURTHER RESOLVED that the Mayor and Qualified Purchasing Agent are hereby authorized and directed to take any and all steps necessary to effectuate the foregoing, including the execution of instruments.

CERTIFICATION

I, Wendy L Patrovich, Township Clerk of the Township of Holmdel, do hereby certify that the above is a true copy of the Resolution adopted by the Holmdel Township Committee at a meeting held on March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

2020-114

**A RESOLUTION OF THE TOWNSHIP OF HOLMDEL AUTHORIZING THE SALE OF
SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON
AN ONLINE AUCTION WEBSITE**

WHEREAS, the Township of Holmdel has determined that the property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, the Township of Holmdel intends to utilize the online auction services of GovDeals located at Govdeals.com; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel in the County of Monmouth, State of New Jersey, that the Township of Holmdel is hereby authorized to sell the surplus personal property as indicated on Schedule A on an online auction website entitled GovDeals.com.

BE IT FURTHER RESOLVED, that the terms and conditions of the agreement entered into between Govdeals.com and the Township of Holmdel are available in the Office of Administration and Govdeals.com.

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 March 10, 2020.

Wendy L. Patrovich, RMC/CMR
Township Clerk

2020-116

**RESOLUTION AUTHORIZING CHANGE ORDER #4
FOR SANITARY SEWER MAINTENANCE 2019**

WHEREAS, the Township of Holmdel awarded a contract to Maser Consulting in the sum of \$216,770 for Maintenance and Operation of the Sanitary Sewerage System; and

WHEREAS, this contract is based on the necessary work for the operating and servicing of the sanitary sewerage facilities in Holmdel Township consisting of eight sewage pump stations; and

WHEREAS, it was further determined that additional miscellaneous repair work was needed, and the contractor has submitted Change Order No. 4, which would increase the contract price by \$14,137.00; and

WHEREAS, the proposed Change Order No. 4, when combined with the previously approved change orders, will result in a net increase in cost for this award in excess of 20%; and

WHEREAS, N.J.A.C. 5:30-11.9 permits change orders in excess of 20% provided the contractor has submitted a written certification providing:

- i) an explanation of the factual circumstances which necessitate issuance of the change order
- ii) a statement indicating why these circumstances could not have been foreseen
- iii) a statement indicating why issuance of the change order would be in the best interest of the Township and would not constitute an abuse of these rules
- iv) if the nature of the change order is technical, the certification shall include a certified statement from contractor's appropriate expert, explaining in detail the factual circumstances which necessitate the issuance of the change order.

WHEREAS, the contractor has provided the foregoing documentation to the Township's Qualified Purchasing Agent; and

WHEREAS, the Township Administrator and Township Director of Infrastructure have reviewed the foregoing documentation and have determined that the contractor performed necessary emergent repair work at the direction of the Township, requiring Change Order No 4; and

WHEREAS, the Chief Financial Officer has certified to the Purchasing Agent that funds are available in the budget line account #0-07-55-502-502-509

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that Change Order #4 be approved to the referenced contract.

BE IT FURTHER RESOLVED that the Township Clerk is authorized and directed to publish a notice of this action upon approval, and advise the Director of the Division of Local Government Services in the Department of Community Affairs, Consistent with N.J.A.C. 5:30-11.9(d).

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

2020-115

RESOLUTION REFUNDING RECREATION FEES

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

Kristen Levant ~ Refund Sweetheart Dance	\$100.00
Erica Tufaro ~ Refund Sweetheart Dance	\$100.00
Sabrina Hayes ~ Refund Sweetheart Dance	\$100.00
Lynette Gaiso ~ Refund Sweetheart Dance	\$100.00
Danielle Albrecht ~ Refund Sweetheart Dance	\$100.00
Gina Infantis ~ Refund craft fee	\$20.00
Denise Sandford ~ Refund canceled class	\$40.00
Sherylee Bauer ~ Refund canceled class	\$40.00
Alia Aziz ~ Refund swim team	\$200.00

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

**RESOLUTION CONTRACT
2020 CONCRETE CURB & SIDEWALK REPLACEMENT / INSTALLATION WORK**

WHEREAS, bids were received on March 3, 2020 for the Township's 2020 Concrete Curb & Sidewalk Replacement / Installation Work; and

WHEREAS, the following bids were received:

Discover Construction	\$ 486,151.44
Diamond Construction	\$ 1,217,450.00

WHEREAS, the Township's Qualified Purchasing Agent (QPA) has recommended an award for contract be made to the apparent low bidder Discover Construction; and

WHEREAS, the Chief Financial Officer has certified to the QPA that funds are available in the budget line account number C-04-19-009-000-901.

WHEREAS, the Chief Financial Officer has certified to the Purchasing Agent that funds are available in the budget line account #0-07-55-502-502-509

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Holmdel hereby awards a contract to Discover Construction in accordance with the bid documents for the Township's 2020 Concrete Curb & Sidewalk Replacement / Insulation work in the amount of \$486,151.44, consistent with the foregoing.

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to Discover Construction and the Township Qualified Purchasing Agent.

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 March 10, 2020.

Wendy L. Patrovich, RMC/CMR
Township Clerk

2020-118

RESOLUTION TO APPROVE REVERSAL OF SEWER BILLING AND REFUND
OVERPAYMENT FOR 915 PALMER AVENUE, BLOCK 52 LOT 21

WHEREAS, in August of 2019, L&Z USA, LLC contacted the Sewer Department to inquire about the cost to hook into the sanitary sewer system due to a failing septic system; and

WHEREAS, Victor Stevens, Director of Infrastructure & Operations, went out to the property and verified that the house was on septic; and

WHEREAS, the builder received approval for a sewer connection, which activates the sewer billing, but never connected the house to the sewer main; and

WHEREAS, L&Z USA, LLC purchased 915 Palmer Avenue, Block 52 Lot 21, in September of 2017 and have been paying quarterly sewer bills from 4Q 2017 to 2Q 2019 when the billing account was flagged "inactivate";

NOW THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that the Tax Collector is hereby authorized to reverse the sewer billing from 4Q 2017 to 2Q 2019 and refund a payment of \$642.50 to L&Z USA, LLC.

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 March 10, 2020.

Wendy L. Patrovich, RMC/CMR
Township Clerk

**RESOLUTION RENEWING CONTRACT
AFFORDABLE HOUSING ADMINISTRATIVE SERVICES – 2020**

WHEREAS, on December 12, 2017 the Township of Holmdel awarded a contract for Affordable Housing Administrative Services to CGP&H.; and

WHEREAS, the contract was awarded for a term of one year with the option to renew for an additional four (4) successive one year terms; and

WHEREAS, it has been determined that it is in the best interest of Holmdel Township to renew the contract with CGP&H in the amount of not to exceed \$32,780 per their original bid proposal; and

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

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Holmdel that the Township of Holmdel hereby exercises the option to renew the contract with CGP&H for the 2020 contract year.

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to CGP&H and Township Qualified Purchasing Agent.

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

2020-120

**RESOLUTION CONTRACT
2020 MOWING**

WHEREAS, bids were received on March 5, 2020 for the Township's 2020 Mowing contract; and

WHEREAS, the contract shall be awarded based on the total of the contract year and the option year; and

WHEREAS, the contract term will be from March 1, 2020 through December 31, 2020 with the option to renew for an additional one (1) year term; and

WHEREAS, the following bids were received:

	<u>2020</u>	<u>2021</u>	<u>Bid Total</u>
D'Onofrio & Sons	\$85,390	\$85,390	\$ 170,780
Custom Landscaping & Lawn Care, Inc.	\$84,300	\$88,515	\$ 172,815
On-Site Landscape Management	\$132,917	\$166,982	\$ 333,964

WHEREAS, the Township's Qualified Purchasing Agent (QPA) has recommended an award for contract be made to the apparent low bidder D'Onofrio & Sons; and

WHEREAS, the Chief Financial Officer has certified to the QPA that funds are available in the budget line account numbers 9-26-55-502-502-116, 9-01-28-370-370-174 and 9-01-26-290-290-174.

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Holmdel hereby awards the 2020 mowing contract to D'Onofrio & Sons in accordance with the bid documents for the Township's 2020 Mowing Contract in the amount of \$85,390 consistent with the foregoing.

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to D'Onofrio & Sons and the Township Qualified Purchasing Agent.

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 March 10, 2020.

Wendy L. Patrovich, RMC/CMR
Township Clerk

2020-121

TOWNSHIP OF HOLMDEL
COUNTY OF MONMOUTH

RESOLUTION APPOINTING MEMBERS TO TRAFFIC AND BIKE SAFETY COMMITTEE

WHEREAS, pursuant to Ordinance 2020-03, the Township Committee established the Traffic and Bike Safety (“TABS”) Committee, which is to be codified at § 2-68; and

WHEREAS, pursuant to § 2-68.2, the TABS Committee shall consist of seven members, including five public members appointed by the Township Committee to serve staggered three-year terms, one member of the Township Committee appointed by it to serve a one-year term, and one (1) designee of the Chief of Police; and

WHEREAS, the Township Committee seeks to complete its appointments to the TABS Committee.

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

1. The following individuals are appointed as public members of the Traffic and Bike Safety Committee, to the corresponding terms in office with applicable expiration dates:

Seat	Appointee	Duration of Term	Expiration Date
Seat 1	Mireia Naharro	Three Years	December 31, 2022
Seat 2	Patrick Castenie	Three Years	December 31, 2022
Seat 3	Kenneth Lehner	Two Years	December 31, 2021
Seat 4	Nausheen Hussain	Two Years	December 31, 2021
Seat 5	Jessica Carle	One Year	December 31, 2020

2. Deputy Mayor Cathy Weber is appointed as the Township Committee member of the Traffic and Bike Safety Committee, to a one-year term expiring on December 31, 2020.

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

2020-122

TOWNSHIP OF HOLMDEL
COUNTY OF MONMOUTH

RESOLUTION APPOINTING MEMBERS TO FINANCIAL ADVISORY COMMITTEE

WHEREAS, pursuant to Ordinance 2020-04, the Township Committee established the Financial Advisory Committee (“FAC”), which is to be codified at § 2-67; and

WHEREAS, pursuant to § 2-67.2, the FAC shall consist of seven members appointed by resolution of the Township Committee, including six public members to serve staggered three-year terms, and one member of the Township Committee to serve a one-year term; and

WHEREAS, the Township Committee seeks to complete its appointments to the FAC.

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

1. The following individuals are appointed as public members of the Financial Advisory Committee, to the corresponding terms in office with applicable expiration dates:

Seat	Appointee	Duration of Term	Expiration Date
Seat 1	Zach Gilstein	Three Years	December 31, 2022
Seat 2	Gerald Buffalino	Three Years	December 31, 2022
Seat 3	Gaurav Baveja	Two Years	December 31, 2021
Seat 4	Richard Larrabee	Two Years	December 31, 2021
Seat 5	Sudarshan Ahluwalia	One Year	December 31, 2020
Seat 6	John Yasnowski	One Year	December 31, 2020

2. Committeeman Prakash Santhana is appointed as the Township Committee member of the Financial Advisory Committee, to a one-year term expiring on December 31, 2020.

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

TOWNSHIP OF HOLMDEL
COUNTY OF MONMOUTH

RESOLUTION CONDITIONALLY ACCEPTING DEED OF CONSERVATION EASEMENT
AND DEVELOPER'S AGREEMENT RELATIVE TO SUBDIVISION APPROVAL ON
BLOCK 25, LOTS 21 and 21 QFARM

WHEREAS, on September 17, 2019, the Holmdel Township Planning Board adopted a resolution providing preliminary and final major subdivision approval with variances and waivers (the "Resolution") to applicant Prestige Custom Builders, LLC (Suzanne Padgett) ("Applicant"), relative to Block 25, Lots 21 and 21 QFarm, prior to subdivision ("Property"); and

WHEREAS, the Resolution requires the Applicant to provide the Township a certain deed of conservation easement; and

WHEREAS, the Resolution requires the Applicant to enter into a Subdivision Agreement/Developer's Agreement, including a provision that the Applicant shall comply with the Township's Development Fee Ordinance; and

WHEREAS, the Applicant has submitted a draft deed of conservation easement and draft Subdivision Agreement/Developer's Agreement, which are pending review and approval by the Township Attorney and Township Engineer; and

WHEREAS, the Township Committee seeks to conditionally approve acceptance of these instruments, subject to the final review and approval of the Township Attorney and Township Engineer.

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

1. The foregoing recitals are repeated as if set forth at length herein.
2. The Township Committee hereby accepts a deed of conservation easement submitted by Applicant encumbering the Property as provided in the Resolution.
3. The Township Committee hereby accepts and approves entry into a Subdivision Agreement/Developer's Agreement relative to the Property as provided in the Resolution.
4. The foregoing approvals are expressly conditioned upon final approval of each instrument by the Township Engineer and the Township Attorney as to form.
5. Upon approval by the Township Engineer and Township Attorney, the Township Clerk is authorized and directed to accept and record the respective instruments in the Office of the Monmouth County Clerk.

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

2020-124

TOWNSHIP OF HOLMDEL
COUNTY OF MONMOUTH

RESOLUTION CONDITIONALLY APPROVING FIRST ADDENDUM TO DEVELOPER'S
AGREEMENT RELATIVE TO SITE PLAN APPROVAL ON BLOCK 50.30, LOT 63.02

WHEREAS, on August 1, 2017, the Holmdel Township Planning Board adopted a resolution providing various site plan and subdivision approvals (the "Resolution") to applicant Hackensack Meridian Living at Holmdel, LLC ("Applicant"), relative to Block 50.30, Lot 63.02 (prior to the subdivision) ("Property"); and

WHEREAS, pursuant to the terms of the Resolution, the Applicant entered into a Developer's Agreement with the Township, which was recorded with the Monmouth County Clerk on November 29, 2018 at Deed Book OR-9322, Page 6380 ("Agreement"); and

WHEREAS, on December 3, 2019, the Holmdel Township Planning Board adopted a resolution modifying the relief contained in the Resolution, which does not require any further performance guarantee from the Applicant; and

WHEREAS, the Township and Applicant have agreed to enter into a first addendum to the Agreement, in order to memorialize the modifications made to the Resolution (the "Addendum"); and

WHEREAS, the Township Committee seeks to conditionally approve acceptance of and entry into the Addendum, subject to the final review and approval of the Township Attorney and Township Engineer.

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

1. The foregoing recitals are repeated as if set forth at length herein.
2. The Township Committee hereby approves entry into the Addendum. The Mayor and Deputy Mayor are each authorized to execute the instrument.
3. The foregoing approval is expressly conditioned upon final approval of the instrument by the Township Engineer and the Township Attorney as to form.
4. Upon approval by the Township Engineer and Township Attorney and execution by the Mayor or Deputy Mayor, the Township Clerk is authorized and directed to accept and record the instrument in the Office of the Monmouth County Clerk.

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

2020-125

**RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDING BETWEEN 2019
CURRENT APPROPRIATIONS PURSUANT TO NJSA 40A:4-58**

WHEREAS, New Jersey Statutes 40A:4-58 provides for transfers during the last two months of the fiscal year and the first three months of the succeeding year; and

WHEREAS, it has been determined that certain existing 2019 appropriations are not sufficient to meet the needs for the various departments.

NOW THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Holmdel that there be transferred from the following 2019 current appropriations the sums as set forth after each appropriation respectively:

SALARIES AND WAGES	FROM	TO
Finance	9,400	
Collection of Taxes	10,000	
TOTAL SALARY AND WAGES	19,400	
OTHER EXPENSES	FROM	TO
Engineering	7,500	
Electric	2,400	
Finance		9,400
Legal		17,500
Natural Gas		700
Telephone		1,700
TOTAL OTHER EXPENSES	9,900	30,300
TOTAL TRANSFER	29,300	29,300

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

**TOWNSHIP OF HOLMDEL
COUNTY OF MONMOUTH**

**RESOLUTION ACCEPTING DEED RESTRICTIONS RELATIVE TO BLOCK 9, LOT
5.02 AND 5.03**

WHEREAS, on October 29, 2019, the Holmdel Township Planning Board adopted a resolution approving various relief supplementing the past approval obtained by applicant Natalie J. Saegar, Trustee of the Saegar Living Trust (the “Amended Resolution”); and

WHEREAS, the Amended Resolution approved modifications to the impervious coverage restrictions contained in the original resolution, which are to be memorialized through deed restrictions; and

WHEREAS, the applicant has provided the Township with two deeds containing terms that incorporate the impervious coverage restrictions provided in the Amended Resolution, which designate the Township as a third-party beneficiary to same; and

WHEREAS, the two deeds have been reviewed by the Township Engineer and Township Attorney as to form.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Holmdel that the deeds described above are accepted by the Township of Holmdel as to third-party beneficiary status and in satisfaction of the requirements of the Amended Resolution.

BE IT FURTHER RESOLVED that the Mayor and the Township Clerk are hereby authorized and directed to take all appropriate steps to effectuate the foregoing, including the recording of the deeds in the Office of the Monmouth County Clerk.

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 March 10, 2020.

Wendy L Patrovich, RMC/CMR
Township Clerk

2020-127