RESOLUTION 2024-166

EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12(b), permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS the Colts Neck Township Committee finds that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Colts Neck Township Committee as follows:

1. The public shall be excluded from discussion of any action upon hereinafter specified subject matter;

2. The general nature of the subject matter to be discussed is as follows:

    a. Potential litigation confidential pursuant to N.J.S.A. 10:4-12(b)(7)

3. The Committee will not take action following closed executive session;

4. It is anticipated that the closed session will last approximately thirty minutes.

5. It is anticipated at this time the above-stated subject matter(s) will be made public when the need for confidentiality no longer exists; and

6. This Resolution shall become effective immediately.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 30th day of October 2024

_____

Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto					
Deputy Mayor Buss					
Viola					
Bartolomeo					
Fitzpatrick					
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

RESOLUTION 2024-167

ESTABLISHING FEES FOR TOWNSHIP POLICE SPECIAL ASSIGNMENTS

WHEREAS, Township ordinance §51-9 provides that rates for special assignment shall be set from time to time by resolution by the Township Committee; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Township Committee of Colts Neck Township that effective October 30, 2024 the fees and charges for police special assignments are as follows:

Fees and Charges

Any and all payments due under such an agreement for special assignments shall be paid 15 days from the date of billing. The following hourly fees shall be payable per officer for the following services:

(a) Services requested by a private entity:
- Total Rate is equivalent to the Top Step of the Collective Bargaining Agreement Overtime Rate broken down as follows:
  - Vehicle Use: $5.00
  - Township: 12.7% of the Total Rate after vehicle rate is deducted to the nearest dollar
  - Officer: Total Rate less amount paid to the Township

(b) Services requested by a school, church, or non-profit organization:
- Total Rate of $88.00 per hour broken down as follows:
  - Vehicle Use: $5.00
  - Township: 12.7% of the Total Rate after vehicle rate is deducted to the nearest dollar
  - Officer: Total Rate less amount paid to the Township

(c) In the event that a public or private entity requests long-term non-seasonal services that constitutes a full-time staffing of officers, the Chief of Police and Township Administrator may authorize and distribute, at their discretion, an hourly combined rate of from $50 to $80 per hour, plus any holiday rate agreed upon with the entity. This rate will be determined by duration of services needed and type of work involved. This agreement will be independent of any other services requested by other entities. In these instances, the Township shall receive 12.7% of the agreed upon rate.

(d) The minimum charge payable for such services shall be equal to a minimum of four hours for each officer contracted for with the Township. A cancellation fee equal to such minimum charge per officer shall be due and payable to the Township where the request for such service is canceled less than two (2) hours in advance of the scheduled commencement of such service.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to each of the following:

1. Daniel DeVito, Chief of Police;
2. Meghan Bennett, Esq., Township Attorney; and
3. John Antonides, Chief Financial Officer.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 30th day of October 2024

Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto					
Deputy Mayor Torchia Buss					
Viola					
Bartolomeo					
Fitzpatrick					
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

RESOLUTION 2024-168

ESTABLISHING FEES FOR TOWNSHIP POLICE SPECIAL ASSIGNMENTS LONG-TERM NON-SEASONAL SERVICES STONE HILL TRUST

WHEREAS, Township ordinance §51-9 provides that rates for special assignments shall be set from time to time by resolution by the Township Committee; and

WHEREAS, section (c) of Colts Neck Township resolution 2024-XX provides that in the event that a public or private entity requests long-term non-seasonal services that constitute a more full-time staffing of officers, the Chief of Police and Township Administrator may authorize and distribute, at their discretion, an hourly combined rate of from $50 to $80 per hour, plus any holiday rate agreed upon with the entity. This rate will be determined by duration of services needed and type of work involved. This agreement will be independent of any other services requested by other entities. In these instances, the Township shall receive 12.7% of the agreed upon rate; and

WHEREAS, Colts Neck Township has had a long-standing agreement with Stone Hill Trust to provide long-term services at Stone Hill Farm located at 145 Muhlenbrink Road, Colts Neck, New Jersey and desires to enter into an agreement for continued services to Stone Hill Farm in accordance with the above referenced ordinance and resolution; and

WHEREAS, the Chief of Police has recommended, and the Township Administrator agrees that a rate of $55.00 per hour effective October 30, 2024 is a fair and equitable rate for the services being provided to Stone Hill Farm.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Township Committee of Colts Neck Township that the fees to be charged Stone Hill Farm for police special assignment for long-term non-seasonal service is as follows:

- $55.00 per hour
  - Officer: $48.02 per hour
  - Township: $6.98 per hour

NOTE: Rates will be one and one-half (1 ½) times the pay rate if the service is provided on a Colts Neck Township Holiday

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to each of the following:

1. Gelfand, Rennert & Feldman LLC for Stone Hill Trust;
2. Daniel DeVito, Chief of Police;
2. Meghan Bennett, Esq., Township Attorney; and
3. John Antonides, Chief Financial Officer.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 30th day of October 2024

_____

Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto					
Deputy Mayor Torchia Buss					
Viola					
Bartolomeo					
Fitzpatrick					
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

RESOLUTION 2024-169

AUTHORIZING THE REMOVAL AND INSTALLATION OF STORAGE UNIT FOR POLICE FIREARMS RANGE KONYA'S MOBILE HOME SERVICES & REPAIR. INC. $25,000.00

BE IT RESOLVED by the Township Committee of Colts Neck Township that it hereby authorizes the installation of a paver walkway at the municipal complex, as follows:

SOLICITATION OF QUOTES

VENDOR: Konya's Mobile Home Service & Repair, Inc.
3605 U.S. 22
Somerville, NJ 08876

PURCHASE: Removal and installation of storage unit for police firearms range

AMOUNT: $ 25,000.00

BE IT FURTHER RESOLVED AND CERTIFIED by John Antonides, Chief Financial Officer that funds for this purpose are provided through the Capital Ordinance # 2017-14, Capital Budget Account # C-02—057-290, Capital Ordinance # 2020-13, Capital Budget Account # C-02—064-289, Capital Ordinance # 2021-11, Capital Budget Account # C-02—066-289, Capital Ordinance # 2024-16, Capital Budget Account # C-02—077-289; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute any documents in this regard; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the following:

1. Daniel DeVito, Chief of Police; and
2. John Antonides, Chief Financial Officer.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 30th day of October 2024.

_____
Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto					
Deputy Mayor Torchia Buss					
Viola					
Bartolomeo					
Fitzpatrick					
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

RESOLUTION 2024-170

AUTHORIZING ACCEPTANCE OF
A PERFORMANCE GUARANTEE FOR
A STREET OPENING PERMIT
BLOCK 5, LOT 1.06, 11 EAGLENEST ROAD

WHEREAS, on September 23, 2024, Township Engineer, Glenn Gerken issued a memo to Township Planner, Tim Anfuso approving the issuance of a street opening permit and suggesting the applicant submit a $1,000.00 performance guarantee; and

WHEREAS, on October 15, 2024, Township Planner, Tim Anfuso forwarded a memo to the Municipal Clerk with a copy of Check #4379 in the amount of $1,000.00 and requested that this be placed on the next available Township Committee agenda accepting the above-mentioned performance guarantee.

NOW THEREFORE BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to the recommendation of the Township Planner that it hereby authorizes the following for Block 5, Lot 1.06, 11 Eaglenest Road:

1. Acceptance of a Performance Guarantee in the amount of $1,000.00, Check #4379.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the following:

1. Timothy Anfuso, Township Planner; and
2. Glenn Gerken, Township Engineer; and
3. John Antonides, Chief Financial Officer

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 30th day of October 2024

_____
Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto					
Deputy Mayor Buss					
Viola					
Bartolomeo					
Fitzpatrick					
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

RESOLUTION 2024-171

RESOLUTION SUPPORTING THE SUBMISSION OF THE COLTS NECK TOWNSHIP FARMLAND PRESERVATION PROGRAM MUNICIPAL PLANNING INCENTIVE GRANT PROGRAM 2026 PLANNING ROUND APPLICATION

WHEREAS, the Agricultural Retention and Development Act establishes the State Agricultural Development Committee (SADC) to implement the preservation of farmland through the retirement of development rights and the acquisition of agricultural easements; and

WHEREAS, the SADC enacted the Planning Incentive Grant (PIG) Program in 1999 to enhance farmland preservation by providing grants to eligible counties and municipalities for easement acquisition; and

WHEREAS, Colts Neck has preserved over 1,000 acres of agricultural land through the SADC Farmland Preservation Program; and

WHEREAS, N.J.S.A. 2:76-17A.6 requires municipalities to submit annual Farmland Preservation Program Municipal Planning Incentive Grant applications for each year's funding round to be eligible to receive funding for that round; and

WHEREAS, the deadline to submit Colts Neck Township's Municipal Planning Incentive Grant for 2026 Planning Round is December 15, 2024; and

WHEREAS, N.J.S.A. 2:76-17A.6(a)iii(3) requires Municipal Planning Incentive Grant Applications be accompanied by a resolution of support from the Governing Body; and

WHEREAS, the Colts Neck Farmland Preservation Municipal Planning Incentive Grant Program 2025 Planning Round Application has been prepared by the Colts Neck Agricultural Advisory Committee and Timothy Anfuso, P.P., Township Planner; and

WHEREAS, the Township Committee has reviewed the Farmland Preservation Municipal Planning Incentive Grant Program 2026 Planning Round Application and supports its submission to the SADC.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Colts Neck Township in the County of Monmouth, and the State of New Jersey that it endorses and supports the submission of the Colts Neck Farmland Preservation Municipal Planning Incentive Grant Program 2026 Planning Round Application to the SADC.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the following:

1. Mr. Stephen Bruder, SADC
2. Ms. Harriet Honigfeld, MCADB
3. Colts Neck Township Agricultural Advisory Committee
4. Tim Anfuso, Township Planner, Colts Neck Township; and
5. John Antonides, Chief Financial Officer, Colts Neck Township

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 30th day of October, 2024

Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto					
Deputy Mayor Buss					
Viola					
Bartolomeo					
Fitzpatrick					
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

RESOLUTION 2024-172

RESOLUTION AUTHORIZING EXECUTION OF N.J.D.E.P. "TREATMENT WORKS APPROVAL" STATEMENT OF CONSENT FOR ORCHARD SHOPPING CENTER BLOCK 46, LOTS 13 & 14

WHEREAS, the Township Committee desires to provide for the orderly development of wastewater facilities within the Colts Neck; and

WHEREAS, the New Jersey Department of Environmental Protection (N.J.D.E.P.) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas be in conformance with an approved WQM plan; and

WHEREAS, Monmouth County Areawide Water Quality Management Plan includes an individual subsurface disposal system totaling greater than 2,000 gallons at the Orchards Shopping Center (Block 46, Lots 13 and 14); and

WHEREAS, the project proposes to reconstruct the existing septic disposal field in the same location as the current, as well as install an additional two 5,000 gallon grease trap tanks, and;

WHEREAS, the Township Health Officer carefully reviewed the NJDEP Treatment Works Application submitted by French and Parrello Associates for the Orchard Shopping Center and has recommended the Township adopt a resolution authorizing the Mayor to execute the Certification of Consent by the Governing Body ; and

WHEREAS, the Township Committee of Colts Neck Township finds that the project as proposed conforms with the requirements of the municipal ordinances, and;

WHEREAS, the Township Committee of Colts Neck Township consents to the submission of the Treatment Works Permit application to the Department of Environmental Protection for the proposed improvements to the Orchard Shopping Center; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Colts Neck in the County of Monmouth, and the State of New Jersey that it hereby approves and authorizes the Mayor to sign the Statement of Consent Form for the N.J.D.E.P. Treatment Works Approval for Orchard Shopping Center (Block 46, Lots 13 & 14).

BE IT FURTHE RESOLVED, that a copy of this resolution be forwarded to the following:

1. Timothy Anfuso, P.P., Township Planner
2. Tom Frank, Health Officer; and
3. Orchard Shopping Center, applicant

I, Trina Lindsey, do hereby certify the Foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 30th day of October 2024

_____

Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto					
Deputy Mayor Buss					
Viola					
Bartolomeo					
Fitzpatrick					
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

RESOLUTION 2024-173

AUTHORIZING THE MAYOR AND MUNICPAL CLERK TO EXECUTE SHARED SERVICES AGREEMENTS BETWEEN COLTS NECK TOWNSHIP AND THE TOWNSHIP OF MARLBORO FOR THE USE OF COLTS NECK TOWNSHIP'S FIRING RANGE BY THE TOWNSHIP OF MARLBORO'S POLICE DEPARTMENT AND FOR DECONTAMINATION SERVICES PROVIDED BY THE TOWNSHIP OF MARLBORO TO THE COLTS NECK TOWNSHIP POLICE, FIRE DEPARTMENT AND FIRST AID SQUAD

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et. Seq. permits municipalities and other local units to enter into Shared Services Agreements with other governmental units by adoption of a Resolution authorizing such shared services; and

WHEREAS, Colts Neck Township and the Township of Marlboro are local units defined by N.J.S.A. 40A:65-3; and

WHEREAS, Colts Neck Township and the Township of Marlboro are public bodies corporate and politic of the State of New Jersey and are authorized under New Jersey Law to enter into a Shared Service Agreement pursuant to the Act; and

WHEREAS, Colts Neck Township operates and maintains a Police Firearms Training Facility located at 231-A Route 34, Colts Neck, NJ 07722; and

WHEREAS, the Township of Marlboro Office of Emergency Management (OEM) operates and maintains a Decontamination Facility located at 1979 Township Drive, Marlboro, NJ 07746; and

WHEREAS, the Township of Marlboro has requested to utilize the Firearms Training Facility operated and maintained by Colts Neck Township; and

WHEREAS, Colts Neck Township and the Township of Marlboro have found it beneficial to enter into Shared Service Agreements for the above-mentioned uses; and

WHEREAS, the Chief of Police of Colts Neck Township has recommended that the Shared Services Agreements with the Township of Marlboro be renewed and will be effective through December 31, 2025 with the option of a one-year extension.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of Colts Neck Township that it hereby approves and authorizes the Mayor and Clerk to execute Shared Service Agreements between Colts Neck Township and the Township of Marlboro for the use of Colts Neck Township's firing range by the Township of Marlboro's Police Department and for decontamination services provided by the Township of Marlboro to the Colts Neck Township Police, Fire Department and First Aid Squad.

NOW, THEREFORE, BE IT FURTHER RESOLVED, a copy of this resolution will be provided to the following.

a. Township of Marlboro;
b. Daniel DeVito, Chief of Police, Colts Neck Township;
c. John Antonides, Chief Financial Officer, Colts Neck Township; and
d. Meghan Bennett, Township Attorney, Colts Neck Township

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 30th day of October 2024

_____

Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto					
Deputy Mayor Torchia Buss					
Viola					
Bartolomeo					
Fitzpatrick					
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					