RESOLUTION 2023-143

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 27th day of September 2023

_____

Trina Lindsey, Municipal Clerk

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

Governor's Council on Alcoholism and Drug Abuse
Authorizing Submission of an Application for DMHAS Grant Funding

RESOLUTION 2023-144

FORM 1B

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse (GCADA) established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey. In coordination with GCADA, the New Jersey Department of Human Services/Division on Mental Health and Addiction Services (DMHAS) has awarded a Youth Leadership Grant to the GCADA Municipal Alliance Program.

WHEREAS, The Township Committee of **Colts Neck Township**, County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Colts Neck Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Monmouth;

NOW, THEREFORE, BE IT RESOLVED by Colts Neck Township, County of Monmouth, State of New Jersey hereby recognizes the following:

1. The Township Committee does hereby authorize submission of an application for DMHAS Grant funding for the Colts Neck Municipal Alliance for Year One Grant Term 9/1/23 – 9/30/25
   DMHAS Grant Funding $ 3,314.33

2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
Sue Fitzpatrick, *Mayor*

CERTIFICATION

I, Trina Lindsey, Municipal Clerk of Colts Neck Township, County of Monmouth, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council on this

_____day of_____ (month), _____ (year).

_____
Trina Lindsey, Municipal Clerk

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

RESOLUTION 2023-145

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE DEED OF VACATION OF DECLARATION OF COVENANTS AND RESTRICTIONS ON BLOCK 48, LOT 6, COMMONLY KNOWN AS 297 ROUTE 34

WHEREAS, Robert Vaccaro, aka Gindanna Corp. received Preliminary and Final Major Site Plan approval to construct an 11,538 square foot shopping center and 6,000 square foot office building on Block 48, Lot 6, commonly known as 297 Route 34, as part of Planning Board applications PB625B and PB640A; and

WHEREAS, in accordance with said approvals a Declaration of Covenants and Restrictions was dedicated to Colts Neck Township and recorded on June 12, 2008, in the Monmouth County Clerk's Office in Deed Book OR-8726 on Page 8081 which mandated the shopping center contain 6 or more tenants and prohibited basement construction; and

WHEREAS, the shopping center and office building have not been constructed and the Grantor has abandoned the project; and

WHEREAS, the Grantor of the Declaration of Covenants and Restrictions has received a subsequent approval from the Colts Neck Zoning Board to construct a self-service car wash with three full-service detail bays (ZB1093); and

WHEREAS, the Declaration of Covenants and Restrictions recorded in the Monmouth County Clerk's Office Deed Book Deed Book OR-8726 on Page 8081 is no longer needed to fulfill a public purpose and can be released by the Township of Colts Neck.

NOW, THEREFORE, BE IT RESOLVED by the Colts Neck Township Committee, in the County of Monmouth, and the State of New Jersey that it hereby approves and authorizes the Mayor to sign the Deed of Vacation of Declaration of Covenants and Restriction for Block 48, Lot 6.

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 27th day of September 2023

_____

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2023-146

AUTHORIZING AWARD OF CONTRACT
FY 2023 NJDOT MUNICIPAL AID ROAD PROGRAM PHASE II
IMPROVEMENTS TO CEDAR DRIVE FROM
BUCKS MILL ROAD TO DUTCH LANE ROAD

WHEREAS, Colts Neck Township solicited formal bids for the FY2023 Municipal Aid Road Improvements Program Phase II, improvements to Cedar Drive from Bucks Mill Road to Dutch Lane Road; and

WHEREAS, the Township Engineer received and publicly opened eight (8) bids on September 22, 2023 and has made a recommendation to award the following contract, subject to review and approval of New Jersey Department of Transportation (NJDOT).

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Colts Neck Township that it hereby awards a contract in this regard as follows:

Vendor: S Brothers, Inc.
16 Sobechko Road
Manalapan, NJ 07726

Total Bid:

Budget Account No. C-02—072-228

Amount: $539,031.12

BE IT FURTHER RESOLVED, John Antonides, Chief Financial Officer has hereby certified that funds are available under the account listed.

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

1. S. Brothers, Inc.;
2. Glenn Gerken, Township Engineer;
3. Kathleen Capristo, Township Administrator;
4. John Antonides, Chief Financial Officer; and
5. Meghan Bennett, Esq., Township Attorney.

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 27th day of September 2023.

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2023-147

AUTHORIZING AWARD OF CONTRACT FOR FURNISHING AND DELIVERING OF LEAF COLLECTION SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS OF COLTS NECK TOWNSHIP OCTOBER 23, 2023 – JANUARY 17, 2025

WHEREAS, under the Local Public Contracts Law N.J.S.A. 40A:11-8 Colts Neck Township issued Notices to Bidders for the Furnishing and Delivering of Leaf Collection Services for the Department of Public Works of Colts Neck Township, which were published in the Asbury Park Press on May 16, 2023, July 2, 2023 and August 15, 2023 respectively; and

WHEREAS, four bids were received on June 13, 2023 and publicly opened, four bids were received and publicly opened on July 19, 2023 and three bids were received and publicly opened on August 29, 2023 pursuant to law; and

WHEREAS, the Township Committee of Colts Neck Township adopted Resolutions 2023-110, 2023-132 and 2023-140 rejecting all bids pursuant to N.J.S.A 40A:11-13.2, "the contracting unit wants to substantially revise the specifications for goods or services", and "the lowest responsible bid substantially exceeds the cost estimates for the goods or services; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5, the contract may then be negotiated and may then be awarded by adoption of a resolution by a two-thirds affirmative vote of the authorized membership of the Governing Body; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Colts Neck Township that it hereby awards a contract for said leaf collection and delivering services as follows:

Vendor:	Bennett Property and Design Works PO Box 4082 Middletown, NJ 07748
Duration:	October 23, 2023 – January 17, 2025
Amount:	$299,880.00 per year
Budget Account No.	3-01—024-463

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 27th day of September 2023

_____

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2023-148

AUTHORIZING ACCEPTANCE OF A PERFORMANCE GUARANTEE AND INSPECTION FEE FOR A STREET OPENING PERMIT FOR BLOCK 34, LOT 3.08 – 26 RAVEN ROAD

WHEREAS, on August 31, 2023, Township Engineer, Glenn Gerken issued a memo addressed to the Township Planner, Timothy Anfuso recommending that approval of a street opening permit, and suggestion of a $1,000 performance guarantee and $320.00 inspection fee; and

WHEREAS, Township Planner, Timothy Anfuso collected the $1,000 performance guarantee and $320.00 inspection fee and issued a memo to the Municipal Clerk dated September 14, 2023 requesting a resolution of the Township Committee to accept the performance guarantee and inspection fee.

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 34, Lot 3.08, 26 Raven Road:

1. Acceptance of $1,000 performance guarantee, check# 231 dated September 14, 2023.
2. Acceptance of $320.00 inspection fee, check# 232 dated September 14, 2023.

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

1. Timothy Anfuso, Township Planner; 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 27th day of September 2023

_____
Trina Lindsey, Municipal Clerk

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