RESOLUTION 2023-112

RESOLUTION REQUESTING THE PLACEMENT OF A REFERENDUM ON THE OFFICIAL BALLOT FOR THE NEXT GENERAL ELECTION OF NOVEMBER 7, 2023 AUTHORIZING THE INCREASE OF THE ANNUAL LEVY FOR OPEN SPACE, FARMLAND AND HISTORIC PRESERVATION WITHIN COLTS NECK TOWNSHIP

WHEREAS, the Township Committee of Colts Neck Township recognizes the benefits to the residents of the Township and to society in general of preserving open space and setting aside property for conservation, farmland and historic preservation, which will benefit not only the present residents, but future generations as well; and

WHEREAS, the Township, desires to ascertain the approval of the Township's voters with regard to increasing the annual levy of $0.012 per $100 to $0.025 per $100 of assessed valuation of real property for open space, farmland and historic preservation purposes; and

WHEREAS, the Township Committee desires to submit to the voters of the Township Committee, pursuant to *N.J.S.A. 40:12-15.7*, a proposition authorizing the increase of the annual levy in the aforesaid amount.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Township Committee of Colts Neck Township that the Township hereby requests the Monmouth County Clerk of Elections to place, on the official ballot to be used in the next General Election to be held on November 7, 2023, the following question:

COLTS NECK TOWNSHIP QUESTION #1

Should Colts Neck Township increase the annual levy for Open Space, Farmland and Historic Preservation, within Colts Neck Township from the amount of $0.012 per $100 to the amount of $0.025 per $100 of assessed valuation of real property?

EXPLANATORY STATEMENT

The proposed referendum seeks to increase the dedicated farmland, open space and historic preservation tax from the current $0.012 to $0.025 per $100 of assessed valuation. The increase is being proposed to provide additional funds to afford the Township the ability to acquire additional land dedicated for farmland, open space and/or historic preservation, in furtherance of the Township's commitment to maintaining the rural character of the Township by preserving open space.

For an average home assessed at $1,028,755, this would increase the tax payment from $38.56 per year to $89.90 per year. Revenues from this dedicated open space tax will be used for farmland, open space and historic preservation, including debt service.

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

a. Monmouth County Clerk of Elections;
b. Monmouth County Board of Elections; and
c. Director, Division of Local Government Services, New Jersey Department of Community Affairs.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of the Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 28th day of June 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 2023-113

APPROVING AND AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN COLTS NECK TOWNSHIP AND THE COLTS NECK TOWNSHIP SCHOOLS BOARD OF EDUCATION (SPECIAL LAW ENFORCEMENT OFFICERS III, SLEO III)

WHEREAS, pursuant to N.J.S.A 40A:65-1 et seq., municipalities and local boards of education may enter into agreements for shared services to provide or receive any service that the local unit participating agreement is empowered to provide or receive within its own jurisdiction; and

WHEREAS, the agreement must comply with the requirements of N.J.S.A. 40A:65-7 and specify the services to be performed under the agreement, procedures for payment, and assignment and allocation of responsibility for meeting standards between and among the parties; and

WHEREAS, Colts Neck Township and the Colts Neck Township Schools Board of Education desire to join together to provide a Class III Special Law Enforcement Officer (SLEO III) position for the time specified as 2023/2024 ending June 30, 2024 pursuant to the attached Shared Service Agreement; and

WHEREAS, Colts Neck Township desires to enter into an agreement with the Colts Neck Township Schools Board of Education for the purpose of setting forth the terms and conditions regarding the assignment of the Class III Special Law Enforcement Officer (SLEO III) position.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of Colts Neck Township that it hereby approves and authorizes the Mayor, Administrator, and Clerk to execute a shared service agreement between Colts Neck Township and the Colts Neck Township Schools Board of Education for the period 2023/2024 ending June 30, 2024.

BE IT FURTHER RESOLVED that a copy of this resolution and agreement be provided to:

1) Dr. MaryJane Garibay, Superintendent of Schools, CNBOE;
2) Mr. Vincent Marasco, CNBOE;
3) Paul Santucci, Chief of Police;
4) John Antonides, Chief Financial Officer; and
5) Kathleen Capristo, Township Administrator

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 28th day of June 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 2023-114

APPROVING AND AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN COLTS NECK TOWNSHIP AND THE FREEHOLD REGIONAL HIGH SCHOOL DISTRICT BOARD OF EDUCATION (SPECIAL LAW ENFORCEMENT OFFICERS III, SLEO III)

WHEREAS, pursuant to N.J.S.A 40A:65-1 et seq., municipalities and local boards of education may enter into agreements for shared services to provide or receive any service that the local unit participating agreement is empowered to provide or receive within its own jurisdiction; and

WHEREAS, the agreement must comply with the requirements of N.J.S.A. 40A:65-7 and specify the services to be performed under the agreement, procedures for payment, and assignment and allocation of responsibility for meeting standards between and among the parties; and

WHEREAS, Colts Neck Township and the Freehold Regional High School District Board of Education desire to join together to provide a Class III Special Law Enforcement Officer (SLEO III) position for the time specified as June 30, 2023 – June 30, 2024 pursuant to the attached Shared Service Agreement; and

WHEREAS, Colts Neck Township desires to enter into an agreement with the Freehold Regional High School District Board of Education for the purpose of setting forth the terms and conditions regarding the assignment of the Class III Special Law Enforcement Officer (SLEO III) position.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of Colts Neck Township that it hereby approves and authorizes the Mayor, Administrator, and Clerk to execute a shared service agreement between Colts Neck Township and the Freehold Regional High School District Board of Education for the period commencing June 30, 2023 and ending June 30, 2024.

BE IT FURTHER RESOLVED that a copy of this resolution and agreement be provided to:

1) Sean Boyce, Assistant Superintendent;
2) Paul Santucci, Chief of Police;
3) John Antonides, Chief Financial Officer; and
4) Kathleen Capristo, Township Administrator

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 28th day of June 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 2023-115

Approving Insertion of Special Item of Revenue -
Alcohol and Drug Abuse Grant

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Colts Neck Township has received a grant of $ 9,730.00 from the State of New Jersey and wishes to amend its 2023 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Committee of Colts Neck Township hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of $ 9,730.00 which is now available as a revenue from:

MISCELLANEOUS REVENUES

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

State and Federal Revenues Off-Set with Appropriations:

Alcohol and Drug Abuse Grant

pursuant to provisions of Statute, and

BE IT FURTHER RESOLVED that a like sum of . . . . . $ 9,730.00 be and the same is hereby appropriated under the caption of:

GENERAL APPROPRIATIONS

(a) Operations Excluded from 5% CAPS

State and Federal Programs Off-Set by Revenues:

Alcohol and Drug Abuse Grant -

Other Expenses

BE IT FURTHER RESOLVED that the CFO electronically file this Resolution with the Director of Local Government Services.

I hereby certify the foregoing to be
a true copy of a Resolution adopted
by the Township Committee of
Colts Neck Township on the 28th
day of June, 2023.

_____
Trina Lindsey, Municipal Clerk

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

RESOLUTION 2023-116

RESOLUTION AUTHORIZING SIX CHANGE ORDERS TO THE CONTRACT AWARDED TO HALL BUILDING CORPORATION FOR THE CONSTRUCTION OF THE NEW MUNICIPAL BUILDING LOCATED IN COLTS NECK TOWNSHIP

WHEREAS, by Resolution 2021-82, dated April 28, 2021, Colts Neck Township ("Township") authorized the construction of a new municipal building to house the Township's police department, various public meeting rooms, and administrative departments (the "Project"); and

WHEREAS, in accordance with New Jersey's Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.), the Township solicited bids for the construction of the new municipal building pursuant to an open and competitive bidding process; and

WHEREAS, the contract was awarded per Resolution 2021-82 to Hall Building Corporation for a contract price of $9,340,000 (the "Contract Price"); and

WHEREAS, six (6) additional work items are necessary for the proper completion of the Project (the "Work Items"); and

WHEREAS, the Township has decided it is in the best interest of the to modify the Contract Price to account for the addition of the proposed Work Items to the Project via six (6) proposed change orders (the "Change Orders");

NOW THEREFORE BE IT RESOLVED, by the Township Committee of Colts Neck Township that the Township hereby authorizes the Change Orders to include the following Works Items in the Project, thereby modifying the total Contract Price in accordance with the following schedule:

	Work Item	**Change in Price**
Change Order 48	Provide additional rebar dowels in detention area	$591.15
Change Order 49	Change hardware per the approved submittals	$6,000.00
Change Order 50	Relocate diffusers at sidewalls of lobby	$4,000.00
Change Order 51	Add mounting plates to door closures	$6,000.00
Change Order 52	Provide diamond plate lid for fire pump	$557.66
Change Order 53	Remove unsuitable soil as directed by geotechnical inspector	$2,542.06
NEW TOTAL CONTRACT PRICE		$9,885,293.27

BE IT FURTHER RESOLVED, the Township Administrator, Mayor, and Township Clerk are hereby authorized and directed to take all steps necessary for Hall Building Corporation to modify the scope of the Project with the Change Orders to include the additional Work Items and modify the total Contract Price to reflect the new total Contract Price of $9,885,293.27. A copy of the executed Change Orders for the modification of Work Items and Contract Price shall be filed with the Township Clerk and shall be available for public inspection; and

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

1. Hall Building Corporation, Contractor;
2. Goldstein Partnership, Project Architect;
3. Joseph Griffin, Project Engineer;
4. Kathleen Capristo, Township Administrator;
5. John Antonides, Township Chief Financial Officer;
6. Meghan Ann Bennett, Esq., Township Attorney.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of the Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 28th day of June 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 2023-117

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE MA-2024 – IMPROVEMENTS TO HEYERS HILL ROAD - 00353

NOW THEREFORE BE IT RESOLVED, that the Township Committee of Colts Neck Township formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED, that the Mayor and the Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA 2024-Improvements to Heyers Mills Road – Conover Road to Heritage Lane - 00353 to the New Jersey Department of Transportation on behalf of Colts Neck Township; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of Colts Neck Township and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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 28th day of June 2023

_____
Trina Lindsey, Municipal Clerk

My signature and the Municipal Seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____ _____
Municipal Clerk Mayor

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 2023-118

CONFIRMING APPOINTMENT
TO
THE HISTORIC PRESERVATION COMMITTEE

BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to Chapter 32 of the Code of Colts Neck Township that the following appointments be and are confirmed to the Historic Preservation Committee:

JEANETTE MORIARTY — TERM EXPIRES 12/31/23

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

1. All member so appointed; and
2. Historical Preservation Committee.

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 the regular meeting held on the 28th day of June 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 2023-119

APPROVING RENEWAL OF LIQUOR LICENSE
FOR THE 2023/2024 LICENSE YEAR

WHEREAS, certain individuals, corporations and associations have made an application to the Township Committee of Colts Neck Township for renewal of plenary retail consumption licenses, club licenses and plenary retail distribution licenses for the period of July 1, 2023 – June 30, 2024; and

WHEREAS, said applicant(s) has deposited the necessary renewal fee with the Municipal Clerk and received the required Tax Clearance Certificate from the Department of Treasury, Division of Taxation as well as all background checks have been completed by the Colts Neck Police Department.

NOW THEREFORE BE IT RESOLVED by the Township Committee of Colts Neck Township that the following Retail Liquor Licenses are approved for renewal for the 2023/2024 license year:

APPLICANT	ADDRESS	TRADING AS	LICENSE NO.
323 Colts Neck, LLC	323 Route 34	Via Sposito	1309-33-006-004

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 28th day of June 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					