

Mayor
ANTHONY TALERICO, JR.

Council
KEVIN L. GONZALEZ, President
MARK REGAN, JR.
MARIA ESCALANTE
DANIELLE M. JONES
DAVID GINDI
EVERETT D. LUCAS



BOROUGH OF EATONTOWN
47 Broad Street
Eatontown, New Jersey 07724

AGENDA

Mayor and Council
Wednesday, August 24, 2022

Interim Administrator
WILLIAM P. LUCIA III

Borough Clerk
JULIE MARTIN

Borough Attorney
ANDREW BAYER

Borough Engineer
EDWARD HERRMAN

This meeting has been advertised in accordance with the Open Public Meetings Act: A notice of the meeting has been published in the Asbury Park Press, Star Ledger and the Link News, posted on the bulletin board in the lobby of Borough Hall, and posted to the Borough website. Public Comment is welcome at any time.

WORKSHOP 7:00 pm

1. Roll Call, Flag Salute
2. Proclamation - Overdose Awareness
3. **CLOSED SESSION**

Resolution 187-2022

- 1) Contract Negotiations - Monmouth Mall
- 2) Potential Litigation - Police Off Duty Management
- 3) Attorney Client Privilege - CSLR Licensing

REGULAR MEETING 7:30 pm (or as soon thereafter)

1. Roll Call
2. **APPROVAL OF MINUTES** (vv)
 - A. Workshop/Regular Meeting/Closed Session - 8/10/2022
 - B. Special Meeting - 8/15/2022
3. **COMMUNICATIONS**
 - A. West Long Branch Board of Adjustment Notice of Hearing, Blk 60, Lot 213.17 (8/25/22)
 - B. JCP&L Notice of a Filing and Notice of Public Hearings for the Universal Service Fund Program Factor within the Societal Benefits Charge Rate Pursuant to NJSA 48:2-21 and NJSA 49:2-21.1
 - C. JCP&L Notice of a Filing and Notice of Public Hearings in the Matter of the Provision of Basic Generation Service ("BGS") for the Period Beginning June 1, 2023
 - D. JCP&L Public Notice (SREC, TREC, EE&C, Rider RRRRC Components)
 - E. JCP&L Public Notice (Review/Approval of Deferred Balances)
 - F. Ocean Township Resolution Adopting Approved Planning Board Meeting Dates
 - G. NJ American Water Granted New Rates
 - H. DuBois & Assoc., Freshwater Wetlands Letter of Interpretation/Regulatory Line Verification, Old Orchard Country Club
4. **MAYOR'S REPORT** - Mayor Talerico
5. **REPORTS OF COMMITTEES**
 - A. POLICE, PUBLIC LIGHTS & PARKING - Council President Gonzalez
 - B. EMERGENCY SERVICES - Councilmember Regan, Jr.

- C. PARKS & RECREATION - Councilmember Escalante
 - D. FINANCE & ORDINANCE - Councilmember Jones
 - E. PUBLIC WORKS & INSURANCE - Councilmember Gindi
 - F. PUBLIC BUILDINGS & TENANTS RIGHTS - Councilmember Lucas
6. ADMINISTRATOR'S REPORT - Interim Administrator Lucia
7. HEARING - BOARDING HOUSE/ROOMING HOUSE - Safe Harbor
8. PRESENTATIONS - CANNABIS APPLICATIONS - HarvestWorks Farm and Cana-Bosem, LLC
9. OLD BUSINESS
- A. ORDINANCE ADOPTION (rc)
- 1) Ordinance 15-2022 - An Ordinance Amending Chapter 158 of the Borough Code Entitled "Fire Hydrants" Creating A New Section 158-4 Entitled "Obstruction of Fire Hydrants" - **Public Hearing/Adoption**
 - 2) Ordinance 16-2022 - An Ordinance Amending Chapter 250 of the Borough Code Entitled "Property Maintenance" Adopting and Incorporating the International Property Maintenance Code for the Regulation of Property, Buildings and Structures - **Public Hearing/Adoption**
 - 3) Ordinance 17-2022 - An Ordinance Authorizing the Conveyance of a Temporary Access and Construction Easement to New Jersey-American Water Company, Inc. for the Property Designated as Block 401, Lots 10, 11, 129 and 130 and a Perpetual Easement for the Property Designated at Block 401, Lots 11, and 129 for the Purposes of Installing and Maintaining Water Mains - **Public Hearing/Adoption**
10. PUBLIC COMMENT ON AGENDA ITEMS ONLY
11. BILLS & CLAIMS AND BI-WEEKLY PAYROLL (vv)
12. NEW BUSINESS
- A. ORDINANCE INTRODUCTION (rc)
- Ordinance 18-2022 - An Ordinance Amending Chapter 35 of the Borough Code "First Aid and Fire Company Volunteers", Article One "General Provisions" Creating a New Section 35-5.1 Entitled "First Aid Service for Patient Care Facilities" and Amending Section 35-1 "Definitions" - **First Reading/Introduction (Public Hearing 9/14/22)**
- B. CONSENT AGENDA RESOLUTIONS (rc)
- (All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request an item be removed for separate consideration).
- 1) Resolution 188-2022 - Auth. Participation in Intra-County Mutual Aid and Assistance Agreements with Participating Units in the County of Monmouth
 - 2) Resolution 189-2022 - Auth. Refund of Tax Overpayment
 - 3) Resolution 190-2022 - Auth. Refund of Overpaid Property Taxes Due to Appeal
 - 4) Resolution 191-2022 - Auth. Clerk/QPA to Prepare, Advertise and Receive RFPs for Rehabilitation Program Administrator and Affordable Housing Administrative Agent
 - 5) Resolution 192-2022 - Renewal of Membership in the Monmouth Joint Insurance Fund
 - 6) Resolution 193-2022 - Opposing the Proposed Increases to the State Health Benefits Program
 - 7) Resolution 194-2022 - Auth. Release of Escrow, Artis Senior Living of Eatontown (Blk 2002, Lot 59)
 - 8) Resolution 195-2022 - Auth. Engineer to Perform Conditions Assessment Evaluating 2 Drainage Structures, Arboretum
 - 9) Resolution 196-2022 - Auth. Release of Escrow Funds to First Hartford Realty Corporation (Blk 201, Lots 10-12)
 - 10) Resolution 197-2022 - Auth. Engineering Svcs., Ind. Way West Roadway Improvements Phase 3 (NJDOT)
 - 11) Resolution 198-2022 - Auth. Engineering Svcs., to Perform Evaluation of Roadway and Drainage Issues
 - 12) Resolution 199-2022 - Approving Change Order #1, Demolition at the Nicodemus Park Parcel
 - 13) Resolution 200-2022 - Licensing, Safe Harbor

C. CONSENT AGENDA MOTIONS (vv)

1) Acceptance of Planning/Zoning Report, July 2022

12. REMARKS OF COUNCIL AND CITIZENS

13. ADJOURNMENT (vv)

***The next meeting of the Governing Body is
Wednesday, September 14, 2022 @ 7:00 p.m.***

RESOLUTION 187-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AUTHORIZING EXECUTIVE SESSION UNDER THE OPEN PUBLIC MEETINGS ACT
FOR THE MAYOR AND COUNCIL OF THE BOROUGH OF EATONTOWN**

WHEREAS, pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., a municipality may exclude the public from a meeting of the Municipal Council where the Council intends to discuss certain matters for which privacy is needed in order to protect the public interest or certain enumerated private interests; and

WHEREAS, it is necessary for the Mayor and Council of the Borough of Eatontown to discuss in session not open to the public certain matters that are required by law to be confidential, more specifically:

- 1) Contract Negotiations - Monmouth Mall
- 2) Potential Litigation - Police Off Duty Management
- 3) Attorney Client Privilege - CSLR Licensing

WHEREAS, it is anticipated that the minutes from the deliberations conducted in closed session may be disclosed to the public upon the determination that the public interest will no longer be served by such confidentiality.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Eatontown do hereby authorize the above-referenced executive session to be held closed to the public, on August 24, 2022.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on August 24, 2022. Julie Martin, RMC, Borough Clerk
Council President Gonzalez							
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Mayor Talerico							

ORDINANCE 15-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

AN ORDINANCE AMENDING CHAPTER 158 OF THE BOROUGH CODE ENTITLED "FIRE HYDRANTS" CREATING A NEW SECTION 158-4 ENTITLED "OBSTRUCTION OF FIRE HYDRANTS"

WHEREAS, the Borough's Code Enforcement Division is recommending that the Borough Council amend the Borough Code to prevent the obstruction of fire hydrants and Fire Department connections; and

WHEREAS, the Borough Council believes it is in the best interest of its residents and taxpayers to adopt the recommendation of Code Enforcement for public health, safety and welfare reasons.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that Chapter 158 of the Borough Code is hereby amended to create a new Section 158-4 entitled "Obstruction of Fire Hydrants:" as follows:

Section 158-4 of the Borough Code is hereby amended and shall read as follows:

Obstruction of Fire Hydrants. No one shall obstruct or block the Fire Department's connections as defined by the National Fire Protection Association standards #s 1, 13 and 25 and/or fire hydrants at any time.

BE IT FURTHER ORDAINED that the existing Section 158-4 of the Code entitled "Violations and penalties" shall now set forth in and codified as Section 158-5 of the Borough Code.

BE IT FURTHER ORDAINED, that

- A. All other Ordinances or provisions of the Code of the Borough of Eatontown or parts thereof, which are inconsistent with any provisions in this Ordinance, are hereby repealed to the extent of such conflict or inconsistency.
- B. If any provision or portion of this Chapter is held to be unconstitutional, preempted by Federal or State Law or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.
- C. This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED: AUGUST 10, 2022
PUBLIC HEARING: AUGUST 24, 2022

APPROVED:

ATTEST:

Anthony Talerico, Jr. Mayor
Date:

Julie Martin, Municipal Clerk
Date:

ORDINANCE 16-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

AN ORDINANCE AMENDING CHAPTER 250 OF THE BOROUGH CODE ENTITLED "PROPERTY MAINTENANCE" ADOPTING AND INCORPORATING THE INTERNATIONAL PROPERTY MAINTENANCE CODE FOR THE REGULATION OF PROPERTY, BUILDINGS AND STRUCTURES

WHEREAS, the Borough's Construction Department is recommending that the Borough Council adopt the International Property Maintenance Code to establish minimum standards for continued use and maintenance of building elements, site conditions, swimming pools, plumbing, mechanical, electrical and fire protection systems in existing residential and non-residential structures essential to ensure that structures are safe, sanitary and fit for occupancy and use as well as the demolition of such structures are done in a sound manner; and

WHEREAS, the Borough Council believes it is in the best interest of its residents and taxpayers to adopt the International Property Maintenance Code for public health, safety and welfare reasons.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that Chapter 250 of the Borough Code is hereby amended to create Section 250-.1 entitled "International Property Maintenance Code" as follows:

Chapter 250-.1 shall read as follows:

International Property Maintenance Code. The Borough of Eatontown hereby establishes and adopts the most recently approved New Jersey Department of Community Affairs versions of the International Property Maintenance Code as the property maintenance code for the Borough of Eatontown for the control of property, buildings and structures as defined therein; and each and all of the regulations, provisions, penalties, conditions and terms of the International Property Maintenance Code are hereby referred to, adopted and made a part hereof, as if fully set out herein with the additions prescribed in Sections 250-1 through 250-7. Should the New Jersey Department of Community Affairs subsequently adopt a newer version of the International Property Maintenance Code, this ordinance hereby incorporates and approves the later adopted version.

[Chapter 250-1 through Chapter 250-7 No Changes]

BE IT FURTHER ORDAINED, that

- A. All other Ordinances or provisions of the Code of the Borough of Eatontown or parts thereof, which are inconsistent with any provisions in this Ordinance, are hereby repealed to the extent of such conflict or inconsistency.
- B. If any provision or portion of this Chapter is held to be unconstitutional, preempted by Federal or State Law or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.
- C. This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED: AUGUST 10, 2022

PUBLIC HEARING: AUGUST 24, 2022

ORDINANCE 17-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF A TEMPORARY ACCESS AND
CONSTRUCTION EASEMENT TO NEW JERSEY-AMERICAN WATER COMPANY, INC. FOR THE
PROPERTY DESIGNATED AS BLOCK 401, LOTS 10, 11, 129 AND 130 AND A PERPETUAL
EASEMENT FOR THE PROPERTY DESIGNATED AS BLOCK 401, LOTS 11 AND 129 FOR THE
PURPOSES OF INSTALLING AND MAINTAINING WATER MAINS**

WHEREAS, under the Local Land and Buildings Law, N.J.S.A. 40A:12-1 et. seq., the Borough of Eatontown (the "Borough") is authorized to convey real property or any interest in real property by private sale to a utility company; and

WHEREAS, New Jersey- American Water Company, Inc. requested that the Borough convey a 20' wide temporary access and construction easement in connection with the property designated as Lots 10, 11, 129 and 130 in Block 401 on the Tax Map of the Borough of Eatontown as described by metes and bounds as set forth in Schedule A and as depicted in the Easement Sketch set out in Exhibit B for the purpose of maintaining installing, laying, maintaining, inspecting, removing, repairing, renewing, replacing, relaying and adding to from time to time pipe or pipes, with necessary fittings, appurtenances and attached facilities, including laterals and connections (collectively "Water Mains") for the transmission and distribution of water (the "Construction Easement") to service Eatontown, Fort Monmouth, Tinton Falls and Oceanport; and

WHEREAS, New Jersey-American Water Company Inc. requested that the Borough convey a 30' wide perpetual easement for the property designated as Lots 11 and 129 in Block 401 on the Tax Map of the Borough of Eatontown, County of Monmouth, State of New Jersey (the "Permanent Easement") as described by metes and bounds as set forth in Exhibit C and as depicted in the Easement Sketch set out in Exhibit B for the purpose of installing, laying, operating, maintaining, inspecting, removing, repairing, renewing, replacing, relaying and adding to from time to time Water Mains for the transmission and distribution of water in exchange for the payment of \$25,000.; and

WHEREAS, the Borough Council finds it to be in the best interests of the Borough and its residents to authorize the conveyance of the Construction Easement and the Permanent Easement to New Jersey-American Water Company, Inc. to enhance the supply of water to the Borough and its immediate vicinity.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Eatontown, County of Monmouth and State of New Jersey, that it hereby approves the conveyance of the Construction Easement and the Permanent Easement to New Jersey- American Water Company, Inc. in exchange for the payment of \$25,000 and the Mayor is authorized to execute the Deed of Easement and Right-of-Way Agreement as between the Borough of Eatontown and New Jersey American Water Company, Inc. in a form approved by the Borough Attorney.

IT IS FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

IT IS FURTHER ORDAINED that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

IT IS FURTHER ORDAINED that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

DATE INTRODUCED: 8/10/2022

DATE ADOPTED: 8/24/2022

APPROVED:

ATTEST:

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BOROUGH OF EATONTOWN
Bill List By Vendor Id

Page No: 1

P.O. Type: All
Range: First to Last
Format: Condensed

Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

Vendor #	Name	Status	Amount	Void Amount	Contract	PO Type
PO #	PO Date Description					
4IMP001	4 IMPRINT USA					
22-01043	05/03/22 CONSTRUCTION CONE STRESS RELIE	Open	1,299.76	0.00		
8X8IN005	8X8 INC					
22-01878	08/15/22 BORO PHONE SERVICES	Open	2,651.37	0.00		
ACCU001	ACCURATE ARCHERY TAG					
22-00778	03/28/22 ARCHERY TAG SUMMER CAMP	Open	450.00	0.00		
AHA002	AFFORDABLE HOUSING ALLIANCE IN					
22-01705	07/25/22 Annual Contract Admin Fee	Open	6,500.00	0.00		
AHFE001	ALL HANDS FIRE EQUIPMENT					
22-01132	05/16/22 FIRE DEPT FORCE ENTRY TOOLS	Open	453.60	0.00		
22-01613	07/18/22 FIRE DEPT REFLECTIVE PLATES	Open	171.99	0.00		
			625.59			
AHH001	AMERICAN HOSE & HYDRAULICS INC					
22-01550	07/08/22 TUB GRINDER-REPAIR CYL	Open	2,458.72	0.00		
ALLE002	ALLEGRA					
22-01586	07/13/22 Code Sticky Notes	Open	290.00	0.00		
AMAZ001	AMAZON.COM SERVICES INC					
22-01666	07/20/22 12 V Battery Pack	Open	37.61	0.00		
22-01716	07/26/22 HOLY BIBLE	Open	15.29	0.00		
22-01742	07/28/22 LTROP IPAD MINI 6 CASE PINK	Open	159.40	0.00		
22-01763	08/01/22 YETI RAMBLER 20 OZ TUMBLER	Open	160.00	0.00		
			372.30			
AMER004	AMERICAN WEAR					
22-00823	03/30/22 OPEN FOR 2022	Open	349.12	0.00		B
ANT002	GENE J. ANTHONY, ESQ.					
22-01852	08/11/22 JULY GENERAL CLOSING SERVICES	Open	420.00	0.00		
AOC001	ALLIED OIL LLC					
22-01761	08/01/22 93 REF UNLEADED GAS/ETHANOL	Open	7,883.13	0.00		
APP002	GANNETT NJ NEWSPAPERS					
22-01430	06/23/22 CLERK DEPT ADVERTISEMENTS	Open	190.08	0.00		B
22-01868	08/12/22 CLERK DEPT ADVERTISEMENTS	Open	46.20	0.00		B
			236.28			
ARCHER01	ARCHER LAW OFFICE					
22-01869	08/12/22 PREP OF 2022 BOND ORDINANCE	Open	500.00	0.00		
ARH001	ADAMS, REHMANN HEGGAN ASSOC INC					
22-01771	08/02/22 BORO GREENWAY PRELIMINARY WORK	Open	2,635.00	0.00		

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Bill List By Vendor Id

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
ASFI001	ATLANTIC SECURITY & FIRE, INC.	22-00252	01/26/22		Open	125.00	0.00		B
ATSO01	ATLANTIC TREE EXPERTS CO.	22-01723	07/28/22	49 CEDAR ST - TRIM	Open	600.00	0.00		
AUTO001	AUTO PARTS CENTER	22-01519	07/06/22	OPEN FOR 2022	Open	652.89	0.00		B
BAND001	BANDAG, INC.	22-01668	07/20/22	FIRE CHEIF TAHOE FIREHAWK PURS	Open	638.20	0.00		
BBBA001	BROWN & BROWN BENEFITS ADV.	22-01849	08/11/22	SEPTEMBER 2022 CONSULTING FEE	Open	1,500.00	0.00		
BOE001	EATONTOWN BOARD OF EDUCATION	22-01843	08/11/22	TAX LEVY SEPTEMBER 2022	Open	1,396,189.50	0.00		
BROOK005	BROOKDALE COMMUNITY COLLEGE	21-02622	11/09/21	A TO Z GRANTWITING	Open	230.00	0.00		
BTF001	BOROUGH OF TINTON FALLS	22-01702	07/25/22	SWEPPER REPAIR	Open	1,216.22	0.00		
BTR001	BROTHERS TOWING & RECOVERY	22-01544	07/07/22	POLICE AUCTION 2022 PRO# 1564	Open	1,290.00	0.00		
CAG001	CLEARY GIACOBBE ALFIERI & JACO	22-01847	08/11/22	PROFESSIONAL SERVICES JULY	Open	66.00	0.00		
CAPIC001	RONALD CAPICHANA	22-01529	07/06/22	DJ DANCE PARTY	Open	250.00	0.00		
		22-01767	08/02/22	DJ LAST DAY OF CAMP PARTY	Open	250.00	0.00		
						500.00			
CAV002	CAVANAUGH'S TERMITE & PEST SER	21-01629	07/21/21		Open	265.00	0.00		
CGPH001	CGP&H, LLC	22-01713	07/26/22	Housing Rehabilitation	Open	571.80	0.00		
COMC004	COMCAST	22-01900	08/16/22	BORO LIBRARY ONLINE SERVICE	Open	91.90	0.00		
COSEN001	VICTOR A COSENTINO, JR	22-01879	08/15/22	MEDICARE REIMBURSEMENT 2021	Open	1,782.00	0.00		
CURRI005	CURRIER'S MAGICAL MANIA, LLC	22-01117	05/13/22	EVENT DATE: 8/16/22 @ 2PM	Open	345.00	0.00		
DELAG01	DE LAGE LANDEN FINANCIAL INC	22-01855	08/11/22	CONSTRUCTION COPIER LEASE	Open	239.09	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
DRAE001	DRAEGER SAFETY DIAGNOSTICS INC								
		21-02683	11/16/21	Alcotest 9510	Open	19,305.00	0.00		
		22-00703	03/18/22	Alcotest Supplies	Open	179.00	0.00		
						19,484.00			
DRRIC005	DR. RICHARD VEIT								
		22-01661	07/19/22	ETNT HISTORICAL MUSUEM PROGRAM	Open	150.00	0.00		
EAT004	EATONTOWN MEDICAL ASSOCIATES								
		22-00318	02/02/22	Physical for Class III Hire	Open	130.00	0.00		
		22-01357	06/13/22	FIRST AID MEDICAL EXAMS	Open	180.00	0.00		
						310.00			
EHR001	ARTHUR EHMANTRAUT								
		22-01783	08/03/22	REIMBURSE 22 DISABILITY CONTRI	Open	338.80	0.00		
FOO001	SAKER SHOPRITES, INC.								
		22-01428	06/23/22	SUMMER CAMP SESSION II SNACKS	Open	148.88	0.00		
		22-01472	06/27/22	SUMMER CAMP SUPPLIES #6	Open	208.76	0.00		
		22-01802	08/04/22	MUNICIPAL ALLIANCE PURCHASE	Open	54.95	0.00		
						412.59			
FOURS005	FOUR STAR DEVELOPERS								
		22-01846	08/11/22	BORO HOME IMPROVEMENT PROGRAM	Open	9,187.00	0.00		
FOWLE01	FOWLER EQUIPMENT COMPANY								
		22-01606	07/15/22	FIRE DEPT GEAR WASHING SERVICE	Open	262.50	0.00		
FRANK006	FRANK LURCH DEMOLITION CO LLC								
		19-02836	11/04/19	HOLD FOR REC PROP GRANT	Open	195,649.00	0.00		
		22-01201	05/20/22	REMOVAL/DISPOSAL OF ASBESTOS	Open	2,702.02	0.00		B
						198,351.02			
GENTIL01	GENTILINI CHEVROLET LLC								
		22-00767	03/24/22	Police Vehicles	Open	129,320.07	0.00		
GPC001	GENUINE PARTS COMPANY INC								
		22-01255	05/31/22	OPEN FOR 2022	Open	901.70	0.00		B
GROFFMID	GROFF TRACTOR MID ATLANTIC LLC								
		22-00991	04/25/22	OPEN FOR 2022	Open	83.25	0.00		B
		22-01382	06/16/22	DPW#22 TRANSMISSION CONTROL	Open	911.60	0.00		
						994.85			
IACP005	IACP								
		22-00059	01/07/22	2022 Dues #640	Open	190.00	0.00		
IBPC001	IMPERIAL BAG & PAPER CO LLC								
		22-01672	07/20/22	ITEM # VBEBVNAPK	Open	994.77	0.00		
INT001	INTERSTATE BATTERIES, INC								
		22-00035	01/06/22	OPEN FOR 2022	Open	106.95	0.00		B

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Bill List By Vendor Id

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
IPSH005	IPS HOLDINGS LLC								
		22-01597	07/14/22	DEVELOPERS ESCROW RELEASE	Open	8,556.41	0.00		
JASCH001	JERSEY AUTO SPA CAR WASH LLC								
		22-01673	07/20/22	Car Wash	Open	16.00	0.00		
		22-01687	07/21/22	car wash inv 853	Open	16.00	0.00		
						32.00			
JERS001	JCP&L								
		22-01893	08/15/22	BORO ELECTRIC USUAGE	Open	546.48	0.00		
		22-01899	08/16/22	BORO MASTER ELECTRIC SERVICE	Open	11,451.66	0.00		
						11,998.14			
JERSE006	JERSEY SHORE U MEDICAL CTR								
		22-01711	07/26/22	EMT Refresher A Training	Open	80.00	0.00		
JFWLL001	JOSEPH FAZZIO-HOWELL LLC								
		22-00615	03/09/22	OPEN FOR 2022	Open	144.16	0.00		B
		22-00996	04/25/22	OPEN FOR 2022	Open	837.07	0.00		B
						981.23			
KEN002	KENNETH A. SNEATH								
		22-01766	08/01/22	EYEGLASS REIMBURSMENT	Open	95.87	0.00		
KEPWE005	KEPWEL SPRING WATER CO, INC								
		22-00020	01/06/22		Open	77.00	0.00		B
LAN001	LANIGAN ASSOCIATES, INC.								
		22-00232	01/24/22	Uniform Purchases	Open	89.25	0.00		B
LECK001	LECKSTEIN & LECKSTEIN, LLC								
		22-01816	08/08/22	FEDO ZB2022-07 ESCROW #1539	Open	1,150.00	0.00		
LMA001	L&M AUTO CENTER								
		22-01546	07/07/22	POLICE AUCTION 2022 PRO# 1564	Open	282.25	0.00		
LUCT001	WILLIAM LUCIA								
		22-01848	08/11/22	REIMBURSE ZOOM VIDEO AUGUST 22	Open	213.14	0.00		
MAD002	MAD SCIENCE OF WNJ								
		22-00752	03/22/22	SUMMER CAMP - MAD SCIENCE	Open	595.00	0.00		
MAR001	REPUBLIC SERVICES								
		22-01813	08/05/22	AUGUST RESI SERVICE 2022	Open	72,286.07	0.00		
MAT002	MATTHEW WILLIAMS								
		22-01781	08/03/22	REIMBURSE 22 DISABILITY CONTRI	Open	368.55	0.00		
MCFP003	MONMOUTH CTY FIRE PREVENTION								
		22-01674	07/20/22	Annual Dues 2022	Open	30.00	0.00		
MCG004	MARK MCGOWAN								
		22-01648	07/19/22	2022 SHBP RETIREE REIMBURSMENT	Open	517.98	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
MICHA010	MICHAEL HREHA	22-01780	08/03/22	M HREHA PHONE BILL REIMBUR	Open	90.00	0.00		
MIDAT001	MID ATLANTIC TRUCK CENTRE, INC	22-00040	01/06/22	OPEN FOR 2022	Open	36.71	0.00		B
MON002	MONMOUTH BUILDING CENTER	22-00003	01/05/22		Open	114.59	0.00		B
MRH001	MONMOUTH REGIONAL H.S. BD. OF	22-01841	08/11/22	TAX LEVY SEPTEMBER 2022	Open	843,146.50	0.00		
MURP002	SEAN MURPHY	22-01782	08/03/22	REIMBURSE 22 DISABILITY CONTRI	Open	332.08	0.00		
MWCOM005	M&W COMMUNICATIONS, INC	22-01679	07/21/22	FIRE DEPT PAGER BATTERIES	Open	418.50	0.00		
NJAWC001	NEW JERSEY AMERICAN WATER	22-01892	08/15/22	BORO WATER USAGE SERVICE	Open	2,190.56	0.00		
NJB001	VERIZON	22-01877	08/15/22	BORO PHONE SERVICES	Open	104.10	0.00		
NJBUB005	MICHAEL WIEDER	22-01569	07/11/22	1 BUBBLE SHOW VISIT IN AUGUST	Open	300.00	0.00		
NJFE001	NEW JERSEY FIRE EQUIPMENT CO.	22-00335	02/03/22	FIRE DEPT SCBA FLOW/POSI TEST	Open	1,704.60	0.00		
NJLE001	NJ LEAGUE OF MUNICIPALITIES	22-01630	07/19/22	SLEO II Job advertisement	Open	115.00	0.00		
		22-01833	08/10/22	KEITH KERRUGIA REGISTRATION	Open	60.00	0.00		
						175.00			
NJRPA005	NJRPA	22-01465	06/27/22	MEMBERSHIP RENEWAL	Open	225.00	0.00		
		22-01474	06/27/22	NJRPA MEMBERSHIP RENEWAL	Open	225.00	0.00		
						450.00			
NJSNA005	NJ SNAKE MAN, LLC	22-00828	03/30/22	NJ SNAKE MAN - SUMMER CAMP	Open	680.00	0.00		
NOR002	NORTHWIND MECHANICAL SYSTEMS	22-00931	04/14/22		Open	1,890.00	0.00		
OLIV005	OLIVIA'S II	22-00513	02/23/22	FIRE DEPT OPEN FOOD VOUCHER	Open	90.00	0.00		B
		22-00710	03/18/22	FIRST AID OPEN FOOD VOUCHER	Open	51.85	0.00		B
						141.85			
OTTO002	OTTO ENVIRONMENTAL SYSTEMS NA	22-01573	07/12/22	LIDS & PINS	Open	707.51	0.00		

August 22, 2022
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BOROUGH OF EATONTOWN
Bill List By Vendor Id

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
PAL001	PAL AUTOMOTIVE SPECIALITIES, I	22-01601	07/15/22	FIRE DEPT MAINTENANCE SUPPLIES	Open	321.29	0.00		
PAN001	MICHAEL J. PANCHAK	22-01649	07/19/22	2022 SHBP RETIREE REIMBURSEMENT	Open	362.16	0.00		
PFLUG001	RYAN PFLUG	22-01328	06/09/22	1ST HALF STIPEND-1ST LT	Open	1,000.00	0.00		
RH001	R&H SPRING & TRUCK REPAIR, INC	22-01563	07/11/22	BAR PIN KIT W/ SHIMS	Open	815.64	0.00		
RIZZ001	RIZZO'S WILDLIFE DISCOVERY LLC	22-00750	03/22/22	SUMMER CAMP - RIZZO'S	Open	800.00	0.00		
		22-01426	06/23/22	WILDLIFE PROGRAM WITH GATOR	Open	500.00	0.00		
						1,300.00			
RREF2005	RREF 246 INDUSTRIAL WAY LLC	22-01595	07/14/22	RELEASE ESCROW FUNDS	Open	476.11	0.00		
RUTUN001	RUTGERS UNIVERSITY	22-01584	07/13/22	BASIC CHAINSAW SAFETY	Open	390.00	0.00		
SCH001	T&M ASSOCIATES	22-01830	08/10/22		Open	12,486.28	0.00		
		22-01837	08/10/22		Open	18,111.48	0.00		
						30,597.76			
SEA001	SEABOARD FIRE & SAFETY EQUIPME	22-00476	02/18/22		Open	127.00	0.00		B
SHORIN01	SHORE INFLATABLES	22-00796	03/28/22	LAST DAY OF CAMP PARTY	Open	873.00	0.00		
SIC003	STANDARD INSURANCE COMPANY INC	22-01850	08/11/22	BORO FIREMANS LIFE INSURANCE	Open	93.99	0.00		
		22-01851	08/11/22	BORO DISABILITY INSURANCE	Open	2,233.42	0.00		
						2,327.41			
SNAP0005	SNAPOLOGY OF MONMOUTH COUNTY	22-00751	03/22/22	SUMMER CAMP - SNAPOLOGY	Open	600.00	0.00		
SPCA001	MONMOUTH COUNTY SPCA	22-01774	08/02/22	BORO ANIMAL CONTROL SERVICES	Open	2,175.00	0.00		
STA001	STAVOLA CONTRACTING CO. INC.	22-00777	03/28/22	OPEN FOR 2022	Open	633.45	0.00		B
		22-01493	07/05/22	OPEN FOR 2022	Open	117.98	0.00		B
						751.43			
STAL001	STALKER APPLIED CONCEPTS, INC.	22-01549	07/08/22	VSS Divider Module	Open	112.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
STAP003	STAPLES ADVANTAGE								
22-01528	07/06/22	FIRE DEPT BUSINESS ENVELOPES	Open	234.52	0.00				
22-01734	07/28/22	BORO REPLENISH COPY PAPER	Open	419.90	0.00				
22-01735	07/28/22	TAX COLLECTOR ENVELOPES ORDER	Open	605.02	0.00				
22-01737	07/28/22	PLAN/ZONING OFFICE SUPPLIES	Open	51.98	0.00				
22-01739	07/28/22	BUILDING DEPT OFFICE SUPPLIES	Open	125.12	0.00				
22-01740	07/28/22	EMERGENCY SERVICES PRINTER	Open	762.30	0.00				
				2,198.84					
STL001	STATE TOXICOLOGY LABORATORY								
22-00368	02/07/22	Random & Applicant Testing	Open	270.00	0.00				
STORR001	STORR TRACTOR COMPANY								
22-00793	03/28/22	OPEN FOR 2022	Open	595.98	0.00				B
TARGE005	TARGETED TECHNOLOGIES LLC								
22-01374	06/15/22	HP LaserJet	Open	888.00	0.00				
22-01416	06/22/22	BORO/POLICE MSP AGREEMENT 2022	Open	8,632.38	0.00				B
22-01777	08/02/22	BORO APPS INSTALLATION	Open	1,162.50	0.00				
22-01853	08/11/22	BORO QRTLY DOMAIN AGREEMENT	Open	225.00	0.00				
22-01854	08/11/22	POLICE DOMAIN AGREEMENT	Open	75.00	0.00				
				10,982.88					
TCTA006	TAX COLLECTORS & TREASURERS AS								
22-01768	08/02/22	25th ANNUAL SAUL WITTES SEMINA	Open	75.00	0.00				
22-01918	08/18/22	25th ANNUAL SEMINAR	Open	75.00	0.00				
				150.00					
USB001	US BANK								
22-01838	08/10/22	2019 REVENUE BOND DEBT SERVICE	Open	42,400.00	0.00				
VANB001	FLOWERS BY VAN BRUNT								
22-01583	07/13/22	FIRST AID MEMORIAL DAY WREATH	Open	125.00	0.00				
VULCA005	VULCAN CONSTRUCTION GROUP INC								
22-00923	04/12/22	WAMPUM PARK BIKE PATH	Open	97,676.60	0.00				B
WAR001	WARSHAUER ELECTRIC SUPPLY CO. I								
22-01246	05/27/22		Open	328.13	0.00				B
WBMA005	W.B. MASON CO, INC								
22-01342	06/09/22	FINANCE PRINTER	Open	689.00	0.00				
WORLD001	WORLD JEEP LLC								
22-00050	01/06/22	OPEN FOR 2022	Open	202.40	0.00				B
WWG001	GRAINGER INC								
22-00637	03/11/22	OPEN FOR 2022	Open	32.99	0.00				B
22-01603	07/15/22	FIRE DEPT FLOOR MARKING TAPE	Open	16.88	0.00				
				49.87					
WWG010	W.W. GRAINGER, INC.								
22-01527	07/06/22		Open	922.06	0.00				

BOROUGH OF EATONTOWN
Bill List By Vendor Id

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
Total Purchase Orders: 138 Total P.O. Line Items: 0 Total List Amount: 2,942,632.57 Total Void Amount: 0.00									

Totals by Year-Fund

Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND:	1-01	2,397.00	0.00	2,397.00	0.00	0.00	2,397.00
CURRENT FUND:	2-01	2,442,460.62	0.00	2,442,460.62	1,572.25	0.00	2,444,032.87
GENERAL CAPITAL F	C-04	349,934.81	0.00	349,934.81	0.00	0.00	349,934.81
GRANT FUND	G-02	101,253.06	0.00	101,253.06	0.00	0.00	101,253.06
	T-15	9,758.80	0.00	9,758.80	0.00	0.00	9,758.80
	T-17	35,256.03	0.00	35,256.03	0.00	0.00	35,256.03
Year Total:		45,014.83	0.00	45,014.83	0.00	0.00	45,014.83
Total of All Funds:		2,941,060.32	0.00	2,941,060.32	1,572.25	0.00	2,942,632.57

ORDINANCE 18-2022

BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

AN ORDINANCE AMENDING CHAPTER 35 OF THE BOROUGH CODE "FIRST AID AND FIRE COMPANY VOLUNTEERS", ARTICLE ONE "GENERAL PROVISIONS" CREATING A NEW SECTION 35-5.1 ENTITLED "FIRST AID SERVICE FOR PATIENT CARE FACILITIES" AND AMENDING SECTION 35-1 "DEFINITIONS"

WHEREAS the Borough's First Aid Squad's resources are strained, and it is always seeking new volunteers to provide service to the Borough's residents; and

WHEREAS, there have been an advent of new patient care facilities in the Borough and its surrounding communities which has and could further strain the First Aid Squad's resources; and

WHEREAS, the Borough Council believes it is in the best interest of the Borough to ensure that patient care facilities either hire or contract their own private ambulance services to service their residents and patients for non-emergency medical care.

NOW THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that it hereby amends Chapter 35 of the Borough Code, "First Aid and Fire Company Volunteers", Article One, "General Provisions by amending Section 35-1 "Definitions" and creating a new section 35-6 entitled "First Aid Service for Patient Care Facilities" as follows:

[Underline is added and strike-out is deleted]

Section 1

§35-1 is hereby amended as follows:

Patient Care Facilities

All state-licensed nursing homes, rest homes, health maintenance organizations, assisted living facilities, health-care facilities providing in-patient services, and other licensed or unlicensed medical care providers with the capacity to treat 10 or more outpatients simultaneously.

Section 2

§35-5.1 shall read as follows:

- a. All Patient Care Facilities located within the Borough are hereby required to own, lease, rent or have promptly available by contract sufficient appropriately staffed private ambulance services for the treatment and transport of residents and/or patients in need of non-emergency medical care. Such ambulance services shall be available 365 days per year and 24 hours per day.
- b. In order to satisfy the requirements of subsection (a), each Patient Care Facility subject to this chapter shall file proof of the availability of private ambulance services with the Borough Clerk within 60 days after final passage of this chapter, and on or before January 1 of each year thereafter. For purposes of this subchapter, proof of private ambulance availability shall consist of a contract with no less than two private ambulance service providers under which such providers are obliged to respond promptly to the Patient Care Facility.
- c. Alternatively, if a Patient Care Facility elects to own and operate its own ambulance(s), such proof shall consist of documentation of the make, model, year, color, serial number, license plate number, location, and staffing of such ambulance(s). As part of the proofs required under this section, the resident director, manager or authorized corporate officer of each Patient Care Facility shall make and file with the Borough Clerk a signed certification that adequate private ambulance services are available, and that all agents and employees of

such facility involved with patient care have been apprised of and trained in the use of such private ambulance services. The failure of a Patient Care Facility to comply with the requirements of this subsection shall constitute an ordinance violation by the Patient Care Facility and its resident director, manager, or authorized corporate officer punishable by a fine not to exceed \$2,000.

- d. In the event that an employee or agent of a patient care facility located in the Borough takes actions resulting in the dispatch of a volunteer first aid squad regulated pursuant to the provisions of Section 35-6, and the responding volunteer first aid squad determines in its sole discretion that the basis for dispatch did not constitute circumstances requiring the use of an advanced life support or a paramedic unit, the volunteer first aid squad shall certify accordingly to the Borough Administrator and the Private Care Facility shall be subject to a volunteer first aid squad dispatch fee of \$750. This fee shall be payable to the Borough of Eatontown. The Borough of Eatontown may contribute fee revenue generated under this subsection to the volunteer first aid squad.

BE IT FURTHER ORDAINED, that

- A. All other Ordinances or provisions of the Code of the Borough of Eatontown or parts thereof, which are inconsistent with any provisions in this Ordinance, are hereby repealed to the extent of such conflict or inconsistency.
- B. If any provision or portion of this Chapter is held to be unconstitutional, preempted by Federal or State Law or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.
- C. This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED:

PUBLIC HEARING:

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on August 24, 2022

Julie Martin, RMC, Borough Clerk

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Eatontown that the following taxes are hereby authorized to be refunded based upon the recommendation of the tax collector:

BLOCK	LOT	NAME	AMOUNT
3702	1.01	EATONTOWN 35 DEVELOPERS, LLC	\$23,891.54

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan, Jr.						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

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Julie Martin, RMC, Borough Clerk

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

Whereas, the Borough of Eatontown desires to receive Proposals for the positions of Rehabilitation Program Administrator and Affordable Housing Administrative Agent; and

Whereas, notice will be published on September 1, 2022, for receipt of proposals on Wednesday, September 14, 2022.

Now, Therefore, Be It Resolved the Mayor and Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that the Municipal Clerk/Purchasing Agent is hereby authorized to prepare, advertise and receive RFP's for the positions of Rehabilitation Program Administrator and Affordable Housing Administrative Agent.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan, Jr.						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

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Julie Martin, RMC, Borough Clerk

BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

WHEREAS, Borough of Eatontown is a member of the Monmouth Municipal Joint Insurance Fund; and

WHEREAS, the Municipality desires to renew said membership;

1. The Borough of Eatontown agrees to renew its membership in the Monmouth Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Monmouth Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

Anthony Talerico, Jr., Mayor

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan, Jr.						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mavor Talerico						

CERTIFICATION

I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on August 24, 2022.

 Julie Martin, RMC, Borough Clerk

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan, Jr.						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on August 24, 2022.


 Julie Martin, RMC, Borough Clerk

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on August 24, 2022.

Julie Martin, RMC, Borough Clerk

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan, Jr.						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on August 24, 2022.

Julie Martin, RMC, Borough Clerk

RESOLUTION 196-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH**

**RESOLUTION AUTHORIZING RELEASE OF ESCROW FUNDS TO FIRST HARTFORD REALTY CORPORATION,
FOR THE PROPERTY DESIGNATED ON THE TAX MAP AS BLOCK 201 LOTS 10-12.**

WHEREAS, First Hartford Realty Corporation ("First Hartford") posted a maintenance bond and escrow funds with the Borough in connection to its approval to make improvements to the property designated on the Borough Tax Map as Block 201, Lots 10-12 (the "Property"); and

WHEREAS, First Hartford has made all required improvements to the Property and the Borough Engineer has recommended that First Hartford's maintenance guarantee be released by letter to the Borough Zoning Officer dated July 22, 2022; and

WHEREAS, there currently remains a performance bond escrow balance of \$68,647.76 in account #1290, an inspection escrow balance of \$693.82 in account #1291, and a Board review escrow balance of \$654.42 in account #1273; and

WHEREAS, the Zoning Officer has recommended release of the escrow funds and the Borough Council believes it is in the best interest of its residents to comply with applicable law and the recommendations of the Borough Engineer and Zoning Office, and release the above-listed escrow funds, to First Hartford now that it has made and maintained all the required improvements to the Property; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey, that it hereby authorizes the release of performance bond escrow funds being held in account #1290 in the amount of \$68,647.76, inspection escrow funds being held in account #1291 in the amount of \$693.82, and the Board review escrow funds being held in account #1273 in the amount of \$654.41 to First Hartford Realty Corporation.

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

1. First Hartford Realty Corporation
2. Dena Amoda, Chief Financial Officer
3. Kathy Muscillo, Zoning Officer

	MOTION	SECONDED	AYE	NAY	ABSTAIN	ABSENT	
Council President Gonzalez							CERTIFICATION I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on August 24, 2022. Julie Martin, RMC, Borough Clerk
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Mayor Talerico							

RESOLUTION 197-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH**

**RESOLUTION AUTHORIZING BOROUGH ENGINEER TO PERFORM PROFESSIONAL ENGINEERING SERVICES FOR THE
INDUSTRIAL WAY WEST PHASE THREE IMPROVEMENT PROJECT**

WHEREAS, the Borough received a grant from the New Jersey Department of Transportation Municipal Aid Program in the amount of \$332,100.00 for the Borough's Industrial Way West Phase Three Improvement project; and

WHEREAS, the Borough Engineer, T&M Associates, submitted a letter proposal to the Borough Administrator dated August 19, 2022 outlining the engineering work necessary for the Industrial Way West Phase Three Improvement project which includes milling and paving of roadway; replacing existing curb ramps and sidewalk with ADA compliant ramps; replacing existing curb and sidewalk; limiting repair or replacement of storm drainage pipes; replacing driveway aprons; resetting manhole covers; placing topsoil, fertilizing and seeding the appropriate areas; maintaining and protecting traffic measures; and restoring and cleaning up the area, all outlined in the Pre-Design Phase, Design Phase Bidding Phase and Construction Phase of the proposal in the aggregate amount of \$398,100.00; and

WHEREAS, the proposed cost to complete the Industrial Way West Phase Three Improvement exceeds the amount of grant received by the Borough by \$66,000.00, and therefore the Borough would be responsible for paying the excess amount; and

WHEREAS, the Borough Council believes it is in the best interest of its residents to authorize the engineering services necessary to effectuate and implement the Industrial Way West Phase Improvement project given the resources already committed to the project, and the grant received from the New Jersey Department of Transportation which will fund the majority of the work at issue.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey, that it hereby authorizes T&M Associates to perform the engineering services outlined in its proposal to the Borough dated, August 19, 2022 in connection with the Industrial Way West Phase Three Improvement project in an amount not to exceed \$66,000.00.

BE IT FURTHER RESOLVED, that the Chief Financial Officer hereby certifies that there are available funds in the to fund this work.

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

1. Edward Herrman, P.E., T&M Associates
2. William P. Lucia, III, Interim Administrator

CERTIFICATION AS TO AVAILABILITY OF FUNDS

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-5.1 et seq., and any other applicable requirement, I Dena Amoda, CFO of the Borough of Eatontown have ascertained that there are sufficient uncommitted funds not to exceed \$66,000.00 (Purchase Order No. 22-01903. C-04-22-020-000-000).


Dena Amoda, CFO

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on August 24, 2022.
Council President Gonzalez							
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Mayor Talerico							Julie Martin, RMC, Borough Clerk

RESOLUTION 199-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH**

**RESOLUTION APPROVING CHANGE ORDER #1 AND RELATED PAYMENTS OF FUNDS TO FRANK LURCH DEMOLITION CO.
FOR DEMOLITION AT THE NICODEMUS PARK PARCEL**

WHEREAS, pursuant to Resolution 96-2022, The Borough of Eatontown (the "Borough") awarded a contract for demolition of buildings at the Nicodemus Park Parcel (the "Project") to Frank Lurch Demolition Co. ("Lurch"), in accordance with New Jersey's Local Public Contract Law, N.J.S.A. 40A:11-1, et. seq in the amount of \$195,649.00.; and

WHEREAS, after commencing the Project, Lurch identified two (2) categories of additional work to be performed in connection with completing the Project, specifically, the (a) removal of certain newly-discovered asbestos, and (b) the installation of a 6 inch fire water shut-off and cap (the "Additional Work");

WHEREAS, the Additional Work was submitted to the Borough Engineer in Change Order #1 dated August 19, 2022, with said Change Order being approved by the Borough Engineer;

WHEREAS, pursuant to the Change Order, the cost to remove the asbestos was \$6,750.00, and the cost to install the fire water shut-off and cap will be \$1,995.00, making the new total contract price \$204,394.00;

WHEREAS, the payment of \$6,750.00 to Lurch for the removal of the asbestos was previously authorized and approved pursuant to Resolution 133-2022;

WHEREAS, the Borough Engineer, Ed Herrman of T&M Associates, recommends the Borough Council re authorize the payment for the installation of the 6-inch fire water shut-off and cap, as it is necessary for the successful completion of the Project; and

WHEREAS, the Borough Council believes it is in the best interest of the Borough's taxpayers and residents to approve Change Order #1 and authorize the payment of \$1,995.00 to Lurch to install the 6-inch fire water shut-off and cap; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Eatontown County of Monmouth, State of New Jersey that the Borough of Eatontown does hereby authorize the approval of the Change Order #1, and the disbursement of additional funds to Lurch in an amount not to exceed \$1,995.00 and the total contract amount is increased to \$204,394.00.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute a contract with Lurch and all other required documentation, in a form approved by the Borough Attorney, to memorialize the agreement to perform Additional Work and authorize payment to Lurch in an amount not to exceed \$1,995.00.

CERTIFICATION AS TO AVAILABILITY OF FUNDS: As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-5.1 et seq., and any other applicable requirement, I Dena Amoda, CFO of the Borough of Eatontown have ascertained that there are sufficient uncommitted funds not to exceed \$1,995.00 (Capital Account No. C-04-19-888-88R-001. PO# 22-01932).


Dena Amoda, CFO

	MOTION	SECONDED	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on August 24, 2022. Julie Martin, RMC, Borough Clerk
Council President Gonzalez							
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Mayor Talerico							