

Mayor
ANTHONY TALERICO, JR.

Council
VIRGINIA M. EAST, President
MARK REGAN, JR.
DANIELLE M. JONES
DAVID GINDI
EVERETT D. LUCAS
MEIR ARAMAN



BOROUGH OF EATONTOWN
47 Broad Street
Eatontown, New Jersey 07724

AGENDA
Mayor and Council
Wednesday, June 14, 2023

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. Old Orchard, Developer Request for Rezoning

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

1. Roll Call
2. **APPROVAL OF MINUTES** *(vv)*
 - A. Workshop/Regular Meeting/Closed Session - 5/24/2023
3. **COMMUNICATIONS**
 - A. Eatontown Zoning Board Hearing Notice (612/23), 373 South Holdings, LLC (Blk 1401, Lot 20.01)
 - B. Borough of Highlands, Reso. 23-140 Support of assembly Bill No. A-4789
 - C. Dynamic Engineering, Freshwater Wetlands Permit, US Homes (dba Lennar), Pinebrook/Hope Roads
4. **MAYOR'S REPORT** - Mayor Talerico
5. **REPORTS OF COMMITTEES**
 - A. PARKS & RECREATION - Council President East
 - B. EMERGENCY SERVICES - Councilmember Regan, Jr.
 - C. FINANCE & ORDINANCE - Councilmember Jones
 - D. PUBLIC WORKS & INSURANCE - Councilmember Gindi
 - E. PUBLIC BUILDINGS & TENANTS RIGHTS - Councilmember Lucas
 - F. POLICE, PUBLIC LIGHTS & PARKING - Councilmember Araman
6. **ADMINISTRATOR'S REPORT** - Interim Administrator Lucia
7. **OLD BUSINESS** *(rc)*
 - A. **RESOLUTION ADOPTION** *(rc)*
 - 1) **Resolution 115-2023** - Auth. Contract Award, Targeted Technologies
8. **PUBLIC COMMENT ON AGENDA ITEMS ONLY**

9. BILLS & CLAIMS AND BI-WEEKLY PAYROLL (vv)**10. NEW BUSINESS****A. ORDINANCE INTRODUCTION (rc)**

- 1) **Ordinance 16-2023** - An Ordinance Amending Chapter 89 "Land Use", Article VII "Area Bulk and Use Requirements", Section 89-52 "Cannabis Conditional Use Requirements" and Chapter 200 "Licenses and Permits", Article III "Cannabis Licensing and Taxation" Section 200-11 "Taxation" - ***First Reading/Introduction (Public Hearing/Adoption 6/28/23)***
- 2) **Ordinance 19-2023** - An Ordinance Amending Chapter 116 "Certificates of Occupancy" - ***First Reading/Introduction (Public Hearing/Adoption 6/28/23)***

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 117-2023** - Auth. Tax Sale Certificate Redemptions
- 2) **Resolution 118-2023** - Auth. Clerk/Purchasing Agent to Advertise RFP, Banking Services
- 3) **Resolution 119-2023** - Auth. Clerk/Purchasing Agent to Advertise RFP, Shop Eatontown Property Tax Reward Program
- 4) **Resolution 120-2023** - Auth. Renewal of Alcoholic Beverage Licenses (2023-2024)
- 5) **Resolution 121-2023** - Auth. Waiving of Raffle Fee for Eatontown Fire Department
- 6) **Resolution 122-2023** - Auth. Person to Person Transfer of Liquor License, Firebirds to MM Bird Liquor (Pocket License)
- 7) **Resolution 123-2023** - Auth. Third Amendment to Shared Services Agreement, Emergency Dispatch with Ocean Twp.
- 8) **Resolution 124-2023** - Approving MOA with Monmouth County Board of Health for Local Public Health Services
- 9) **Resolution 125-2023** - Urging Legislature to Fully Restore the Energy Tax Receipts Property Tax Relief Fund
- 10) **Resolution 126-2023** - Auth. Issuance of Class 5 Retail Cannabis License to AYR Wellness NJ, LLC
- 11) **Resolution 127-2023** - Approving Proposal with Integrity Interpreting, LLC for Interpreting Services
- 12) **Resolution 128-2023** - Auth. Planner to Prepare Redevelopment Plan, Downtown Redevelopment Area

C. CONSENT AGENDA MOTIONS (vv)

- 1) Acceptance of Planning/Zoning Report, May 2023
- 2) Acceptance of Tax Collector Report, May 2023
- 3) Acceptance of NJ Firemen's Association Application for Membership (Whitworth)

11. REMARKS OF COUNCIL AND CITIZENS**12. CLOSED SESSION (vv)****A. Resolution 129-2023**

1. Contract Negotiations - Monmouth Mall

12. ADJOURNMENT (vv)

***The next meeting of the Governing Body is
Wednesday, June 28, 2023 @ 7:00 p.m.***

June 13, 2023
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BOROUGH OF EATONTOWN
Purchase Order Listing By Vendor Id

Page No: 1

P.O. Type: All
Range: First to Last
Format: Condensed
Vendors: All
Rcvd Batch Id Range: First to Last
First Enc Date Range: First to 12/31/23
Include Non-Budgeted: Y
Open: N
Rcvd: Y
Paid: N
Held: N
Bid: Y
State: Y
Void: N
Aprv: N
Other: Y
Exempt: Y

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
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8X8IN005	8X8 INC	23-01456	06/08/23	BORO PHONE SERVICE USAGE	Open	2,969.71	0.00		
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ACTION005	ACTION UNIFORM CO, LLC	22-02160	09/21/22	Class III Uniforms 2022	Open	388.00	0.00		B
		22-02161	09/21/22	Class A & SLEO 2 2022 Uniforms	Open	1,820.00	0.00		B
		22-02232	09/27/22	Dispatcher Uniforms	Open	347.94	0.00		B
						2,555.94			

ADAMS005	BUCHAN & PALO, LLC	23-01233	05/10/23	PUBLIC DEFENDER SESSION	Open	1,000.00	0.00		
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AHFE001	ALL HANDS FIRE EQUIPMENT	23-01245	05/12/23	FIRE DEPT REPLACEMENT FOAM	Open	1,375.00	0.00		
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AIS001	SITEONE LANDSCAPE SUPPLY	23-01317	05/22/23		Open	135.98	0.00		
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AKEQ001	A&K EQUIPMENT CO INC	22-02011	09/07/22	MEDIUM DUTY SERVICE BODY	Open	43,835.00	0.00		
		22-02309	10/04/22	REFERBISH SERVICE TRUCK	Open	5,240.60	0.00		
						49,075.60			

AMANJ003	AMANJ	23-01242	05/12/23	AMANJ 2023 Spring Conference	Open	112.50	0.00		
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AMAZ001	AMAZON.COM SERVICES, INC	23-01239	05/11/23	CENTER CONSOLE - WEIGERS	Open	142.96	0.00		
		23-01282	05/16/23	LG COLORED TISSUE PAPER	Open	163.21	0.00		
		23-01293	05/18/23	RAINBOW BACKDROP CURTAINS	Open	39.87	0.00		
		23-01343	05/23/23	Multi Function Speaker VS-0866	Open	209.99	0.00		
		23-01350	05/24/23	FIRE PREVENTION SUPPLIES	Open	163.39	0.00		
		23-01365	05/25/23	HISTORICAL ART/CRAFT SUPPLIES	Open	51.24	0.00		
						770.66			

AMER004	AMERICAN WEAR	23-01190	05/05/23	APRIL 2023 REGUALR CLEANING	Open	322.22	0.00		
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AMER001	AMERIFLEX BUSINESS SOLUTIONS	23-00950	04/04/23	FSA/COBRA ADMIN FEES 2023	Open	115.00	0.00		B
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APP002	GANNETT NJ NEWSPAPERS	23-01236	05/11/23	LEGAL ADVERTISEMENTS	Open	41.36	0.00		B
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APS002	ATLANTIC PLUMBING & SUPPLY COR	23-00012	01/06/23		Open	454.29	0.00		B
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Vendor #	Name	Status	Amount	Void Amount	Contract	PO Type
PO #	PO Date Description					
ASFI001	ATLANTIC SECURITY & FIRE, INC.					
23-01040	04/14/23	Open	275.85	0.00		
23-01197	05/09/23	Open	252.00	0.00		
			527.85			
ATH001	ATHLETE'S ALLEY					
23-01120	04/26/23 Soccer Clinic Shirts	Open	591.90	0.00		
AVAKL001	LEON AVAKIAN, INC					
23-01347	05/24/23 3/1-5/22 2023 General Plan	Open	1,920.00	0.00		
BAND001	BANDAG, INC					
23-00904	03/28/23 TIRES FOR DPW#36 FRED VAN	Open	458.40	0.00		
BOE001	EATONTOWN BOARD OF EDUCATION					
23-01323	05/22/23 TRANSPORTATION FACILITY OPERAT	Open	12,554.89	0.00		
CAPIC001	RONALD CAPICHANA					
23-01269	05/15/23 ROID GRANT COOKOUT DJ	Open	250.00	0.00		
CENTR015	CENTRAL JERSEY/CARBON URGENT					
23-01056	04/18/23 PRE-EMPLOYMENT PHYSICAL	Open	133.00	0.00		
CHEM001	CHEM-TEK INDUSTRIES INC.					
23-01191	05/05/23 SPRING 2023	Open	2,032.92	0.00		
COM006	COMCAST BUSINESS					
23-01457	06/08/23 BORO INTERNET BUSINESS ACCT	Open	779.25	0.00		
COMC004	COMCAST					
23-01435	06/06/23 BORO SPC VIDEO ACCOUNT	Open	136.32	0.00		
DARLE005	DARLENE MORRIS					
23-01241	05/12/23 REIMBURSEMENT FOR BACKGROUND	Open	44.13	0.00		
DELAG01	DE LAGÉ LANDEN FINANCIAL INC					
23-01357	05/24/23 MAILROOM COPIER LEASE	Open	146.85	0.00		
23-01358	05/24/23 COMMUNITY CTR COPIER LEASE	Open	146.85	0.00		
			293.70			
DELTA001	DELTA DENTAL					
23-01340	05/23/23 MAY 2023 PREMIUM	Open	13,124.06	0.00		
DENA001	DENA AMODEA					
23-00679	03/02/23 2023 CELL PHONE REIMBURSEMENTS	Open	90.00	0.00		B
DET002	DETCON					
23-01325	05/22/23 LOADMASTER L400 EJECTOR SHOES	Open	1,341.18	0.00		
DIC001	DICKSTEIN ASSOCIATES AGENCY					
23-01294	05/18/23 RENEWAL OF ACCI	Open	1,634.00	0.00		

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
DOR0010	DOREEN R. JACKSON	23-01316	05/19/23	MEDICARE REIMBURSEMENT 2023	Open	692.40	0.00		
DOR0001	FRED DORNER	23-01385	05/30/23		Open	179.99	0.00		
E-Z001	E-Z PASS	23-01335	05/23/23	E-ZPASS REPLENISHMENT	Open	250.00	0.00		
ELITE011	ELITE CLEANERS LS LLC	23-01278	05/16/23	March Dry Cleaning	Open	819.00	0.00		
		23-01279	05/16/23	April Dry Cleaning	Open	1,072.00	0.00		
						1,891.00			
ENF003	ENFORSYS POLICE SYSTEMS	23-01174	05/04/23	2023 Annual CAD/RMS Maint. Fee	Open	14,580.00	0.00		
ESOS005	ESO SOLUTIONS, INC	23-01250	05/12/23	FIRE DEPT ANNUAL SUBSCRIPTION	Open	1,420.00	0.00		
FLAKKJ01	JAYNE FLAKKER	23-01306	05/19/23	MON COUNTY WORKFORCE TRAINING	Open	26.00	0.00		
FMERA001	FMERA	23-01464	06/08/23	FORT MON STREET LIGHT EXT	Open	382.20	0.00		
FOO001	SAKER SHOPRITES, INC.	23-00922	03/30/23	PRESCHOOL MAY SNACKS	Open	76.32	0.00		
		23-00923	03/30/23	AFTERCARE MAY SNACKS	Open	248.91	0.00		
		23-00956	04/05/23	May Lunch Supplies	Open	107.29	0.00		
		23-01121	04/26/23	MUNICIPAL ALLIANCE SPEAK PROGR	Open	261.31	0.00		
		23-01186	05/05/23	ROID Grant cookout supplies	Open	112.35	0.00		
		23-01187	05/05/23	paper supplies beverages ROID	Open	179.37	0.00		
		23-01227	05/10/23	PRESCHOOL GRADUATION SUPPLIES	Open	78.48	0.00		
						1,064.03			
FOU001	ALL SEASONS DINER & RESTAURANT	23-01308	05/19/23	Prisoner Meal	Open	33.60	0.00		
GENAC001	BOROUGH OF EATONTOWN GENERAL A	23-01289	05/17/23	PAY PERIOD 5/26/23 OS/DETAIL	Open	8,715.00	0.00		
		23-01401	06/01/23	PAY PERIOD 6/9/23 O/S DETAIL	Open	7,654.00	0.00		
						16,369.00			
GHW001	GEORGE H. WITTENBERG	23-01257	05/12/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		
GROFFMID	GROFF TRACTOR MID ATLANTIC LLC	23-00047	01/09/23	OPEN FOR 2023	Open	332.37	0.00		B
GWL001	GEORGE WALL LINCOLN MERCURY, IN	23-00134	01/17/23	OPEN FOR 2023	Open	130.71	0.00		B

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
HARRIS01	J. HARRIS ACADEMY POLICE TRAIN	23-01063	04/18/23	Sergeant Training	Open	945.00	0.00		
HEYERGRU	HEYER GRUEL & ASSOCIATES, PA	23-01266	05/15/23	SILVERCAR ESCROW #1586	Open	1,282.50	0.00		
HOFF004	HOFFMAN SERVICE, INC.	23-01167	05/03/23	POST LIFT INSPECTIONS REPAIRS	Open	5,454.18	0.00		
HOMED01	HOME DEPOT/6035322538819545	23-01345	05/23/23	3x50 weed barrier - 4 rolls	Open	80.94	0.00		
IMA003	MARCO TECHNOLOGIES, LLC	23-01356	05/24/23	POLICE/CONSTRUCTION COPIER	Open	331.42	0.00		
IMP001	IMPRINT SHOP LLC	22-02813	12/06/22	Embroidery for uniforms	Open	30.00	0.00		B
		23-01223	05/10/23	ROID Grant TOC MERCH	Open	3,450.00	0.00		
						3,480.00			
INT001	INTERSTATE BATTERIES, INC	23-00050	01/09/23	OPEN FOR 2023	Open	156.95	0.00		B
JAC001	GEORGE JACKSON	23-01315	05/19/23	MEDICARE REIMBURSEMENT 2023	Open	692.40	0.00		
JENNI005	JENNIFER RODRIGUEZ	23-01318	05/22/23	RECREATION REFUND-SUMMER PROG	Open	295.00	0.00		
JENNI010	JENNIFER DASILVA	23-01355	05/24/23	RECREATION SUMMER PROG REFUND	Open	295.00	0.00		
JERS001	JCP&L	23-01436	06/06/23	BORO MONTHLY ELECTRIC USAGE	Open	891.38	0.00		
		23-01437	06/06/23	BORO MONTHLY STREET LIGHTING	Open	653.76	0.00		
						1,545.14			
JFWLL001	JOSEPH FAZZIO-HOWELL LLC	23-00051	01/09/23	OPEN FOR 2023	Open	46.80	0.00		B
		23-00308	01/31/23	OPEN FOR 2023 - COMPOST TRUCK	Open	2,195.87	0.00		B
		23-00847	03/20/23	OPEN FOR 2023	Open	487.41	0.00		B
						2,730.08			
JGC001	John Guire Supply LLC	23-00158	01/18/23	OPEN FOR 2023	Open	232.46	0.00		B
		23-01185	05/05/23	RED MAX STICK EDGER HERX230S	Open	479.95	0.00		
						712.41			
JSLS001	JERSEY SHORE LINE STRIPING INC.	23-01179	05/05/23	STOP BAR REPIANT W/ 50 LINEAR	Open	3,400.00	0.00		
		23-01182	05/05/23	Handicap stall striping garden	Open	300.00	0.00		
						3,700.00			

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Vendor #	Name	Status	Amount	Void Amount	Contract	PO Type
PO #	PO Date Description					
JSPOT01	JOHNNY ON THE SPOT, LLC					
23-01181	05/05/23 STANDARD TEMP RESTROOM SERVICE	Open	94.50	0.00		
KBS001	K.B.D. SUPPLY LLC					
23-00297	01/30/23	Open	460.50	0.00		B
23-01299	05/19/23	Open	<u>1,167.35</u>	0.00		
			1,627.85			
KNOX001	KNOX COMPANY					
23-01100	04/21/23 KNOXBOX KEY SECURE BOX	Open	2,274.00	0.00		
LAN001	LANIGAN ASSOCIATES, INC.					
22-00232	01/24/22 Uniform Purchases	Open	210.00	0.00		B
23-00747	03/08/23 Sgt. Badge for #104	Open	<u>310.00</u>	0.00		
			520.00			
LECK001	LECKSTEIN & LECKSTEIN, LLC					
23-01262	05/15/23 PB 5.15.2023 MEETING	Open	450.00	0.00		
LINC002	LINCOLN FINANCIAL LIFE INS CO					
23-00761	03/09/23 2022 LOSAP AWARDS	Open	29,700.00	0.00		
LUCI001	WILLIAM LUCIA					
23-01438	06/06/23 REIMBURSEMENT FOR ZOOM VIDEO	Open	213.14	0.00		
MCMAS005	MCMAS CARR SUPPLY COMPANY					
23-01215	05/10/23	Open	192.61	0.00		
MCPCA001	MON COUNTY POLICE CHIEFS ASSOC					
23-01172	05/04/23 Active Member Dues 2023	Open	150.00	0.00		
23-01173	05/04/23 RDF Annual Fee	Open	<u>500.00</u>	0.00		
			650.00			
MCTOA001	MON CTY TRAFFIC OFFICERS ASSOC					
23-00850	03/21/23 2023 Dues	Open	35.00	0.00		
MEG001	WILLIAM MEGO					
23-01368	05/25/23 OEM 2023 SALARY STIPEND	Open	2,500.00	0.00		
MICHA035	MICHAEL W. PRATA					
23-01221	05/10/23 PETER PRATA LIFE INSURANCE	Open	5,000.00	0.00		
MICK001	MICKY'S ICE CREAM & ITAL ICE					
23-01235	05/11/23 june 1 roid event	Open	378.00	0.00		
MON002	MONMOUTH BUILDING CENTER					
23-00559	02/15/23 OPEN FOR 2023	Open	490.28	0.00		B
MONMO005	MONMOUTH COUNTY PUBLIC WORKS					
23-01180	05/05/23 VEHICLE WASH	Open	115.00	0.00		
MOVEL005	MOVELLE, MEGAN					
23-01371	05/25/23 GARAGE SALE FEE REFUND	Open	10.00	0.00		

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
MU002	MONMOUTH UNIVERSITY	23-01194	05/08/23	FEDERAL WORK STUDY EMPLOYMENT	Open	28.06	0.00		
NJAWC001	NEW JERSEY AMERICAN WATER	23-01431	06/06/23	BORO HYDRANT WATER USAGE	Open	16,433.10	0.00		
NJB001	VERIZON	23-01353	05/24/23	POLICE CELL/ANTENNA TOWER	Open	1,437.77	0.00		
		23-01433	06/06/23	BORO MONTHLY PHONE USAGE	Open	9,846.06	0.00		
		23-01455	06/08/23	BORO POLICE TOWER/ENTENNA	Open	1,437.77	0.00		
						12,721.60			
NJDMV001	NJDVMC	23-01280	05/16/23	Title Fees	Open	180.00	0.00		
NJFE001	NEW JERSEY FIRE EQUIPMENT CO.	22-02261	09/30/22	FIRE DEPT TURNOUT GEAR ITEMS	Open	1,978.00	0.00		
		22-02668	11/14/22	GLOBE BOOTS-TURN-OUT GEAR	Open	1,084.00	0.00		
						3,062.00			
NJLE001	NJ LEAGUE OF MUNICIPALITIES	23-01338	05/23/23	NJ Municipalities Magazine	Open	425.00	0.00		
NJNO01	NJ NATURAL GAS CO.	23-01429	06/06/23	BORO MONTHLY GAS USAGE	Open	2,808.68	0.00		
NJSHD001	NEW JERSEY STATE VET HEALTH DE	23-01396	05/31/23	MAY DOG REPORT	Open	7.20	0.00		
OLI002	OLIWA & COMPANY	23-01313	05/19/23	PROFESSIONAL SERVICES 2023	Open	5,000.00	0.00		
PASHSTEI	PASHMAN STEIN WALDER HAYDEN	23-01423	06/05/23	APRIL 2023 GENERAL	Open	14,597.50	0.00		
		23-01424	06/05/23	APRIL 2023-RETAINER	Open	1,541.66	0.00		
		23-01425	06/05/23	APRIL 2023-TAX APPEALS	Open	2,212.50	0.00		
		23-01426	06/05/23	MOMOUTH MALL REDEVELOPMENT	Open	1,785.00	0.00		
						20,136.66			
PAY003	LOUISE M. PAYNE	23-01232	05/10/23	MEDICARE REIMBURSEMENT 2023	Open	318.64	0.00		
PETRO002	PETRO CHOICE	23-00905	03/28/23	OPEN FOR ENGINE OIL	Open	3,345.06	0.00		B
PLC001	NJEV P.L. CUSTOM BODY & EQUIP	23-01169	05/04/23	FIRST AID EMERG REPAIR 11-57	Open	1,110.00	0.00		
POS002	POSITIVE PROMOTIONS	23-01175	05/04/23	Mini Logo Soccer Balls	Open	339.55	0.00		
PROCA006	PRO CAP 8, LLC	23-01314	05/19/23	Lien Redemption 22000008	Open	2,944.63	0.00		

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
REMAX005	REMAX ELITE	22-02400	10/17/22	EATONTOWN DAY 2022 REFUND	Open	25.00	0.00		
REPT001	REPUBLIC SERVICES	23-01222	05/10/23	TONNAGE 4/30/23	Open	6,376.59	0.00		
RESC002	ALBERT J. RESCINIO, ESQ.	23-01380	05/26/23	PUBLIC DEFENDER SERVICES	Open	5,920.00	0.00		
RHELF005	R HELFRICH & SON CHARTER BUS	23-01341	05/23/23	June AC Bus Trip	Open	950.00	0.00		
RJ001	R&J CONTROL, INC	23-01198	05/09/23		Open	455.00	0.00		
ROADR005	ROAD REMEDY LLC	23-01291	05/18/23	permanent pothole repair	Open	2,884.00	0.00		
ROBER005	ROBERTS AND SONS INC	23-00055	01/09/23	OPEN FOR 2023	Open	162.75	0.00		B
RUTG099	RUTGERS CONTINUING STUDIES GOV	23-01106	04/24/23	Current Issues P&Z CONF 2023	Open	735.00	0.00		
SCH001	T&M ASSOCIATES	21-01755	08/06/21	INDUSTRIAL WAY WEST	Open	22,371.00	0.00		B
		21-01756	08/06/21	ADA RAMP UPGRADES/SIDEWALK	Open	1,219.50	0.00		B
		21-02684	11/16/21	ARP WAMPUM BROOK FLOOD STUDY	Open	3,563.50	0.00		B
		22-01914	08/17/22	ARP ARBORETUM DRAINAGE STUDY	Open	3,211.66	0.00		B
		23-00995	04/11/23	ENVIRONMENTAL HUSKY BROOK	Open	18,321.00	0.00		B
		23-01263	05/15/23	APRIL 2023 STREET OPENING	Open	14,232.45	0.00		
						62,919.11			
SDL001	SPATIAL DATA LOGIC INC	23-01258	05/12/23	YEARLY ENTERPRISE LICENSING	Open	27,700.00	0.00		
SEACST01	SEA COAST CHEVROLET-OLDSMOBILE	23-00056	01/09/23	OPEN FOR 2023	Open	271.34	0.00		B
SHORCU01	SHORE CUSTOMS	23-01176	05/04/23	WEATHERTECH FLOOR MATS - TAHOE	Open	114.95	0.00		
SIC003	STANDARD INSURANCE COMPANY INC	23-01381	05/26/23	MAY 2023 PREMIUM	Open	2,903.74	0.00		
		23-01382	05/26/23	MAY 2023 TRUCK & HOSE	Open	310.63	0.00		
						3,214.37			
SPCA001	MONMOUTH COUNTY SPCA	23-01143	05/01/23	BORO ANIMAL CONTROL SERVICES	Open	1,631.20	0.00		
		23-01389	05/30/23	BORO ANIMAL CONTROL SERVICES	Open	1,762.50	0.00		
						3,393.70			

June 13, 2023
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BOROUGH OF EATONTOWN
Purchase Order Listing By Vendor Id

Page No: 8

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
STAP003	STAPLES ADVANTAGE								
		23-01360	05/24/23	BUILDING DCA OFFICE SUPPLIES	Open	213.95	0.00		
		23-01361	05/24/23	TAX OFFICE SUPPLIES	Open	390.00	0.00		
		23-01362	05/24/23	ADMIN OFFICE SUPPLIES	Open	373.60	0.00		
						977.55			
STORR001	STORR TRACTOR COMPANY								
		23-00647	02/27/23	DPW#82 LABOR FOR DIAGNOSING	Open	1,200.66	0.00		
TAKWA005	TAK WATERMAN LLC								
		23-01170	05/04/23	Combo Fish Reels & Tackle Box	Open	544.00	0.00		
TARGE005	TARGETED TECHNOLOGIES LLC								
		23-01067	04/18/23	LICENSE RENEWAL FIREWALL-LEWIS	Open	375.00	0.00		
		23-01281	05/16/23	BORO IT SECURITY AWARENESS	Open	289.80	0.00		
		23-01399	05/31/23	FOX -IT PDF EDITOR - 3 QTY	Open	785.00	0.00		
						1,449.80			
TEPS001	STATE OF NJ DEPT OF TREASURY								
		23-01393	05/30/23	SHBP JUNE 2023	Open	296,205.45	0.00		
TERM001	TERMINATOR TERMITE & PEST MGT								
		23-00342	02/06/23	Monthly service 47 Broad Stree	Open	75.00	0.00		B
		23-01290	05/18/23		Open	800.00	0.00		
						875.00			
TIM001	W. E. TIMMERMAN CO., INC.								
		23-01158	05/03/23	SB SEGMENT SET (4) 17 WIRE	Open	953.27	0.00		
TRA001	RUDOLPH R. TRASK								
		23-01367	05/25/23	OEM DEPUTY 2023 SALARY STIPEND	Open	1,150.00	0.00		
TRY001	TRYSTONE CAPITAL ASSET, LLC								
		23-01373	05/26/23	Lien Redemption Cert# 22000012	Open	55,856.30	0.00		
UGIEN005	UGI ENERGY SERVICE, LLC.								
		23-01434	06/06/23	BORO NATURAL GAS USAGE	Open	1,048.99	0.00		
USB001	US BANK								
		23-01339	05/23/23	2018 DEBT SERVICE PAYMENT	Open	58,750.00	0.00		
VANB001	FLOWERS BY VAN BRUNT								
		23-01202	05/09/23	Memorial Day Wreath	Open	375.00	0.00		
		23-01243	05/12/23	FIRE DEPT MEMORIAL DAY WREATH	Open	125.00	0.00		
		23-01276	05/16/23	FIRST AID MEMORIAL DAY WREATH	Open	125.00	0.00		
						625.00			
VBF001	VERIZON BUSINESS FIOS								
		23-01352	05/24/23	FIRE DEPT FIOS ACCOUNT	Open	421.16	0.00		
VER003	V.E. RALPH & SON, INC.								
		23-01312	05/19/23	FIRST AID EMERG MEDICAL SUPPLY	Open	1,645.00	0.00		

June 13, 2023
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BOROUGH OF EATONTOWN
Purchase Order Listing By Vendor Id

Page No: 9

Vendor #	Name						
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
WAR001	WARSHAUER ELECTRIC SUPPLY CO.I						
23-00013	01/06/23		Open	129.59	0.00		B
WCE001	WIRELESS ELECTRONICS INC						
23-00892	03/27/23	OEM RADIO INSTALLED IN TRUCK	Open	425.00	0.00		
WEN001	WENNING AND SON						
23-01259	05/15/23	ROIDGRANTFOODSUPPLIES	Open	447.35	0.00		
WHITE006	WHITE DOVE CLEANERS						
23-01302	05/19/23	Bunny Suit Cleaning	Open	38.00	0.00		
WOO004	RONNIE L. WOODS						
23-01267	05/15/23	EYEGLOSS REIMBURSEMENT	Open	268.00	0.00		
WWG010	W.W. GRAINGER, INC.						
23-00991	04/10/23		Open	264.71	0.00		B
Total Purchase Orders:		168	Total P.O. Line Items:	0	Total List Amount:	805,894.08	Total Void Amount: 0.00

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND:	2-01	50,816.94	0.00	0.00	50,816.94
CURRENT FUND:	3-01	580,939.92	600.00	0.00	581,539.92
GENERAL CAPITAL FUND	C-04	75,728.10	0.00	0.00	75,728.10
GRANT FUND	G-02	9,647.54	0.00	0.00	9,647.54
	T-12	7.20	0.00	0.00	7.20
	T-15	77,468.93	0.00	0.00	77,468.93
	T-17	10,685.45	0.00	0.00	10,685.45
Year Total:		88,161.58	0.00	0.00	88,161.58
Total of All Funds:		805,294.08	600.00	0.00	805,894.08

ORDINANCE 16-2023

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

AN ORDINANCE AMENDING CHAPTER 89 "LAND USE", ARTICLE VII "AREA BULK AND USE REQUIREMENTS", SECTION 89-52 "CANNABIS CONDITIONAL USE REQUIREMENTS" AND CHAPTER 200 "LICENSES AND PERMITS", ARTICLE III "CANNABIS LICENSING AND TAXATION" SECTION 200-11 "TAXATION"

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" ("the Act") (P.L. 2021, c.16), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses to cultivate, manufacture, wholesale, distribute, sell and deliver cannabis and cannabis related products; and

WHEREAS, Section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in Section 3 of the Act as "a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer"), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location, manner and times of operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, Section 31b of the Act authorizes municipalities by ordinance to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

WHEREAS, Section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (or by August 22, 2021); and

WHEREAS, the Borough Council adopted Ordinance 19-2021 authorizing no more than two of each Class 1-Cannabis Cultivator facilities, Class 2-Cannabis Manufacturer facilities, Class 3-Cannabis Wholesaler facilities, Class 4-Cannabis Distributor facilities; and three Class-5 Retailer establishments inclusive of the existing Alternative Treatment Center which was deemed to concurrently hold a Class 5 Retail License pursuant to the Act.

WHEREAS, the Borough Council of the Borough of Eatontown has determined that it is in the public interest to expand the number of cannabis licenses to four within each Class to enhance tax revenue from cannabis and to otherwise clarify certain conditions within the Cannabis Ordinance.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Eatontown that the Borough Code of the Borough of Eatontown be and is hereby amended as follows:

[additions are underlined, and additions are noted through strike-out]

SECTION 1.

89-4– DEFINITIONS – is hereby amended to add the following:

"School means a public or private school or that portion of a public or private school which provides facilities for teaching any grade from kindergarten through grade twelve."

SECTION 2. Chapter 89, Section 52 entitled "Cannabis Conditional Use Requirements" is hereby amended as follows:

Section 89-52 -Cannabis Conditional Use Requirements

Cannabis Class uses, (other than Alternative Treatment Centers) shall be permitted as a Conditional Use given the following conditions:

- A. [No changes].
- B. Location. The permitted location of such uses shall be in accordance with the current NJ State requirements in addition to the following:
 - 1 Class 1, 2, 3 and 4 shall be located on Industrial Way West, Industrial Way East to Wall Street, Meridian Road, Corbett Way, Christopher Way and James Way.
 - 2 Class 5 shall be located on Route 36 and on Route 35 both south of the intersection with Route 36 and north of the intersection with Route 36 until Broad Street. Class 5 cannabis retail facilities -and is not to be located less than 1,000 feet from a school on the same side or opposite of the street shall be located a minimum of a 1,000 feet radius from any property line of a Class 5 retail facility to any property line of a School . Class 5 cannabis retail facilities shall also be located a minimum of a 1,000 feet radius from any property line of such facility to any property line of another Class 5 cannabis retail facility.
 - 3 [No change]
- C. [No changes].
- D. Quantity. The maximum permitted number of Class 5 Cannabis Retail establishments within the Borough of Eatontown is ~~three (3)~~, four (4) inclusive of the existing Alternative Treatment Center which is deemed to concurrently hold a Class 5 Retail License pursuant to the Act. There shall be no more than ~~two-four~~ of each Class 1-Cannabis Cultivator facilities, Class 2-Cannabis Manufacturer facilities, Class 3-Cannabis Wholesaler facilities, and Class 4-Cannabis Distributor facilities.
- E. Cannabis Consumption Areas. Cannabis Consumption Areas are prohibited.
- F. Off-Street Parking Requirement for Class 5 Retail establishments: 7 per 1000 square feet.

SECTION 3.

Article III,

Cannabis Licenses and Permits, Chapter 200-11 entitled "Taxation" is hereby created as follows:

200-11. Taxation.

Cannabis products will be subject to the State sales tax and, as authorized by the Legislature, local cannabis tax of 2% for cannabis cultivator, manufacturer, and/or retailer; and 1% for wholesalers. The tax percentage is based on the receipts for each sale and will be paid directly to the municipality ~~in the manner prescribed by the Borough~~ quarterly with payments due on January 5, April 5, July 5 and October 5 of each year for receipts generated the previous three months. Any delinquencies are treated the same as delinquent property taxes. The local tax does not apply to delivery services to consumers transfers for the purpose of bulk transportation.

The remainder of all other sections and subsections of the ordinance not specifically amended by this Ordinance shall remain in full force and effect.

SECTION 4

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

SECTION 5.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 6.

This Ordinance shall take effect upon its passage and publication according to law.

DATE INTRODUCED: ~~MAY 10, 2023~~, JUNE 14, 2023
PUBLIC HEARING: JUNE 28, 2023

BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

WHEREAS, The Tax Collector has forwarded to the Borough of Eatontown a list of Tax Sale Certificate Outside Liens for Redemption and has recommended that the same be refunded.

BLOCK	LOT	QUAL	NAME	AMOUNT CERTIFICATE	AMOUNT PREMIUM	CERTIFICATE NUMBER
2607	2		PRO CAP 8 FBO FIRSTTRUST BANK	\$ 1,044.60	\$ 1,800	22000027
908	10		PRO CAP 8 FBO FIRSTTRUST BANK	\$ 1,044.63	\$ 1,900	22000008
1003	10		TRYSTONE CAPITAL ASSETS, LLC	\$17,756.30	\$38,100	22000012

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

CERTIFICATION

I, Julie Martin, RMC, 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 June 14, 2023.

Julie Martin, RMC, Borough Clerk

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH**

Now, Therefore, Be It Resolved by 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 RFPs for Banking Services.

	MOTION	SECONDED	AYE	NAY	ABSTAIN	ABSENT
Council President East						
Councilmember Regan, Jr.						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Councilmember Araman						
Mayor Talerico						

CERTIFICATION

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Julie Martin, RMC, Borough Clerk

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH**

Whereas, there is a need to seek RFPs for The Shop Eatontown Property Tax Reward Program; and

Now, Therefore, Be It Resolved by 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 RFPs for the Shop Eatontown Property Tax Reward Program.

	MOTION	SECONDED	AYE	NAY	ABSTAIN	ABSENT
Council President East						
Councilmember Regan, Jr.						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Councilmember Araman						
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 June 14, 2023.

Julie Martin, RMC, Borough Clerk

BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

WHEREAS, on June 30, 2023, all New Jersey Alcoholic Beverage Control licenses (Plenary Retail Consumption, Plenary Retail Distribution, and Club) issued in the Borough of Eatontown will expire as per N.J.S.A.33-1 et al, and may be renewed upon application to the Borough Clerk and approval by the Eatontown Governing Body; and

WHEREAS, after searching the police reports of the Borough of Eatontown, Chief William Lucia has found no reason to deny the issuance of these licenses; and

WHEREAS, no objections have been filed with the Borough Clerk by anyone, including the New Jersey ABC Commission, regarding the renewal of these licenses.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Eatontown do hereby grant the applicants listed below a renewal of their ABC Licenses in the Borough of Eatontown for the period of July 1, 2023, through June 30, 2024, as follows:

CLUB	EATONTOWN B.P.O. ELKS	1311-31-015-001
CONSUMPTION/HOTEL	SHERATON EATONTOWN HOTEL (Hotel Eatontown)	1311-36-016-007
CONSUMPTION	BUFFALO WILD WINGS	1311-33-003-008
	CHILI'S	1311-33-013-003
	OLIVE GARDEN	1311-33-012-004
	TGI FRIDAY'S	1311-33-009-010
	OLD ORCHARD COUNTRY CLUB (New Orchard Corp)	1311-33-008-012
	SUN EAGLES (Above Par Hospitality)	1311-33-018-001
CONSUMPTION (POCKET)	FIREBIRDS OF EATONTOWN, LLC	1311-33-001-009
	INDUSTRIAL 35 LIQUORS, LLC	1311-33-004-005
	(Renewed pursuant to Special Ruling by Director for 12.39 Relief for 2022-2023 & 2023-2024 License Term)	
	MMLL, LLC	1311-33-011-012
	(Renewed pursuant to Special Ruling by Director for 12.39 Relief for 2022-2023 & 2023-2024 License Term)	
DISTRIBUTION	PRICES WINES & LIQUORS	1311-44-002-003
	TOTAL WINE & MORE (Eatontown Fine Wine & Spirits)	1311-44-010-004

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

CERTIFICATION

I, Julie Martin, RMC, 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 June 14, 2023.

Julie Martin, RMC, Borough Clerk

RESOLUTION 121-2023

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

AUTHORIZING THE WAIVING OF RAFFLE FEES FOR EATONTOWN FIRE DEPARTMENT

WHEREAS, the Eatontown Fire Department have requested that the Borough fees for their annual Raffle License issued to them by the Borough for charitable contribution purposes be waived; and

WHEREAS, the Borough Council has reviewed their request for waiving the Borough fees; and

WHEREAS, the Eatontown Fire Department will be required to pay all applicable fees to the New Jersey Legalized Games of Chance Control Commission and file all appropriate paperwork associated with said license with the Office of the Borough Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that the Borough Clerk is authorized to waive Borough fees associated with the issuance of the 2023 Raffle License for the Eatontown Fire Department.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, RMC, 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 June 14, 2023. Julie Martin, Borough Clerk
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

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

BE IT FURTHER RESOLVED that the Borough Clerk of the Borough of Eatontown provide a copy of this resolution to the Eatontown Police Department (Detective Bureau) and Michael I. Halfacre, Esq. and Jennifer Nellany, Esq.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President East						
Councilmember Regan, Jr.						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Councilmember Araman						
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 June 14, 2023.

 Julie Martin, RMC, Borough Clerk

BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

- | | MOTION | SECOND | AYE | NAY | ABSTAIN | ABSENT |
|------------------------|--------|--------|-----|-----|---------|--------|
| Council President East | | | | | | |
| Councilmember Regan | | | | | | |
| Councilmember Jones | | | | | | |
| Councilmember Gindi | | | | | | |
| Councilmember Lucas | | | | | | |
| Councilmember Araman | | | | | | |
| 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 June 14, 2023.

Julie Martin, RMC, Borough Clerk

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

WHEREAS, the Monmouth County Board of Health, through the Monmouth County Health Department, provides State mandated local health services pursuant to the Local Health Services Act, N.J.S.A. 26:3A-2-1 et seq. and the Public Health Practice Standards of Performance for Local Boards of Health in New Jersey, N.J.A.C. 8:52-1 et seq.; and

WHEREAS, the Borough of Eatontown (the "Borough") is legally required to have a Board of Health and provide local health services mandated by law and the Monmouth County Board of Health ("County") desires to provide such required health services to the Borough consistent with the terms and conditions of a Memorandum of Agreement; and

WHEREAS, the Borough and the County seek to enter into a Memorandum of Agreement which will require the County to provide local health services to the Borough and which will allow Eatontown to be a member of the Monmouth County Board of Health System for a term of up to five (5) years; and

WHEREAS, the Borough Council of the Borough of Eatontown believes it is in the best interest of the Borough to enter into the Memorandum of Agreement with the Monmouth County Board of Health because it is the most cost effective manner to provide local health services to the Borough's residents.

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that it hereby approves the Memorandum of Agreement between the Monmouth County Board of Health and the Borough of Eatontown for the provision of local health services.

1. Terri O'Connor, Monmouth County Administrator
2. Christopher P. Merkel, M.P.H., H.O., Monmouth County Public Health Coordinator
3. William P. Lucia, III, Interim Borough Administrator
4. Andrew Bayer, Esq., Borough Attorney

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

CERTIFICATION

I, Julie Martin, 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 June 14, 2023.

 Julie Martin, RMC, Borough Clerk

RESOLUTION 125-2023

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

**RESOLUTION URGING THE LEGISLATURE TO FULLY RESTORE THE ENERGY TAX RECEIPTS PROPERTY TAX
RELIEF FUND TO MUNICIPALITIES**

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

WHEREAS, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; since, just as municipalities collect property taxes for the benefit of school districts, counties, and other entities, the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs; and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

WHEREAS, the diversion of dedicated energy tax receipts to the State's General Fund further jeopardizes this critical property tax relief funding in future years; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, the 2023 Fiscal Year New Jersey State budget included a \$75 million allocation in new funds identified as the Municipal Relief Fund which was a positive first step in the right direction after years of neglecting the restoration of crucial funding, but a one-time allocation does not address the ever-growing financial gap; and

WHEREAS, the allocation of over \$350M into the 2024 Fiscal Year New Jersey State budget for municipalities would restore funding back to 2008 levels which has been annually diverted from dedicated municipal funding programs; and

WHEREAS, the Governor and the Legislature will be adopting the State of New Jersey's 2024 budget and the New Jersey State League of Municipalities, the New Jersey Conference of Mayors, the New Jersey Urban Mayors Association have all sent a letter to the State of New Jersey requesting the full restoration of the Energy Tax Receipts funding owed to municipalities; and

WHEREAS, the Borough Council believes it is in the best interest of the Borough, the County of Monmouth, and the State of New Jersey that the Legislature fully restore the Energy Tax Receipts Property Tax Relief Fund because it has been always been intended to fund local programs for local use by municipalities because local elected officials are in the best position to decide the best use of these resources.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Eatontown, County of Monmouth that it hereby joins in the request of over 400 municipalities, the League of Municipalities, the New Jersey Conference of Mayors, the New Jersey Urban Mayors Association in urging the Governor and the Legislature to fully restore the Energy Tax Receipts Property Tax Relief Fund as part of the 2024 Fiscal Year New Jersey State budget.

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

1. Hon. Phillip Murphy, Governor
2. Hon. Craig Coughlin, Speaker of the New Jersey Assembly
3. Hon. Nicholas Scutari, Senate President
4. Monmouth County Legislative Delegation

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, 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 June 14, 2023.
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							
							Julie Martin, RMC, Borough Clerk

RESOLUTION 126-2023

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

**RESOLUTION AUTHORIZING ISSUANCE OF CLASS 5 RETAIL CANNABIS LICENSE
TO AYR WELLNESS NJ, LLC**

WHEREAS, the Borough adopted Ordinance No. 19-2021 (the "Ordinance") authorizing and limiting cannabis business establishments in the Borough including three (3) Class 5 Cannabis Retailer Licenses in delineated areas through the Borough on August 5, 2021, and

WHEREAS, GSD NJ, LLC, d/b/a Garden State Dispensary ("GSD") was issued a license by the Cannabis Regulatory Commission ("CRC") to operate a Class 5 Retail facility at the location identified as 59 NJ-35, Eatontown (the "Property"); and

WHEREAS, the Borough of Eatontown issued a local license pursuant to the Ordinance to GSD to operate a Class 5 Retail cannabis facility for the time period June 1, 2022 to June 1, 2023; and

WHEREAS, GSD changed its name to AYR Wellness NJ, LLC ("AYR") and the Borough amended its Class 5 Retail cannabis facility license to reflect the licensee's new name on or about November 21, 2022; and

WHEREAS, AYR seeks to renew its Borough license to operate a Class 5 Retail facility at the Property and it has represented to the Borough that the CRC will be renewing its application for the time period July 1, 2023 through June 30, 2024; and

WHEREAS, the Borough has reviewed AYR's renewal application under the applicable requirements of the Ordinance and has recommended the Borough Council approve the issuance of a Class 5 Retail license to AYR for a one year period ending on June 30, 2024.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Eatontown in the County of Monmouth, State of New Jersey that it hereby authorizes the Borough Clerk to issue a Borough license AYR Wellness NJ, LLC to operate Class 5 Retail Cannabis facility at the premises located at 59 Route 35 North, Eatontown.

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

- a. AYR Wellness, NJ, LLC
- b. Kathy Muscillo, Director of Planning and Zoning
- c. Dena Amodea, Chief Financial Officer

	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 June 14, 2023 Julie Martin, RMC, Borough Clerk
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

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

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

CERTIFICATION

I, Julie Martin, 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 June 15, 2023.

Julie Martin, RMC, Borough Clerk

RESOLUTION 128-2023

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

**RESOLUTION AUTHORIZING PLANNER TO PREPARE REDEVELOPMENT PLAN FOR THE
BOROUGH'S DOWNTOWN REDEVELOPMENT AREA**

WHEREAS, the Mayor and Council of the Borough of Eatontown adopted Resolution 44-2021 on February 24, 2021 directing the Planning Board to conduct a preliminary investigation of the properties officially designated as Block 304, Lots 1, 2, 3, 4, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 26; Block 901, Lots 1, 2, 3, 4, 5, 6, 7 and 8; and Block 401, Lots 61, 62 and 63 on the tax map of the Borough of Eatontown (the "Downtown Redevelopment Area") so as to determine whether the Downtown Redevelopment Area meets the criteria to be designated a Non-Condensation Area in Need of Redevelopment; and

WHEREAS, the Planning Board conducted an investigation which included consideration of the report prepared by Jennifer C. Beahm, P.P., AICP of Leon S. Avakian Inc., dated April 2021 entitled "Area In Need of Redevelopment Investigation Report" and conducted a public hearing on May 17, 2021 in accordance with the requirements of applicable law: and

WHEREAS, the Planning Board determined the Downtown Redevelopment Area meets the criteria under the LRHL to be declared a Non-Condensation Area in Need of Redevelopment and adopted a Resolution on June 7, 2021 confirming that finding; and

WHEREAS, Borough Council adopted a Resolution determining that the Downtown Redevelopment Area constitutes a Non-Condensation Area in Need of Redevelopment under the criteria set forth under N.J.S.A. 40A:12A-5 (a) and (b).

WHEREAS, the Borough Council seeks to further and implement the redevelopment of the Downtown Redevelopment Area by authorizing the preparation of a Redevelopment Plan in accordance with the requirements of the Local Redevelopment and Housing Law and it received a proposal from the Borough Planner, Jennifer Beahm, P.P., AICP of Leon S. Avakian, Inc. dated May 23, 2023 to draft a Redevelopment Plan for an amount not to exceed \$8,580.00.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Eatontown, Monmouth County, New Jersey, that the Borough Council hereby authorizes the Borough Planner, Jennifer C. Beahm, PP, AICP to prepare a Redevelopment Plan for the Downtown Redevelopment Area in conformance with her proposal to the Borough of Eatontown dated May 23, 2023.

1. Jennifer Beahm, P.P. AICP
2. Dena Amodea, CFO
3. William P. Lucia, III, Borough Administrator

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 Amodea, CFO of the Borough of Eatontown have ascertained that there are sufficient uncommitted funds not to exceed \$8,580.00 (Purchase Order No. 23-01495).

Dena Amodea
Dena Amodea, CFO

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President East						
Councilmember Regan, Jr.						
Councilmember Jones						
Councilmember Gindl						
Councilmember Lucas						
Councilmember Araman						
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 June 14, 2023.

Julie Martin, Borough Clerk

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

CERTIFICATION

I, Julie Martin, RMC, 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 June 14, 2023.

Julie Martin, RMC, Borough Clerk