

RESOLUTION - 2020-31

Authorizing Formal Transfer of Funds -
2019 Budget

WHEREAS N.J.S.A. 40A:4-58 states : "Should it become necessary, during the first 3 months of the fiscal year, to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefor and there shall be an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the governing body may, by resolution setting forth the facts, adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of such excess to those appropriations deemed to be insufficient"; and,

WHEREAS the Chief Financial Officer has recommended that the following transfers, being in compliance with N.J.S.A. 40A:4-58, be made.

NOW THEREFORE BE IT RESOLVED by the Township Committee of Colts Neck Township, County of Monmouth, (not less than 2/3 of the full membership concurring affirmatively) that the 2019 budget transfers be made a permanent part of this resolution, are hereby made and approved.

2019 BUDGET TRANSFERS

TRANSFERS TO(INSIDE "CAPS"):

Financial Administration(Treasury):

Other Expenses \$ 2,100.00 To cover additional expenses.

Recycling:

Other Expenses 40,000.00 To cover additional expenses.

TOTAL TRANSFERS TO

\$ 42,100.00

TRANSFERS FROM(INSIDE "CAPS"):

Road Repairs and Maintenance:

Salaries and Wages \$ 42,100.00

TOTAL TRANSFERS FROM

\$ 42,100.00

I, Trina Lyndsey do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during the meeting held on the 29th day of January 2020.

Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Rizzuto					
Deputy Mayor Viola					
Bartolomeo					
Fitzpatrick					
Orgo					
M - Moved S - Seconded X - Indicates Vote NV - Not Voting Ab - Absent					

RESOLUTION 2020-32

**AUTHORIZING AWARD OF CONTRACT
DEANGELIS REMEDIATION PROJECT**

WHEREAS, Colts Neck Township directed T&M Associates to solicit informal quotes for the removal of a 750-gallon heating oil underground storage tank (UST), removal of a septic tank (and contents), and removal of surface and buried debris; and

WHEREAS, the Township Engineer received two (2) informal quotes, and has made a recommendation to award; and

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

Vendor: Enterprise Networking Resolutions Contracting, LLC
PO Box 70
Winslow, NJ 08095

Amount: \$14,396.00

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

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

1. Enterprise Networking Resolutions Contracting, LLC., Vendor;
2. Glenn Gerken, Township Engineer;
3. John Antonides, Chief Financial Officer; and
4. Meghan Bennett, Esq., Township Attorney.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2020-33

**CONFIRMING APPOINTMENT
TO THE
LOCAL EMERGENCY PLANNING COMMITTEE**

BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to Chapter 38 of the Code of Colts Neck Township that the following appointment be and is confirmed to the Local Emergency Planning Committee:

CHARLES KARCHER

TERM EXPIRES 12/31/22

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

1. Member above so appointed; and
2. Local Emergency Planning Committee.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during the Reorganization meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2020-34

**CONFIRMING APPOINTMENT
TO THE
HISTORICAL PRESERVATION COMMITTEE**

BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to Chapter 38 of the Code of Colts Neck Township that the following appointment be and is confirmed to the Historical Preservation Committee:

MICHELLE WARENDORF

TERM EXPIRES 12/31/22

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

1. Member above so appointed; and
2. Local Emergency Planning Committee.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during the Reorganization meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2020-35

AUTHORIZING APPROVAL OF AN APPLICATION FOR PARTICIPATION IN THE FEDERAL SURPLUS PROPERTY 1033 PROGRAM

WHEREAS, State P.L. 2015, Chapter 23, codifies a program, known as the Federal Surplus Property 1033 Program, which allows for the transfer of surplus Federal property to local law enforcement agencies; and

WHEREAS, any and all surplus Federal property to be applied for under the Federal Surplus Property 1033 Program for use by the Colts Neck Township Police Department will be presented by the Colts Neck Chief of Police and/or the Colts Neck Office of Emergency Preparedness Coordinator to the Colts Neck Township Committee Police Liaison and to the Township Administrator for review and approval prior to making application under the Federal Surplus Property 1033 Program; and

WHEREAS, the Township's receipt of all surplus property under the Federal Surplus Property 1033 Program will be memorialized by resolution and adopted by a majority of the full membership of the Township Committee of Colts Neck Township; and

WHEREAS, State Law P.L. 2015, Chapter 23, requires any application for a local law enforcement agency to enroll in said program must be approved on an annual basis by resolution adopted by a majority of the full membership of the governing body of the local unit.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of Colts Neck Township that it hereby approves the submission of an application to enroll in the Surplus Property Federal 1033 Program, and further authorizes appropriate Township personnel to prepare and submit said application; and

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

1. Paul Santucci, Chief of Police;
2. Tyler Badarracco, OEM Coordinator;
3. John Antonides, Chief Financial Officer; and
4. Meghan Ann Bennett, Esq., Township Counsel.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Rizzutto						
Deputy Mayor Viola						
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Orgo						
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

RESOLUTION 2020-36

**RESOLUTION COMMEMORATING THE CENTENNIAL
OF THE RATIFICATION OF THE 19TH AMENDMENT**

WHEREAS, the year Two Thousand and Twenty marks the 100th Anniversary of the ratification of the 19th Amendment of the United States Constitution; and

WHEREAS, women fought for the right to vote for more than a century and persevered in the face of resistance; and

WHEREAS, many New Jersey women advocated for the right to vote; and

WHEREAS, Monmouth County was the home to many suffragists both male and female, and suffrage rallies and events occurred within Monmouth County's borders; and

WHEREAS, February 9, 2020 will mark the centennial of the New Jersey ratification of the 19th Amendment; and

WHEREAS, August 26, 2020 will mark the nationwide centennial of the 19th Amendment officially becoming part of the United States Constitution, after the required number of states had ratified; and

WHEREAS, daughters, granddaughters, and great-granddaughters of the women who fought so hard to vote have been making their voices heard at the polls for nearly 100 years; and

WHEREAS, women are running for office and currently in elected office in large numbers in Monmouth County, follow in the footsteps of these great suffragists; and

WHEREAS, there are currently over 200,000 women registered to vote in Monmouth County, New Jersey; and

WHEREAS, all government entities on the local, state and national level should commemorate and recognize this historic milestone and reaffirm its commitment to empowering and uplifting the voices of women.

NOW, Therefore be it resolved that the Mayor and Township Committee of Colts Neck Township, County of Monmouth, State of New Jersey, do hereby

- (1) Celebrate and recognize the 100th Anniversary of the passage and ratification of the 19th Amendment to the United States Constitution providing for women's suffrage; and
- (2) Honor the role of the ratification of the 19th Amendment in promoting the core values of our democracy as set forth in the Constitution of the United States; and
- (3) Reaffirm our desire to continue strengthening democratic participation and to inspire future generations to cherish and preserve the historic precedent established by the 19th Amendment

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

1. Christine Giordano Hanlon, Monmouth County Clerk; and
2. Meghan Bennett, Esq., Township Attorney

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2020-37

**AUTHORIZING THE RENEWAL OF A SHARED SERVICES AGREEMENT
BETWEEN COLTS NECK TOWNSHIP AND THE
TOWNSHIP OF MARLBORO FOR USE OF THE MARLBORO SWIM CLUB**

WHEREAS, N.J.S.A. 40A:65-1 et. seq. authorizes the Township of Marlboro and Colts Neck Township to enter into a shared services agreement provided that a resolution is adopted by both the Township of Marlboro and Colts Neck Township authorizing the shared services agreement; and

WHEREAS, Colts Neck Township and the Township of Marlboro entered into a shared services agreement for the use of the Marlboro Swim Club by Colts Neck residents in 2012 and amended said agreement in 2016; and

WHEREAS, Colts Neck Township and the Township of Marlboro desire to renew the shared services agreement whereby Colts Neck Township's residents can avail themselves of the Marlboro Swim Club.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Colts Neck Township that:

1. The fees to be charged to Colts Neck residents for membership at the Marlboro Swim Club are set forth in "Exhibit A" of the renewal agreement; and
2. The Mayor and Township Clerk are hereby authorized to execute, seal and deliver the shared services agreement on behalf of, and in the name of Colts Neck Township annexed hereto as "EXHIBIT A"; and
3. The shared services agreement renewal shall take effect upon the adoption of a resolution by both parties to the shared services agreement, and execution of the shared services agreement contemplated herein.
4. A copy of this shared services agreement renewal shall be open to public inspection in the Clerk's Office immediately after passage of this resolution to become a party to a shared services agreement.
5. A certified copy of this resolution shall be provided to each of the following:
 - a. Marlboro Mayor, Jonathan Hornik;
 - b. Marlboro Township Council;
 - c. Marlboro Business Administrator, Jonathan Capp; and
 - d. Marlboro Swim Club.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2020-38

A RESOLUTION EXTENDING THE SEGEANT'S PROMOTIONAL ELIGIBILITY LIST THROUGH THE 2020 CALENDAR YEAR

WHEREAS, the Colts Neck Township Police Department created a Sergeant's promotional eligibility list on _____, 20__; and

WHEREAS, pursuant to Volume 1, Chapter 5, Article 11 of the Colts Neck Township Police Department's Administration Promotional Process, the Sergeant's promotional eligibility list may remain active for a period of two (2) years from the date created, plus the remainder of that calendar year; and

WHEREAS, the Colts Neck Township Police Department's Chief of Police requested the Sergeant's promotional eligibility list remain active through the 2020 calendar year; and

WHEREAS, the Colts Neck Township Committee has determined that it is in the Township's best interest to keep the Sergeant's promotional eligibility list active through the 2020 calendar year.

NOW, THEREFORE, BE IT RESOLVED the Township Committee of the Township of Colts Neck hereby extends the Sergeant's promotional eligibility list through the 2020 calendar year; and

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

1. Paul Santucci, Township Chief of Police;
2. John Antonides, Chief Financial Officer; and
3. Meghan Bennett Clark, Township Attorney.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Rizzuto						
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M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

RESOLUTION 2020-39

RESOLUTION IN SUPPORT OF THE NEW JERSEY DEPARTMENT OF TRANSPORTATION ROUTE 34 OVER BIG BROOK PROJECT

WHEREAS, the New Jersey Department of Transportation (NJDOT) proposed a highway improvement project/bridge replacement project to the Route 34 bridge over Big Brook; and

WHEREAS, the Township has reviewed and discussed the proposed plans presented by the New Jersey Department of Transportation (NJDOT); and

WHEREAS, Route 34 bridge over Big Brook is in poor condition and in need of replacement; and

NOW THEREFORE BE IT RESOLVED, by the Township Committee of Colts Neck Township that the Township Committee supports the project known as Route 34 bridge over Big Brook project.

BE IT FURTHER RESOLVED, that the Township Committee of Colts Neck Township requests NJDOT to expeditiously complete the project to protect the safety of our residents.

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

1. NJDOT; and
2. Kathleen Capristo, Township Administrator; and
3. Meghan Ann Bennett, Esq., Township Attorney

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during the Reorganization meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2020-40

**AUTHORIZING THE ACCEPTANCE OF A PERFORMANCE GUARANTEE
AND INSPECTION ESCROW FOR GROOMS, BLOCK 27, LOTS 5 & 7, PB731A**

BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to the recommendation of the Township Planner and Township Engineer, that it hereby authorizes the following for Block 27, Lots 5 & 7:

1. Acceptance of a performance guarantee in the amount of \$3,156.00
2. Acceptance of an inspection fee escrow in the amount of \$1,315.00

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

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

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2020-41

**AUTHORIZING THE COUNTY OF MONMOUTH
MOSQUITO CONTROL DIVISION
TO CONDUCT AERIAL MOSQUITO CONTROL OPERATIONS
WITHIN COLTS NECK TOWNSHIP**

WHEREAS, the Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et.seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitoes within the County; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population within the County of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated “congested area”, the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, Colts Neck Township is designated as a “congested area” by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW, THEREFORE, be it resolved as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:
 - a. The County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies; and
 - b. Such operations will be performed in compliance with applicable Federal and State regulations; and
 - c. The County will notify the Police Department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2020-42

**AUTHORIZING REFUND OF 2019 PROPERTY TAX OVERPAYMENT
FOR DISABLED VETERAN EXEMPTION**

BE IT RESOLVED by the Township Committee of the Township of Colts Neck that pursuant to the recommendation of the Chief Financial Officer, that it hereby authorizes the refund for overpayment of property taxes, as follows:

<u>APPLICANT</u>	<u>AMOUNT</u>
McCoy, Shannon Block 6 Lot 26 12 Hillmont Terrace	\$7,965.00

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

1. Applicant, Shannon McCoy and
2. John Antonides, Chief Financial Officer.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of the Township of Colts Neck during a regular meeting held on the 29th day of January 2020.

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2020-43

**ACCEPTING THE RESIGNATION OF
TOWNSHIP EMPLOYEE
RICHARD ZARRILLO**

BE IT RESOLVED by the Township Committee of Colts Neck Township that it hereby acknowledges the receipt of and accepts the resignation of Richard Zarrillo, effective March 1, 2020.

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

1. Richard Zarrillo; and
2. Paul Santucci, Chief of Police
3. John Antonides, Chief Financial Officer.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

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

RESOLUTION 2020-44

**AUTHORIZING THE RELEASE OF ESCROW FUNDS FOR
STAVOLA REALTY COMPANY, BLOCK 53.01, LOT 6, PB# 645**

BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to the recommendation of the Township Planner and Planning Board Professionals, that it hereby authorizes the following for Block 53.01, Lot 6:

1. Release of escrow funds in the amount of \$185.50

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

1. Applicant, Stavola Realty Company
2. Timothy Anfuso, Township Planner;
3. Planning Board Secretary; and
4. John Antonides, Chief Financial Officer

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 29th day of January 2020

Trina Lindsey, Municipal Clerk

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Rizzuto						
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Fitzpatrick						
Orgo						
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						