

ORDINANCE NO. O-17-4  
TOWNSHIP MEETING DATE – February 21, 2017

ORDINANCE AMENDING CHAPTER XI (TRAFFIC), SECTION 11-11.1 (NO LEFT TURNS), SCHEDULE XA (NO LEFT TURNS) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF FREEHOLD, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

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BE IT ORDAINED by the Township Committee of the Township of Freehold, County of Monmouth, State of New Jersey, as follows:

**I**

**Chapter XI (Traffic), Section 11-11.1 (No Left Turns), Schedule XA (No Left Turns)**

is hereby amended by adding the following street:

**Name of Street**

Route NJ 79 and  
Moreau Avenue

**Location**

Northbound Route  
NJ 79 to westbound  
onto Moreau Avenue

**II**

All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

**III**

If any section, subparagraph, sentence, clause or phrase of this Ordinance shall be held to be invalid, such decision shall not invalidate the remaining portion of this Ordinance.

#### IV

In accordance with the New Jersey Department of Transportation's (NJDOT) Traffic Regulation Order NT 2017-5 (NLT), this Ordinance shall take effect upon adoption and publication and the NJDOT erecting signs prohibiting the motor vehicle movement prohibited by this Ordinance.

**EXPLANATORY STATEMENT:**

This Ordinance shall prohibit left turns from northbound Route NJ 79 to westbound onto Moreau Avenue in accordance with NJDOT Traffic Regulation Order NT 2017-5 (NLT).



# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-17-78

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION TO AMEND THE FREEHOLD TOWNSHIP FIRE DISTRICT NO. 1 2017 BUDGET IN ACCORDANCE WITH RESOLUTION R-17-70**

## **--- RESOLUTION ---**

WHEREAS, the Freehold Township Fire District No.1 2017 Fiscal Budget was rejected by the voters of the District in a duly held election on February 18, 2017; and,

WHEREAS, the Public Hearing on said budget has been held as advertised on March 20, 2017 within thirty (30) days of the Fire District Election; and,

WHEREAS, Resolution R-17-70 detailed the budget cuts ordered by the Township Committee; and,

WHEREAS, the New Jersey State Division of Local Government Services requires that a budget amendment be submitted to them;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold, in the County of Monmouth, that the amendments to the rejected budget of 2017, are hereby made:

	FROM	TO
Revenues and Fund Balance Utilized		
Total Fund Balance Utilized	\$ 35,000.00	\$ 115,000.00
Total Revenues and Fund Balance Utilized	35,000.00	115,000.00
Amount to be Raised by Taxation to Support the Budget	1,136,000.00	896,500.00
Total Anticipated Revenues	\$ 1,171,000.00	\$ 1,011,500.00
Appropriations		
Administration - Other		
Other Admin Expense #1	\$ 89,000.00	\$ 84,500.00
Total Administration	155,200.00	150,700.00

Cost of Operations and Maintenance -		
Personnel		
Salary and Wages	90,000.00	.00
Fringe Benefits	9,000.00	.00
Total Operations and Maintenance - Personnel	99,000.00	.00
Cost of Operations and Maintenance - Other		
Utilities	40,000.00	35,000.00
Cell	17,000.00	12,000.00
Other - Non-Bondable	121,000.00	100,000.00
Computer Expense	20,000.00	10,000.00
Education and Training	50,000.00	35,000.00
Total Operations and Maintenance - Other	816,800.00	760,800.00
Total Operations and Maintenance	915,800.00	760,800.00
Total Appropriations	\$ 1,171,000.00	\$ 1,011,500.00

BE IT FURTHER RESOLVED that two (2) certified copies of this Resolution be filed with the Director of the Division of Local Government Services for certification of the 2017 Freehold Township Fire District No. 1 Budget, so amended.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the Governing Body on the 4th day of April, 2017.

No. R-17-78

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent



*Resolution of the Township of Freehold*  
Monmouth County, New Jersey

No: R-17-79

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION APPROVING CONSOLIDATED BILLS LIST**

**--- RESOLUTION ---**

BE IT RESOLVED by the Township Committee of the Township of Freehold that the vouchers listed on the Consolidated Bill List, in the amount of \$9,204,422.34 dated April 4, 2017, as presented by the Township Treasurer/Chief Financial Officer, be paid from existing appropriations.

No. R-17-79

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Mc Morrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent





*Resolution of the Township of Freehold*  
Monmouth County, New Jersey

No: R-17-80

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION DISBURSING OVERPAYMENTS AND CANCELLING TAXES**

**- - - R E S O L U T I O N - - -**

WHEREAS, certain property owners have credit balances on their accounts; and,

WHEREAS, the following Taxpayer Schedules include 100% Disabled Veterans Allowed; creating overpayments, applicable to the blocks and lots and in the amounts set forth; and,

WHEREAS, the Tax Collector of the Township of Freehold has certified to the Township Committee of the Township of Freehold that the items designated with the word "REFUND" on Schedule A be refunded, and the items designated with the word "CANCEL" on Schedule B be cancelled to the name appearing below;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that the refunds be made to the taxpayers appearing on Schedule A and the checks for the aforesaid refunds be issued by the Treasurer;

BE IT FURTHER RESOLVED that the Tax Collector is hereby authorized to make corrections and notations upon the Municipal records as may be necessary to effect this Resolution;

BE IT FURTHER RESOLVED by the Township Committee of the Township of Freehold that the Township Clerk is hereby authorized to forward a certified copy of the within Resolution to the Tax Collector and Treasurer/Director of Finance.

SCHEDULE A  
2017 - 100% DISABLED VETERAN - REFUND

33.13	9	RAMSEY, JULIUS 51 HOMESTEAD ROAD FREEHOLD, NJ 07728	\$ 812.24
41.02	65	JORDAN, WAYNE 132 KENTUCKY WAY FREEHOLD, NJ 07728	\$ 528.86
71.22	12	CHAMP, DENNIS 131 LANCASTER ROAD FREEHOLD, NJ 07728	\$ 1,047.16
TOTAL			\$ 2,388.26

SCHEDULE B  
2017 - 100% DISABLED VETERAN - CANCEL

33.13	9	RAMSEY, JULIUS 51 HOMESTEAD ROAD FREEHOLD, NJ 07728	\$ 2,842.84
41.02	65	JORDAN, WAYNE 132 KENTUCKY WAY FREEHOLD, NJ 07728	\$ 2,512.09
71.22	12	CHAMP, DENNIS 131 LANCASTER ROAD FREEHOLD, NJ 07728	\$ 3,463.67
TOTAL			\$ 8,818.60

TOTAL REFUND        \$2,388.26  
TOTAL CANCELLED    \$8,818.60

No. R-17-80

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent



# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-17-81

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH MARLBORO TOWNSHIP FOR MUNICIPAL COURT ADMINISTRATION SERVICES**

## **--- RESOLUTION ---**

WHEREAS, Township of Freehold and Township of Marlboro are interested in entering into an Agreement whereby Freehold Township provides Municipal Court Administration Services; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., (the "Act") permits units of local government to share services for particular purposes and to effectuate agreements for any service or circumstance that will aid and encourage a reduction of local expenses; and

WHEREAS, this cooperative Agreement between municipalities would be beneficial to the taxpayers in both municipalities; and

WHEREAS, Township of Freehold and Township of Marlboro are public bodies corporate and politic of the State of New Jersey and are authorized under New Jersey Law to enter into said Shared Services Agreement pursuant to the Act; and

WHEREAS, Township of Freehold has agreed to provide Municipal Court Administration Services on an as-needed basis to Township of Marlboro; and

WHEREAS, Township of Freehold and Township of Marlboro desire to enter into a Shared Services Agreement to set forth the operational and financial terms concerning the work to be performed;

NOW, THEREFORE BE IT RESOLVED by the Freehold Township Committee as follows:

1. The above recitals are hereby incorporated into the body of this Resolution as if set forth at length herein.

2. The Mayor and Township Clerk are hereby authorized to execute a Shared Services Agreement for Municipal Court Administration Services.

3. The Shared Services Agreement shall be open to public inspection in the Clerk's office and shall take effect upon the date of the Agreement.

4. A certified copy of the within Resolution shall be forwarded to the New Jersey Department of Community Affairs, Division of Local Government Services; the Marlboro Township Administrator; the Freehold Township Administrator; the Freehold Township Director of Finance; the Freehold Township Personnel Officer; and the Freehold Township Municipal Court Administrator.

No. R-17-81

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent



*Resolution of the Township of Freehold*  
Monmouth County, New Jersey

No: R-17-82

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION APPROVING OVERNIGHT PLAY AT iPLAY AMERICA**

**- - - R E S O L U T I O N - - -**

WHEREAS, iPlay America submitted a request on March 20, 2017 for ten (10) various events for overnight play, as allowed by Township Ordinance O-11-24; and,

WHEREAS, the request included all the information that is required by the Ordinance before it will be considered; and,

WHEREAS, the Chief of Police has reviewed these requests and has recommended that the Township Committee grant these requests:

- Barneget High School - June 15, 2017 - 11:00 pm - 5:00 am
- Warren Hills High School - June 16, 2017 - 11:00 pm - 5:00 am
- Rancocas Valley High School - June 20, 2017 - 11:00 pm - 5:00 am
- University High School - June 20, 2017 - 11:00 pm - 5:00 am
- Northern Highlands High School - June 21, 2017 - 10:30 pm - 4:30 am
- Tenafly High School - June 21, 2017 - 11:00 pm - 5:00 am
- Metuchen High School - June 22, 2017 - 11:00 pm - 5:00 am
- Teaneck High School - June 22, 2017 - 11:00 pm - 5:00 am
- Belleville High School - June 23, 2017 - 11:00 pm - 5:00 am
- Union High School - June 23, 2017 - 11:00 pm - 5:00 am

NOW, THEREFORE BE IT RESOLVED that the Township Committee does hereby grant these one time overnight play events for the above listed organizations at iPlay America;

BE IT FURTHER RESOLVED that the Township Clerk will send a certified copy of this Resolution to:

- a. iPlay America
- b. Ernest H. Schreifer, Chief of Police
- c. Peter R. Valesi, Township Administrator

No. R-17-82

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent





*Resolution of the Township of Freehold*  
Monmouth County, New Jersey

No: R-17-83

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION AUTHORIZING RENEWAL OF MEMBERSHIP IN  
THE WESTERN MONMOUTH PURCHASING GROUP  
COOPERATIVE PRICING SYSTEM**

**- - - R E S O L U T I O N - - -**

WHEREAS, the Township of Freehold currently is the lead agency for the Western Monmouth Purchasing Group Cooperative Pricing System CPS-10WMCP; and,

WHEREAS, the Western Monmouth Purchasing Group currently has Freehold Township, Freehold Borough, Manalapan Township and Marlboro Township as members; and,

WHEREAS, the Cooperative Pricing System registration is due to expire on June 30, 2017;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold authorizes renewal of the registration of the Western Monmouth Purchasing Group Cooperative Pricing System CPS-10WMCP;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the New Jersey Division of Local Government Services-Cooperative Purchasing Department;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Freehold Township Administrator and Purchasing Agent, and the Municipal Clerks of Freehold Borough, Manalapan Township and Marlboro Township.

No. R-17-83

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent



*Resolution of the Township of Freehold*  
Monmouth County, New Jersey

No: R-17-84

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION EXTENDING CONTRACT FOR VENDING  
MACHINE SERVICES**

**- - - R E S O L U T I O N - - -**

WHEREAS, the Township Committee awarded a Contract for one year for Vending Machine Services to Culinary Ventures Vending by Resolution 16-78; and,

WHEREAS, the Purchasing Agent has recommended that the above named Contract be extended for an additional one year; and,

WHEREAS, the provisions of NJSA 40A:11-15 (44) of the Local Public Contracts Law allow municipalities to extend a contract for an additional year upon a finding by the governing body that the services were performed in an effective and efficient manner;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold hereby authorizes the above named Contract extension for Vending Machine Services to Culinary Ventures Vending;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Director of Finance, the Superintendent of Parks and Recreation, the Superintendent of Utilities, the Superintendent of Public Works, the Municipal Court Administrator, the Purchasing Agent and Culinary Ventures Vending.

No. R-17-84

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent



# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-17-85

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION AWARDING TWO 2-YEAR CONTRACTS FOR THE FURNISHING AND DELIVERY OF T-SHIRTS, JERSEYS AND JACKETS FOR VARIOUS DEPARTMENTS IN FREEHOLD TOWNSHIP**

## **--- RESOLUTION ---**

WHEREAS, the Township Purchasing Agent accepted bids for a 2-Year Contract for the Furnishing and Delivery of T-Shirts, Jerseys and Jackets for Various Departments in Freehold Township on Tuesday, March 16, 2017 at 11:00 AM; and,

WHEREAS, the following bids were received:

		Year 1	Year 2
Campus Coordinates, LLC 1711 Ginesi Drive, Ste 1 Freehold NJ 07728	Section A-J	\$73,667.70	\$80,094.40*
DOT Designing, LLC 242 Possum Hollow Rd. Suite 1A Monroe Twp., NJ 08831	Section A-J	\$74,632.81*	\$76,900.71*

WHEREAS, the Superintendent of Parks and Recreation, by memorandum dated March 27, 2017, recommends award of a 2-year Contract to the low bidder for Sections A, B, C, D, E, G and I, Campus Coordinates, LLC, in the estimated amount of \$120,638.10 and to the low bidder for Sections F, H, I and J, Dot Designing, LLC, in the estimated amount of \$68,432.50 (see attached spreadsheet); and,

WHEREAS, the Director of Finance has certified to the Township Clerk that funds are available in the budget accounts listed within the Superintendent of Parks and Recreation's memo, hereto attached and also accounts 7-01-25-240-240-212; 8-01-25-240-240-212; 9-01-25-240-240-212; 7-01-26-290-290-212; 8-01-26-290-290-212 and 9-01-26-290-290-212; 7-01-20-100-100-299; 8-01-20-100-100-299 and 9-01-20-100-100-299;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold hereby awards a Two Year Contract for the Furnishing and Delivery of T-Shirts, Jerseys and Jackets for Various Departments in Freehold Township for Sections A, B, C, D, E, G and I to Campus Coordinates, LLC, in the estimated amount of \$57,403.70 for year one of the Contract and \$63,234.40 for year two of the Contract, for a total two year award of \$120,638.10 and for Sections F, H, I and J to Dot Designing, LLC in the estimated amount of \$33,591.50 for year one of the Contract and \$34,841.00 for a total two year award of \$68,432.50;

BE IT FURTHER RESOLVED that copies of the within Resolution be forwarded to the Director of Finance, the Superintendent of Parks and Recreation, the Purchasing Agent and all bidders.

\*Corrected for math errors

No. R-17-85

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent



# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-17-86

Date of Adoption: April 4, 2017

## **TITLE: RESOLUTION AWARDING A CONTRACT FOR 2017 PAVEMENT OVERLAY PROGRAM**

### **- - - R E S O L U T I O N - - -**

WHEREAS, bids were accepted by the Township Purchasing Agent for the 2017 Pavement Overlay Program on Friday, March 17 at 10:00 a.m.; and,

WHEREAS, the following bids were submitted:

Bidder	Amount Base Bid	Alt. 1	Total Alternate 1 & Base Bid
S. Brothers, Inc.	\$1,811,060.28	\$169,165.00	\$1,980,225.28
Lucas Brothers, Inc.	\$1,821,821.00	\$167,167.00	\$1,988,988.00
Black Rock Enterprises	\$1,929,409.75	\$195,774.75	\$2,125,184.50
P & A Construction	\$1,958,780.29	\$213,758.35	\$2,172,538.64
Lucas Construction	\$2,027,175.25	\$161,012.75	\$2,188,188.00
Meco, Inc.	\$2,106,434.05	\$199,228.50	\$2,305,662.55
Fiore Paving Co., Inc.	\$2,115,985.85	\$204,893.25	\$2,320,879.10
Earle Asphalt	\$2,245,513.13	\$220,800.00	\$2,466,313.13

WHEREAS, the Township's Professional Engineer, T & M Associates, by letter dated March 21, 2017, and Township Engineer, by memorandum dated March 23, 2017, recommend that a Contract be awarded to S. Brothers, Inc. for the base bid and Alternate 1 in the amount of \$1,980,225.28; and,

WHEREAS, the Director of Finance has certified to the Township Clerk that funds are available in the 2016 Bond Ordinance Account C-04-16-912-004-951 contingent upon the necessary funds being appropriated by the Governing Body in the 2017 Municipal Budget;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold hereby awards a Contract for the 2017 Pavement Overlay Program to S. Brothers, Inc. for the base bid and Alternate 1 in the amount of \$1,980,225.28;



BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Director of Finance, the Township Engineer, the Township's Professional Engineer-T & M Associates, the Purchasing Agent and all bidders.

No. R-17-86

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent



# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-17-87

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION AWARDING A CONTRACT FOR HEATING VENTILATION AND AIR CONDITIONING MAINTENANCE IN FREEHOLD TOWNSHIP**

## **--- RESOLUTION ---**

WHEREAS, the Township Purchasing Agent accepted bids for Heating Ventilation and Air Conditioning Maintenance in Freehold Township on Thursday, March 16, 2017 at 10:00 AM; and,

WHEREAS, the following bid was received:

Automated Building Controls, Inc. 3320 Route 66 Neptune, NJ 07753	Bid Amount \$14,900.00 for bi-monthly preventative maintenance and labor rates per the attached spreadsheet
-------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------

WHEREAS, the Director of Projects and Facilities, by memorandum dated March 24, 2017, recommends a Contract be awarded to Automated Building Controls, Inc. in the amount of \$14,900.00 for bi-monthly preventative maintenance and labor rates per the attached spreadsheet; and,

WHEREAS, the Director of Finance has certified to the Township Clerk that funds are available in the following Budget Accounts 7-01-26-310-310-210 and 8-01-26-310-310-210, contingent upon the necessary funds being appropriated by the Governing Body in the 2017 and 2018 Municipal Budgets;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold hereby awards a Contract for Heating Ventilation and Air Conditioning Maintenance in Freehold Township to Automated Building Controls, Inc.;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Director of Finance, the Director of Projects and Facilities, the Purchasing Agent and Automated Building Controls, Inc.

No. R-17-87

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent



Resolution of the Township of Freehold  
Monmouth County, New Jersey

No: R-17-89

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE  
GUARANTEES FOR BRIAD RESTAURANT GROUP, LLC  
(TGI FRIDAY'S), SITE PLAN NO. 609-95**

**--- RESOLUTION ---**

WHEREAS, the developer of Site Plan No. 609-95, located on Highway 9, has requested release of its performance guarantees previously posted with the Township of Freehold in accordance with its previously received Planning Board approval; and

WHEREAS, the Township Engineer has, in a memorandum dated March 22, 2017, (attached hereto as Exhibit "A") recommended that the following performance guarantees be released:

Performance Bond No. S04436 issued by First Indemnity of America Insurance Company, dated March 30, 1988 in the reduced amount of \$53,298.00

Cash Bond Deposit in the reduced amount of \$5,922.00

WHEREAS, due to the length of time that has lapsed since the restaurant has been completed and occupied, it is recommended that the requirement of a maintenance bond be waived.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold as follows:

1. It has reviewed, agrees with and hereby adopts all recommendations by the Township Engineer as set forth in Exhibit "A".
2. It hereby authorizes the release of the performance guarantees set forth in the Township Engineer's Memorandum attached hereto as Exhibit "A".
3. Pursuant to the recommendation of the Township Engineer, as set forth in the memorandum referred to above, the Township hereby accepts the public improvements, if any, to be accepted by the Township of Freehold pursuant to the Planning Board approval.

BE IT FURTHER RESOLVED that a copy of this Resolution, certified by the Township Clerk to be a true copy, be forwarded to each of the following:

- (a) Township Engineer
- (b) Township Chief Financial Officer
- (c) Township Superintendent of Public Works
- (d) Township Construction Official
- (e) Township Attorney
- (f) Developer

No.R-17-89

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S		Y	N	NV	AB
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent



# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-17-90

Date of Adoption: April 4, 2017

**TITLE:** RESOLUTION AUTHORIZING ACCEPTANCE OF REPLACEMENT PERFORMANCE BOND FOR JSM AT EATON, LLC, SITE PLAN NO. 824-10

## **--- RESOLUTION ---**

WHEREAS, as part of the above referenced site plan, the developer posted Performance Bond No. FP0017345, issued by First Indemnity of America Insurance Company on September 14, 2011, in the amount of \$405,361.80, which Performance Bond has been reduced to \$315,284.00; and

WHEREAS, JSM at Eaton, LLC has requested that the Township accept a replacement Performance Bond issued by Endurance Assurance Corporation in the amount of \$315,284.40; and

WHEREAS, the Township Attorney has reviewed the replacement Performance Bond and finds same to be acceptable.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold as follows:

1. It hereby authorizes the acceptance of replacement Performance Bond No. EACX107000012 issued by Endurance Assurance Corporation, dated February 13, 2017, in the amount of \$315,284.40.
2. Performance Bond No. FP0017345 issued by First Indemnity of America Insurance Company, dated September 14, 2011, in the reduced amount of \$315,284.40 can be returned to JSM at Eaton, LLC.



3. The Township Clerk, Township Treasurer and all other appropriate municipal officials are hereby authorized to perform such acts as are necessary to effectuate the purpose of this Resolution.

BE IT FURTHER RESOLVED that a copy of this Resolution, certified by the Township clerk to be a true copy, be forwarded to each of the following:

- (a) Township Engineer
- (b) Township Treasurer
- (c) Township Planning Board Administrative Officer
- (d) Township Attorney
- (e) JSM at Eaton, LLC  
1260 Stelton Road  
Piscataway, NJ 08854

No. R-17-90

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent



# Resolution of the Township of Freehold

Monmouth County, New Jersey

No: R-17-G

Date of Adoption: April 4, 2017

**TITLE: RESOLUTION - EXECUTIVE SESSION**

## **- - - R E S O L U T I O N - - -**

WHEREAS, N.J.S.A. 10:4-13 of the Open Public Meetings Act permits the exclusion of the public from meetings of public bodies in certain circumstances which are set forth in N.J.S.A. 10:4-12 (b); and

WHEREAS, the Township Committee of the Township of Freehold is of the opinion that such circumstances currently exist.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold as follows:

1. The public shall be excluded from the discussion of any action upon the hereinafter specified matters.

2. The nature of the subject matter to be discussed is as follows:

1. PERSONNEL

1A. HEALTH DEPARTMENT STAFFING

1B. PBA/SOA

1C. CWA

2. ATTORNEY-CLIENT PRIVILEGE

2A. Eminent Domain

2B. Roofing Contract

3. It is anticipated at this time the above-stated subject matter will be made public in approximately thirty days or at such time as any litigation discussed is resolved.

No. R-17-G

<b>VOTE OF THE TOWNSHIP COMMITTEE</b>							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. McMorrow							
Mr. Salkin							
Mayor Preston							

I-Introduced By   S-Seconded By   X- Indicates Vote   NV- Not Voting   AB- Absent