

ORDINANCE NO. O-20-9

TOWNSHIP MEETING DATE – May 12, 2020

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 190 (LAND USE), ARTICLE XIII (ZONE REGULATIONS), SECTION 190-153 (LIGHT INDUSTRIAL ZONE LI-3), OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF FREEHOLD, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

BE IT ORDAINED by the Township Committee of the Township of Freehold, County of Monmouth, State of New Jersey, as follows (additions are underlined, and deletions are in [brackets]):

I

Chapter 190, Land Use, Article XIII, Zone Regulations, Section 190-153, Light Industrial Zone LI-3, is hereby amended to read as follow:

§ 190-153 **Light Industrial Zone LI-3.**

A. Permitted uses:

(1) – (2) No change.

(3) Farms.

B. – D. No change.

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All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.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

This Ordinance shall take effect upon adoption and publication according to law and filing with the Monmouth County Planning Board.

EXPLANATORY STATEMENT:

The purpose of this ordinance is to include farms as a permitted use in the Light Industrial Zone LI-3.

**TOWNSHIP OF FREEHOLD
ORDINANCE O-20-10
TOWNSHIP COMMITTEE MEETING – MAY 26, 2020**

**BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL
IMPROVEMENTS IN AND FOR THE TOWNSHIP OF
FREEHOLD, IN THE COUNTY OF MONMOUTH, NEW
JERSEY, APPROPRIATING \$5,043,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$4,791,800 BONDS OR
NOTES TO FINANCE PART OF THE COST THEREOF**

BE IT ORDAINED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF FREEHOLD, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the “Improvements”) are hereby authorized to be undertaken by the Township of Freehold, New Jersey (the “Township”) as general improvements. For the said Improvements there is hereby appropriated the amount of \$5,043,000, such sum includes the sum (a) \$11,300 expected to be received as a grant from the Monmouth County Historical Commission (the “Grant”) in connection with the improvement described in Section 3(a)(e) and (b) \$239,900 as the down payment (the “Down Payment”) required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments or capital improvement purposes.

SECTION 2:

In order to finance the additional cost of the Improvements not covered by application of the Down Payment and the Grant, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$4,791,800 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Township are hereby authorized to be issued in the principal amount not exceeding \$4,791,800 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

<u>Improvements</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
(a) Providing for the purchase of equipment, including, but not limited to, acquisition of computers, basic sand pro, walk behind seeder, Kubotas for parks, zero turn lawn mower, tree chipper, stump grinder, snow plows and spreader for Kubotas, asphalt patch trailer and salt spreaders	\$282,000	\$268,500	9.32 Years
(b) Providing for various municipal building improvements, including, but not limited to, replacement of floors at various municipal buildings, acquisition of wet/dry sprinkler system for the Public Works Department, chimney replacement at various municipal buildings, bathroom renovations to various municipal buildings and acquisition of a new boiler for the Police Department, including all work and materials necessary therefor or incidental thereto	472,000	449,500	15 Years
(c) Providing for road improvements, including, but not limited to, bituminous concrete overlay for various roads, pavement preservation program, improvements to Stonehurst Boulevard Phase II and Department of Public Works UST remediation, including all work and materials necessary therefor or incidental thereto	3,798,000	3,617,000	10 Years

(d) Providing for recreation improvements, including, but not limited to, acquisition of playground equipment at various parks, resurfacing of various courts, replacement of bleachers and picnic tables at various parks, improvements to various buildings and structures and dugout and ballfield renovations at various parks, including all work and materials necessary therefor or incidental thereto	464,000	441,900	15 Years
(e) Providing for improvements to Oakley Farmhouse, including all work and materials necessary therefor or incidental thereto	27,000	14,900	15 Years
TOTAL	\$5,043,000	\$4,791,800	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$4,791,800.

(c) The estimated cost of the Improvements is \$5,043,000 which amount represents the initial appropriation made by the Township. The excess of the appropriations made for each of the Improvements over the estimated maximum amount of Bonds or Notes authorized to be issued therefor and the Grant is the amount of the Down Payment for each purpose.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Township (the “Chief Financial Officer”); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Committee of the Township at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Township Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Township may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the Improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 10.90 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$4,791,800 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$779,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds received from time to time by the Township as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Township authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect to the Improvements prior to the date that Township incurs debt obligations under this Bond Ordinance. The Township reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Township under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$4,791,800.

SECTION 11:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**TOWNSHIP OF FREEHOLD
ORDINANCE O-20-11
TOWNSHIP COMMITTEE MEETING – MAY 26, 2020**

**BOND ORDINANCE AUTHORIZING VARIOUS
WATER/SEWER CAPITAL IMPROVEMENTS IN AND
FOR THE TOWNSHIP OF FREEHOLD, IN THE COUNTY
OF MONMOUTH, NEW JERSEY APPROPRIATING
\$1,706,000 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$1,706,000 BONDS OR NOTES TO
FINANCE THE COST THEREOF**

BE IT ORDAINED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF FREEHOLD, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvement described in Section 3 of this Bond Ordinance (the “Improvement”) is hereby authorized to be undertaken by the Township of Freehold, in the County of Monmouth, New Jersey (the “Township”) as a general improvement. For the said Improvement there is hereby appropriated the amount of \$1,706,000. No down payment is required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”) as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this Ordinance.

SECTION 2:

In order to finance the additional cost of the Improvements, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$1,706,000 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Township are hereby authorized to be issued in the principal amount not exceeding \$1,706,000 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

<u>Improvements</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
1. Providing for improvements to the water system within the Township, including, but not limited to, replacement of fire and burglar alarms at all water treatment plants, replacement of SCADA hardware/software, inspection of bridge crossing (between Route 33 and 537 and Wemrock Road and Route 33), update master plan study for water system, replace water main at Lafayette Court, replacement of chemical room doors at all water treatment plants and valve replacement, including all work or materials necessary therefor or incidental thereto and all as shown on and in accordance with the plans and specifications on file in the office of the Clerk and hereby approved	\$906,000	\$906,000	25.72 Years
2 Providing for improvements to the sewer system within the Township, including, but not limited to, decommissioning of Dancer Farm Pump Station, replacement of air relief valves on force mains, update master plan study for sewer system and internal inspection of force mains, including all work or materials necessary therefore or incidental thereto and all as shown on and in accordance with the plans and specifications on file in the office of the Clerk and hereby approved	800,000	800,000	15 Years
TOTAL	\$1,706,000	\$1,706,000	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$1,706,000.

(c) The estimated cost of the Improvements is \$1,706,000 which amount represents the initial appropriation made by the Township.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Township (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Committee of the Township at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Township Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Township may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the Improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 20.69 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$1,706,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$256,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

(e) The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A 40A:2-44(c).

SECTION 7:

Any funds received from time to time by the Township as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Township authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect to the Improvements prior to the date that Township incurs debt obligations under this Bond Ordinance. The Township reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Township under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$1,706,000.

SECTION 11:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ORDINANCE NO O-20-12
TOWNSHIP MEETING DATE- May 26, 2020

ORDINANCE AMENDING CHAPTER 265 (RIGHT TO FARM) OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF FREEHOLD, COUNTY OF
MONMOUTH AND STATE OF NEW JERSEY

BE IT ORDAINED by the Township Committee of the Township of Freehold, County of Monmouth, State of New Jersey, as follows: (additions are underlined, and deletions are in [brackets]):

I

Chapter 265, Right to Farm, is hereby amended to read as follows:

265-1 Recognition as natural right.

The provisions of any land use ordinance to the contrary notwithstanding, the right to farm all land is hereby recognized to exist as a natural right and is also hereby ~~[ordained to exist as]~~ a permitted use everywhere in the Township of Freehold, subject only to ~~[size requirements and to]~~ Township Health and Sanitary Codes. The right to farm ~~[as it is used in this chapter]~~ includes, but is not limited to, the use of irrigation pumps and equipment, aerial and ground seeking and spraying, tractors, farm laborers and the application of chemical fertilizers, insecticides and herbicides as well as other mechanized equipment and modern procedures such as vegetables, grains, hay, fruits, fibers, wood, trees, plants, shrubs, flowers and seeds, as well as the propagation and maintenance of horses, cows and other grazing stock, and to otherwise engage in any and all activities set forth in the New Jersey Right to Farm Act and attendant regulations.

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

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

EXPLANATORY STATEMENT:

This amendment updates the Right to Farm ordinance to reference the enabling legislation.



Resolution of the Township of Freehold
Monmouth County, New Jersey

No: R-20-116

Date of Adoption: May 26, 2020

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 Bills List, in the amount of \$4,211,410.25 dated May 26, 2020, as presented by the Township Treasurer/Chief Financial Officer, be paid from existing appropriations subject to adoption of resolution authorizing expenditures.

No. R-20-116

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
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-20-117

Date of Adoption: May 26, 2020

TITLE: RESOLUTION AUTHORIZING RENEWAL OF SHARED SERVICES AGREEMENTS FOR THE WESTERN MONMOUTH ACTIVE SHOOTER TRAINING GROUP

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

WHEREAS, Freehold Township, Freehold Borough, Manalapan Township, Howell Township, Colts Neck Township, Englishtown Borough, Allentown Borough, Marlboro Township and the Monmouth County Sheriff's Department are interested in continuing the Western Monmouth Active Shooter Training Group, in which Freehold Township is the Lead Agency and Provider; and,

WHEREAS, this cooperative Agreement between the above entities is beneficial to the respective communities, allowing interagency standardization of active shooter response protocols and facilitating a rapid response and coordination in the likely event that officers from multiple agencies may be the first responders in neighboring communities for these types of incidents; and,

WHEREAS, an Agreement entitled "Shared Services Agreement - Western Monmouth Activer Shooter Training Group" has been proposed and found acceptable;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that the Mayor and Township Clerk are hereby authorized to execute the aforementioned Agreement with each respective community;

BE IT FURTHER RESOLVED that a copy of the Agreement be maintained in the Township Clerk's Office and available for public inspection;

BE IT FURTHER RESOLVED that, pursuant to NJSA 40A:65-1, a certified copy of the within Resolution shall be forwarded to New Jersey Department of Community Affairs, Division of Local Government Services;

BE IT FURTHER RESOLVED that a certified copy of the within Resolution, and Agreements for execution, shall be forwarded to the Clerks of Freehold Borough, Manalapan Township, Howell Township, Colts Neck Township, Englishtown Borough, Allentown Borough, Marlboro Township and the Monmouth County Sheriff's Department; Freehold Township Administrator Peter R. Valesi; Freehold Township Police Chief George Baumann; Freehold Township Police Lt. Jarrad Kodran; and the Freehold Township Director of Finance.

No. R-20-117

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
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-20-118

Date of Adoption: May 26, 2020

TITLE: RESOLUTION APPROVING THE AMENDED APPLICATION FOR NEW YORK SMSA, D/B/A VERIZON WIRELESS FACILITIES MODIFICATION FOR BLOCK 28, LOT 19.02, 115 DUTCH LANE ROAD, ORIGINAL APPLICATION WCFMA-09-19

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

WHEREAS, New York SMSA, d/b/a Verizon Wireless (the “Applicant”) has filed a request for amendment to Wireless Communication Facilities Modification Application dated November 1, 2019 (“Original Application”) which was approved by Resolution No. 19-310, adopted November 26, 2019; and

WHEREAS, the Applicant seeks to install a generator at the site, along with related modifications, all as detailed in the Memorandum dated May 7, 2020 from the Township Engineer (“Memorandum”); and

WHEREAS, by Memorandum from the Township Engineer to the Township of Freehold governing body, a copy of which is attached hereto as Exhibit A, the Township Engineer advised of no objection to the approval of the Amended Application so long as the conditions set forth in his Memorandum are satisfied; and

WHEREAS, the Amended Application has been reviewed by the Township Attorney and found to be in compliance with Township Ordinance Section 190-172.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that the Application for WCFMA-09-19 is hereby approved, subject to the conditions set forth in the Township Engineer’s Memorandum.

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:

1. New York SMSA, d/b/a Verizon Wireless, 180 Washington Valley Road, Bedminster, NJ 08921
2. Township Engineer
3. Township Administrator
4. Township Zoning Officer

No. R-20-118

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
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-20-119

Date of Adoption: May 26, 2020

TITLE: RESOLUTION APPROVING CROWN CASTLE USA, INC. (VERIZON WIRELESS) FACILITIES MODIFICATION APPLICATION FOR BLOCK 97.01, LOT 17, 61 STONE HILL ROAD, APPLICATION WCFMA-02-20

- - - RESOLUTION - - -

WHEREAS, Crown Castle USA, Inc. (Verizon Wireless) (the “Applicant”) has filed a Wireless Communication Facilities Modification Application dated April 6, 2020 together with plans prepared by Crown Castle USA, Inc., dated February 28, 2020, (collectively, the “Application”), assigned Application No. WCFMA-02-20, in order to install certain upgrades on Block 97.01, Lot 17, 61 Stone Hill Road in the Township of Freehold; and

WHEREAS, by memorandum dated May 8, 2020 from the Township Engineer to the Township of Freehold Governing Body, a copy of which is attached hereto as Exhibit A, the Township Engineer advised of no objection to the approval of the Application; and

WHEREAS, the Application has been reviewed by the Township Attorney and found to be in compliance with Township Ordinance Section 190-172.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that Application WCFMA-02-20 is hereby approved.

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:

1. Crown Castle USA, Inc., 3200 Horizon Drive, Suite 150, King of Prussia, PA 19406
2. Township Engineer
3. Township Administrator
4. Township Zoning Officer

No.R-20-119

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S		Y	N	NV	AB
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
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-20-120

Date of Adoption: May 26, 2020

TITLE: RESOLUTION AUTHORIZING A CONTRACT FOR THE PURCHASE OF ONE (1) CATERPILLAR 926M WHEEL LOADER THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ)

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

WHEREAS, the Township of Freehold is a member of the Educational Services Commission of New Jersey Cooperative Pricing System; and,

WHEREAS, a Contract was awarded for the above referenced item by the Educational Services Commission of New Jersey as the Lead Agency for the Educational Services Commission of New Jersey Cooperative Pricing System, of which the Township of Freehold is an active participant, as authorized by N.J.S.A. 40A11-11(6); and,

WHEREAS the following bidder is able to provide One (1) Caterpillar 926M Wheel Loader in the total amount of \$207,815.00 minus a \$12,000 trade in of a 2000 621C Loader for a total price of \$195,815.00 to the Township of Freehold per said Cooperative Pricing System and Contract:

Caterpillar 926M Wheel Loader - Contract ESCNJ 18/19-25

Foley, Inc.
855 Centennial Avenue
Piscataway, NJ 08855-1555

WHEREAS, the Director of Finance has certified to the Township Clerk that funds are available in the following MCIA CELP - Series 2019:

C-04-56-919-000-982

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold herein authorizes a Contract for the purchase of a Caterpillar 926M Wheel Loader with Foley, Inc. in the amount of \$195,815.00;

BE IT FURTHER RESOLVED that certified copies of the within Resolution be forwarded to the Director of Finance, the Superintendent of Public Works, the Purchasing Agent and Foley, Inc.

No. R-20-120

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
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-20-121

Date of Adoption: May 26, 2020

TITLE: RESOLUTION DISBURSING AN OVERPAYMENT OF TAXES

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

WHEREAS, a certain property owner has a credit balance on their account; and,

WHEREAS, the following Taxpayer Schedule includes an Overpayment of Taxes; creating an overpayment, applicable to the block and lot and in the amount 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 item designated with the word "REFUND" on Schedule A be refunded to the name appearing below;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold that the refund be made to the taxpayer appearing on Schedule A and the check for the aforesaid refund 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
2020 - OVERPAYMENT OF TAXES - REFUND

96.01	98	MARINO, BENNY & CELESTE 4 DUNBERRY DRIVE FREEHOLD, NJ 07728	\$2,476.47
TOTAL			\$2,476.47

TOTAL REFUNDED \$2,476.47

No. R-20-121

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
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-20-122

Date of Adoption: May 26, 2020

TITLE: RESOLUTION APPROVING THE CREATION AND ADMINISTRATION OF AN EMERGENCY TEMPORARY APPROVAL PROCESS FOR OUTDOOR DINING AND/OR BUSINESS OPERATIONS DUE TO THE COVID-19 PANDEMIC

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

WHEREAS, the State of New Jersey, through Executive Orders regarding the COVID-19 Pandemic has forced the closure of and otherwise restricted eating establishments; and,

WHEREAS, it is anticipated that in the near future, the State will begin to relax these restrictions, allowing restaurants to operate at either limited capacity, outdoors only or a combination of both; and,

WHEREAS, it is anticipated that restaurants would be required to follow social distancing guidelines, including ensuring that patrons remain appropriate distances while dining, limiting restaurant capacity to a certain percentage of allowable patrons, allowing outdoor dining among other possible changes in operations; and,

WHEREAS, the Township of Freehold recognizes that restaurants and businesses are critical to the vibrancy of Freehold Township and to ensure that our local restaurants remain successful, the Township Committee desires to provide opportunities to quickly and easily expand to outdoor dining space to promote compliance with the Governor's orders; and,

WHEREAS, the Township Committee has determined that this resolution is an appropriate emergency measure and that it shall take effect immediately, it is imperative to provide assistance to Freehold Township's small businesses to help them continue their operations under the orders of the Governor and to maintain public safety while doing so;

NOW, THEREFORE BE IT RESOLVED, that the Township Committee does hereby offer the following in support of continuing and expanding business operations within the Township:

1. The Township Committee authorizes the Zoning Officer to implement an abbreviated and emergency application process to allow businesses to quickly, safely and efficiently utilize outdoor areas to conduct operations consistent with the anticipated relaxation of the Executive Orders imposed upon those businesses.
2. The process for the abbreviated application with result in an approval by the Zoning Officer of a temporary and emergency zoning permission to conduct the required operations outdoors, in parking areas, grassed areas and drives, so long as they are consistent with the safety of the public and all patrons, and any promulgated executive order.
3. The Zoning Officer shall consult with the Township Engineer, Township Administrator, Police Chief and Fire Official and Health Officer to ensure consistency with his determination of safety.
4. In anticipation regarding actions of the State Alcoholic Beverage Commission to provide an abbreviated process for the expansion of licensed premises to both contiguous and non-contiguous areas in order to expand the consumption areas to these expanded areas, the Township Clerk is authorized, upon consultation with the Police Chief, to approve such expansion of premises applications through the State's system, should the State promulgate the appropriate rules.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Freehold does hereby affirm its approval of the outdoor dining

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

- A. George Baumann, Chief of Township Police
- B. John DePinto, Zoning Officer
- C. Margy Jahn, Health Officer
- D. Robert Munoz, Esq., Township Attorney

No. R-20-122

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
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-20-F

Date of Adoption: May 26, 2020

TITLE: RESOLUTION - EXECUTIVE SESSION

- - - RESOLUTION - - -

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. ATTORNEY-CLIENT PRIVILEGE

1A. Employee and Public Safety Protocols

1B. Redevelopment of South Freehold Shopping Center

1C. Redevelopment of Burlington Coat Factory Shopping Center

1D. Affordable Housing

1E. Recreational Public Safety

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-20-F

VOTE OF THE TOWNSHIP COMMITTEE							
COMMITTEEMAN	I	S	Y	N	NV	AB	
Mr. Ammiano							
Mr. Cook							
Mrs. Fasano							
Mr. Walker							
Mayor Preston							

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