

Workshop Meeting

A Special Meeting of the Township Committee of Middletown Township was held in the Main Meeting Room at Town Hall, One Kings Highway, Middletown, New Jersey and virtually through WebEx at 7:00 p.m. on March 1, 2021.

Township Clerk Heidi Brunt called the meeting to order and read the following notice:

The Notice Requirements provided for in the Open Public Meetings Act have been satisfied. Notice of this meeting was properly given by transmission to The Star Ledger, The Independent and Two River Times and by posting at the Middletown Township Municipal Building and filing with the Township Clerk all on January 07, 2021.

Roll Call Vote: Present: Clarke, Hibell, Settembrino, Snell, Mayor Perry
Absent: None

Also present were Township Administrator Anthony Mercantante, Township Attorney Brian Nelson and Township Clerk Heidi Brunt.

PLEDGE OF ALLEGIANCE

Township Clerk Brunt led the assembly in the Pledge of Allegiance.

Township Clerk Brunt requested a moment of silence to honor the troops serving worldwide defending our freedoms and way of life.

PUBLIC HEARING OF PROPOSED ORDINANCES

Township Clerk Heidi Brunt read the following ordinance by title:

Ordinance 2021-3303 - Ordinance Amending Chapter 540 Of The Code of the Township of Middletown Entitled Planning and Development Regulations

Mayor Perry thanked the EC and the Township Engineer and Planner for working to put forth this ordinance based on the State model. Will be meeting with the Environmental Commission to further look at this ordinance for possible amendment as well as work with the Clean Ocean Action. Conversations will continue to occur.

Mayor Perry opened the meeting for public comments.

Janice Ewertson, 72 Burlington Avenue, asked how many sewerage treatment stations are in Middletown? She opposes the current CSO located near wetlands, tributary lands. She also objects to taxpayer funding. She discussed the infrastructure of the sewers.

Mayor Perry answered the Sewerage Authority sets the sewer rates.

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Township Administrator Anthony Mercantante discussed the developer responsibility for sewer infrastructure.

Hearing no further comments from the public it was moved by Mayor Perry and seconded by Deputy Mayor Hibell to close public hearing and carried to adopt this ordinance on second and final reading.

Roll Call Vote: Ayes: Clarke, Hibell, Settembrino, Snell, Mayor Perry
Nays: None
Abstention: None
Absent: None

Township Clerk Heidi Brunt stated motion carried to pass this ordinance.

Township Clerk Heidi Brunt read the following ordinance by title:

Ordinance 2021-3304 – Ordinance Amending Section 7-91 Of The Code of the Township of Middletown Governing Purchasing Contract Thresholds

Mayor Perry opened the meeting for public comments.

Hearing no comments from the public it was moved by Mayor Perry and seconded by Deputy Mayor Hibell to close public hearing and carried to adopt this ordinance on second and final reading.

Roll Call Vote: Ayes: Clarke, Hibell, Settembrino, Snell, Mayor Perry
Nays: None
Abstention: None
Absent: None

Township Clerk Heidi Brunt stated motion carried to pass this ordinance.

CONSENT AGENDA

Township Clerk Brunt requested a motion to adopt a consent agenda including Resolutions 21-87 through 21-91 and Firefighter Applications.

It was moved by Mayor Perry, seconded by Committeeman Settembrino and carried to adopt the consent agenda:

Roll Call Vote: Ayes: Clarke, Hibell, Settembrino, Snell, Mayor Perry
Nays: None
Abstention: None
Absent: None

Township Clerk Brunt stated the motion carried to adopt the consent agenda.

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Resolution 21-87 – Resolution Authorizing the Execution of Shared Services Agreement for The Use of Monmouth County's Open Public Records System-Records Information Management Module

WHEREAS, under the New Jersey Uniform Shared Services Consolidation Act, namely C. 40A:65-1, et seq., local units, such as the County of Monmouth and the Township of Middletown, may enter into shared services agreements with each other; and

WHEREAS, the County of Monmouth has entered into an agreement with Sunrise Systems, Inc. (“Sunrise”), whereby the County is licensed to access and use Sunrise’s web-based system known as the Open Public Records Search System – Records Information Management (“OPRS-RIM”); and

WHEREAS, under the terms of its agreement with Sunrise, the County of Monmouth may sublicense access and use of OPRS-RIM to municipalities within Monmouth County; and

WHEREAS, the County of Monmouth, has offered to enter into a shared services agreement with the Township of Middletown whereby this municipality will be authorized as a sublicensee to access and use OPRS-RIM; and

WHEREAS, a copy of the agreement is attached to this resolution; and

WHEREAS, the OPRS-RIM provides for the Inventory Management, Retention Management, and Disposition Management of official records and includes an imaging module that permits the scanning of paper records into TIFF images, which may be stored long-term, searched and retrieved electronically.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Middletown that the Township Clerk and Mayor be and they are hereby authorized to enter into the proposed OPRS-RIM shared services agreement with the County of Monmouth.

Resolution 21-88 - Authorizing Award of Contract to Vendor with State Contracts for One (1) 2022 Ford F250 4x4 Pick-Up and One (1) F450 4x4 Crew Cab and Chassis with Dump Body 4x4 Crew Cab Trucks

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

In accordance with the requirements of the Local Public Contract Law N.J.S.A. 40:11-12 et seq., and the regulations promulgated thereunder, the following purchase without competitive bids from vendor(s) with State Contract is hereby approved:

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ITEM # 1

VENDOR

Winner Ford
250 Haddonfield Berlin Road
Cherry Hill, NJ 08034

STATE CONTRACT: # 88726

AMOUNT: \$36,879.00

DESCRIPTION

One (1) 2022 Ford F-250 6.21 V8 Engine 4x4 Pick-Up Truck with Boss 8 Ft. Plow for
The Middletown Recycling Department

ITEM # 2

VENDOR

Winner Ford
250 Haddonfield Berlin Road
Cherry Hill, NJ 08034

STATE CONTRACT: # 88215

AMOUNT: \$49,326.00

DESCRIPTION

One (1) 2022 Ford F-450 4x4 Cab and Chassis 7.31 V8 Gas/Ten Speed with 9' 3-4 Cu Yd
Mason Dump Body for The Middletown Recycling Department

WHEREAS, the Chief Financial Officer of the Township of Middletown has certified that adequate funds for such contract are available, and are designated to line item appropriation of the official budget numbers see below. A copy of the said certification is attached hereto and made a part hereof and the funds to be expended herein are assigned to line item nos. below. A copy of the within resolution and certification shall be certified by the Township Clerk. The Township Attorney is satisfied that the availability of funds has been provided and a copy of the within resolution shall be made a part of the file concerning said resolution and appointment.

G-02-40-700-019-002 - \$75,840.62
G-02-40-700-557-017 - \$2,849.79
G-02-40-700-019-007 - \$7,514.59

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A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

- A) Purchasing Agent
- B) Comptroller
- C) Director of Public Works
- D) Vendor

Resolution 21-89 – Resolution Authorizing the Payment of Bills for March 1, 2021.

The Township Committee hereby approves a resolution for the payment of bills for March 1, 2021 in the amount of \$2,525,413.96.

Resolution 21-90 - Resolution Setting Date for The Public Auction of Certain Township-Owned Properties Pursuant to N.J.S.A. 40a:12-13(A) Of The Local Lands and Buildings Law as Authorized by Township Ordinance No. 2021-3302

WHEREAS, the following properties are owned by the Township of Middletown and are not needed for public purposes: Block 11, lot 20 (Port Monmouth Road); Block 11, lot 23 (Atlantic Avenue); Block 722, lot 8 (Middletown Avenue); and Block 837, lot 30 (Browns Docks Road) (collectively, the “Properties”); and

WHEREAS, as set forth at length in Township Ordinance No. 2021-3302, it is in the best interest of the Township to sell the Properties by public auction in the manner set forth in N.J.S.A. 40A:12-13(a).

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middletown that the Properties shall be advertised for public sale pursuant to the Local Lands and Buildings Law, N.J.S.A. 40A:12-1, et. seq., as follows:

1. The auction shall take place on Wednesday, April 14, 2021 commencing at 11:00 a.m.
2. The auction will be conducted virtually. Anyone wishing to participate in the auction must register in advance at: www.maxspann.com.
3. Funds in the amount of \$10,000 are required to be deposited prior to being eligible to bid during the auction.
4. The high bidder for each property in the auction will be required to sign a contract and post a 10% deposit.
5. In the event that circumstances prevent or interfere with the conduct of the auction on the above date and/or time, the Township Clerk may adjourn and reschedule the auction without further Township Committee Resolution, provided that the applicable notice requirements are satisfied.

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6. As set forth in Ordinance No. 2021-3302 approving the sale, all Properties shall be sold in “AS IS/WHERE IS” condition, subject to any and all existing physical and environmental conditions. The Township of Middletown does not make any representations or warranties as to the condition or value of the Properties or their suitability for any particular purpose.

Resolution 21-91 - Resolution for Temporary Emergency Appropriation

WHEREAS, emergent conditions have arisen with respect to the payment of bills in a number accounts and no adequate provision has been made in a Year 2021 temporary budget for the aforesaid purposes, and

WHEREAS, NJS 40A:4-20 provides for the creation of an emergency temporary appropriation for the purposes above mentioned, and

WHEREAS, the total temporary emergency resolutions adopted in the Year 2021 for the Township pursuant to the provisions of Chapter 96, PL 1951 (NJS 40A:4-20) including this resolution total \$28,317,708.76 for the Current Fund, and

NOW, THEREFORE, BE IT RESOLVED (not less than two thirds of all members of the Township Committee of the Township of Middletown, New Jersey affirmatively concurring) that in accordance with the provisions of NJS 40A:4-20:

1. An emergency temporary appropriation shall be and the same is hereby made for the following purposes:

SEE CHART NEXT PAGE

Attachment 1 - 2021 Temporary Budget Worksheet		
Account Number	Description	Amount
1-01-20-110-100-208	Township Committee O/E	2,000.00
1-01-20-135-100-000	Finance Audit Control Account	25,000.00
1-01-20-140-100-200	MIS - O/E	29,000.00
1-01-20-155-100-200	Legal - O/E	50,000.00
1-01-22-195-100-100	Building Dept. - S&W	2,000.00
1-01-23-220-100-200	Insurance O/E	1,200,000.00
1-01-25-265-101-100	Uniform Fire Safety - S&W	2,000.00
1-01-26-290-100-100	Dept of Public Works & Engineering S&W	450,000.00
1-01-26-290-101-200	DPW Storm Response - O/E	200,000.00
1-01-26-290-102-200	DPW Parks - O/E	30,000.00
1-01-26-290-104-200	DPW Administration & Engineering-O/E	2,500.00
1-01-26-305-100-100	Solid Waste & Recycling - S&W	2,000.00
1-01-26-305-100-200	Solid Waste & Recycling - O/E	50,000.00
1-01-26-310-100-200	DPW Maintenance of Township Property -O/E	60,000.00
1-01-26-315-100-200	DPW Fleet Maintenance - O/E	60,000.00
1-01-26-325-100-250	DPW Muni Svs - Condominium Maintenance	30,000.00
1-01-27-330-100-100	Health - S&W	2,000.00
1-01-30-415-100-115	Accumulated Leave Compensation	10,000.00
1-01-31-446-200-200	Utilities - Gas O/E	60,000.00
1-01-31-447-100-275	Utilities - Heating Oil - PBG	2,500.00
1-01-31-460-200-200	Utilities - Fuel O/E	50,000.00
1-01-36-471-200-284	Public Employees Retirement System	1,788,370.00
1-01-36-472-200-284	Statutory - Social Security	3,000.00
1-01-36-475-200-284	Police/Firemens Retirement System	4,123,069.00
1-01-36-477-200-284	Defined Contribution Retirement Program (DCRP)	3,000.00
	TOTAL	\$8,236,439.00

2. That said emergency temporary appropriations will be provided for in the 2021 budget under the appropriate titles.

3. That one certified copy of this resolution will be filed with the Director of Local Government Services.

FIREFIGHTER APPLICATIONS

Neema Faryar
 Jacob Andrews
 Frederick J. Deickmann

Navesink Hook & Ladder Company
 Brevent Park & Leonardo Fire Company
 Belford Engine Fire Company

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Proclamation Recognizing February 2021 as the Great Kindness Challenge Month in Middletown

WHEREAS: The Great Kindness Challenge was created and launched in 2011 by Kids for Peace, a global nonprofit based in Carlsbad, California; and

WHEREAS: The Great Kindness Challenge was piloted with three Carlsbad public schools and has now expanded to all 50 states with over 10 million students participating; and

WHEREAS: The Great Kindness Challenge is one week dedicated to students performing as many kind deeds as possible, using a provided checklist; and

WHEREAS: Ocean Avenue School proudly demonstrates its commitment to improved school climate and increased student engagement by participating in The Great Kindness Challenge; and

WHEREAS: Ocean Avenue School is honored to unite all students in the spirit of kindness and respect. Now,

THEREFORE: I, Mayor Tony Perry and the Middletown Township Committee, do hereby proclaim the month of February as The Great Kindness Challenge Month where **KINDNESS MATTERS** in Middletown and beyond.

TOWNSHIP COMMITTEE ACTING AS THE ABC ISSUING AUTHORITY

Township Clerk Heidi Brunt requested a motion to adopt Resolution 21-92.

It was moved by Mayor Perry, seconded by Deputy Mayor Hibell and carried to adopt the resolution.

Roll Call Vote: Ayes: Clarke, Hibell, Settembrino, Snell, Mayor Perry
Nays: None
Abstention: None
Absent: None

Township Clerk Heidi Brunt stated the motion carried to adopt resolution 21-92.

Resolution 21-92 - Resolution Authorizing Place-To-Place Liquor License Transfer Plenary Retail Distribution License 1331-44-008-010

WHEREAS, by Resolution 19-280 the Township Committee, of the Township of Middletown, acting as the A.B.C. Board, approved a Person-to-Person transfer of Plenary Retail Distribution License #1331-44-008 to Saker Enterprises Management Company Inc., and

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WHEREAS, the Licensee has submitted a completed application with appropriate fees seeking a Place-to-Place transfer of the License to premises at 1500 State Highway 35, Middletown, NJ, and

WHEREAS, the License has been properly renewed for the current license term, and the applicant/licensee is qualified to be licensed according to the requirements of Title 33 of the New Jersey Statutes as well as local ordinances consistent with Title 33 and the applicant/licensee has disclosed the necessary requirements for this application.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middletown that the Township Committee, acting as the local A.B.C. Board, approves the Place-to-Place transfer of Plenary Retail Distribution License #1331-44-008-010 held by Saker Enterprises Management Company. to its new location at 1500 State Highway 35, Middletown, New Jersey.

BE IT FURTHER RESOLVED that a certified copy of the Resolution and Application be provided by the Office of the Township Clerk to each of the following: NJ State Division of the Alcohol Beverage Control, Middletown Township Police Department, and Saker Enterprises Management Company Inc.

TOWNSHIP COMMITTEE COMMENTS:

Committeeman Clarke, stated they are actively promoting the brick program for the memorial gardens.

Committeewoman Snell, Update on the 9/11 20th Anniversary new website for donations and sponsorship www.middletownremembers911.com Or by calling 732 615-2287.

Committeeman Settembrino, none

Deputy Mayor Hibell, none

Mayor Perry, congratulated Chief Weber for being the Chairman of the Monmouth County Chief's Association. He thanked the Environmental Commission and Clean Ocean Action for assistance with the storm water regulation ordinance. Congratulations to Sgt. Patricia Collangelo the first female Sergeant, thank you for your great service to the community.

PUBLIC COMMENTS:

Tara Fleming, thanked Sergeant Collangelo for her service. She asked what happened to the project for a micro grid?

Mayor Perry gave her the status and reiterated the importance of the project. He said e are waiting on application for funding by the BPU. Naval Weapon Station Earle is playing a

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big role in the project moving forward. He would like to see another presentation for the public.

Harold Smith, 31 Sleepy Hollow Road, said he is having problems with the Tax Collector's office. He received a notice the property address was changed from Red Bank to Middletown.

Mayor Perry responded he will work with all the staff involved.

Janice Ewertsen, 72 Burlington Avenue, thanked the Township Committee for their time.

Oley DiCenso, Kings Highway, stated there is a massive amount of dog dropping during the snowstorms. She asked if a public awareness campaign can be done.

ADJOURNMENT

It was moved by Mayor Perry, seconded by Deputy Mayor Hibell and carried to adjourn at 7:50 pm.

Roll Call Vote: Ayes: Clarke, Hibell, Settembrino, Snell, Mayor Perry
Nays: None
Abstention: None
Absent: None

Clerk Brunt stated motion carried to adjourn.

Respectfully submitted,

Heidi R Brunt
Township Clerk

Approved:

Anthony S. Perry, Mayor