

**REORGANIZATION/REGULAR MEETING
JANUARY 4, 2022
BOROUGH COUNCIL**

Council President Buckley called the regular meeting to order at 7:30 PM.

Borough Clerk read the following statement: "Pursuant to Section 5 of the Open Public Meetings Act, adequate notice of this meeting has been provided by posting on the bulletin board at Borough Hall and by notification to the Asbury Park Press, the Newark Star Ledger, and the Coaster at least 48 hours prior to this meeting."

All present stood for Salute to Flag.

STATEMENT OF ELECTION

Melissa Hesler, Borough Clerk read the following Statement of Election:

Petitions were filed by four candidates for the office of Mayor and five petitions being filed for the office of Council-Member- at Large. The results of the municipal election held November 2, 2021 in the Borough of Tinton Falls as certified by the County Clerk are as follows:

Mayor:

Vito Perillo	2569
Ellen Goldberg	2280
Michael Miles	1265
Brock Siebert	639

Council-Member-at-Large – There are two seats to be filled

John A. Manginelli	2761
Lawrence Dobrin	2321
Mitchell Kulberg	2316
Fatima Urcioli	1868
Julio Seda	1577

Mayor and Councilmember terms are for four years and will expire December 31, 2025.

At this time Council President Buckley recognized Monmouth County Sheriff Sean Golden, Assemblywoman Marilyn Piperno and Kimberly Eulner who are present at tonight's meeting.

SWEARING IN CEREMONY

Vito Perillo was sworn into the office of Mayor by Kevin Starkey, Director of Law.

Lawrence A. Dobrin was sworn into the office of Councilmember-At-Large by Sean Golden, Monmouth County Sheriff.

John A. Manginelli was not present this evening. He will be sworn into the office of Councilmember-At-Large at a later date.

ROLL CALL

PRESENT: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Ms. Buckley

ABSENT: Mr. Manginelli

ALSO PRESENT: Melissa A. Hesler, Borough Clerk

Kevin Starkey, Director of Law

Vito Perillo, Mayor

Thomas Fallon, Acting Borough Administrator/Director of Finance

Thomas Neff, Borough Engineer

COUNCIL REORGANIZATION

Appointment of Council President

Councilwoman Risa Clay offered a nomination of Councilwoman Tracy Buckley for Council President.

Mrs. Clay offered a motion to nominate Ms. Buckley for Council President, seconded by Dr. Dobrin.

Councilwoman Buckley asked if there were any other nominations for Council President, hearing none Ms. Buckley asked for a roll call.

ROLL CALL (to appoint Tracy Buckley as Council President)

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Ms. Buckley

NAYS: None

ABSENT: Mr. Manginelli

ABSTAIN: None

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Appointment of Deputy Council President

Council President Buckley offered a nomination of Councilwoman Clay for Deputy Council President.

Ms. Buckley offered a motion to nominate Mrs. Clay for Deputy Council President, seconded by Mr. Nesci.

Council President Buckley asked if there were any other nominations for Deputy Council President, hearing none Ms. Buckley asked for a roll call.

ROLL CALL (to appoint Risa Clay as Deputy Council President)

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Ms. Buckley

NAYS: None

ABSENT: Mr. Manginelli

ABSTAIN: None

Swearing-In of Council President and Deputy Council President

At this time Ms. Hesler was asked to swear in the Council President and Deputy Council President.

Tracy Buckley was sworn-in as Council President by Clerk Melissa Hesler, while Councilwoman Clay held the bible.

Risa Clay was sworn-in as Deputy Council President by Clerk Melissa Hesler, while Council President Buckley held the bible.

STATEMENT OF NEWLY ELECTED OFFICIALS

There are no statements at this time.

APPOINTMENT OF DIRECTORS

Director of Law

Mayor Perillo announced that his appointment is Kevin Starkey for position of the Director of Law.

Ms. Hesler read resolution R-22-001 by title: **RESOLUTION CONSENTING TO APPOINTMENT OF KEVIN STARKEY AS DIRECTOR OF LAW**

WHEREAS, pursuant to § 2-9.1 of the General Revised Ordinances of the Borough of Tinton Falls the Department of Law shall be headed by a Director of Law; and

WHEREAS, the Mayor hereby appoints Kevin N. Starkey, Esq. to be Director of the Department of Law subject to the advice and consent of the Borough Council.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls in the County of Monmouth, State of New Jersey that it hereby provides advice and consent to the appointment of Kevin N. Starkey, Esq. of the law firm of Starkey, Kelly, Kenneally, Cunningham & Turnbach to serve as the Director of Law of the Borough of Tinton Falls.

BE IT FURTHER RESOLVED that the law firm of Starkey, Kelly, Kenneally, Cunningham & Turnbach shall be compensated for the services of Kevin N. Starkey, Esq., or associated attorneys in his firm, in the amount specified in the Borough's current salary ordinance.

Mrs. Clay offered a motion to approve resolution R-22-001, seconded by Dr. Dobrin.

ROLL CALL

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Ms. Buckley

NAYS: None

ABSENT: Mr. Manginelli

ABSTAIN: None

Department of Public Works

Mayor Perillo announced that his appointment is Mark Shaffery as the Director, Department of Public Works.

Ms. Hesler read resolution R-22-002 by title: **R-22-002 RESOLUTION CONFIRMING APPOINTMENT OF MARK SHAFFERY AS DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS**

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BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that the appointment of Mark Shaffery as Director, Department of Public Works by Mayor Vito Perillo, is hereby confirmed.

Mr. Nesci offered a motion to approve resolution R-22-002, seconded by Mrs. Clay.

ROLL CALL

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Ms. Buckley

NAYS: None

ABSENT: Mr. Manginelli

ABSTAIN: None

APPOINTMENT OF ENGINEERING

Mayor Perillo announced that his appointment is Thomas Neff as the Director of Engineering.

Ms. Hesler read resolution R-22-003 by title: **R-22-003 RESOLUTION CONFIRMING APPOINTMENT THOMAS NEFF AS BOROUGH ENGINEER**

BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that the appointment of Thomas Neff as Borough Engineer, by Mayor Vito Perillo, is hereby confirmed.

Mrs. Risa Clay offered a motion to approve resolution R-22-003, seconded by Mr. Nesci.

ROLL CALL

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Ms. Buckley

NAYS: None

ABSENT: Mr. Manginelli

ABSTAIN: None

MAYOR'S APPOINTMENTS TO PLANNING BOARD

Mayor Perillo announced the appointments to the Planning Board:

Gary Baldwin	Class I	4 Year Term: Term to Expire 12/31/2025
Daniel Romanov	Class II	1 Year Term: Term to Expire 12/31/2022
Frank Lodato	Class IV	4 Year Term: Term to Expire 12/31/2025
William Holobowski	Alt #2	2 Year Term: Term to Expire 12/31/2023

APPROVAL OF MINUTES

Mrs. Clay offered a motion to approve the October 5, 2021, Regular and Executive Session Meeting Minutes seconded by Mr. Nesci.

ROLL CALL

AYES: Mrs. Clay, Mr. Nesci, Ms. Buckley

NAYS: None

ABSENT: Mr. Manginelli

ABSTAIN: Dr. Dobrin, Mr. Nesci

Motion does not carry.

REPORT OF MAYOR/COUNCIL/ADMINISTRATION

Engineer's Report- Thomas Neff

Mr. Neff congratulated the newly appointed Councilmember Dr. Dobrin and stated that he looks forward to working with everyone in 2022. Mr. Neff gave an overview of the preconstruction meeting that was held with New Jersey American Water earlier today. He also stated there would be another phase of the watermain upgrades that will begin shortly on Pinebrook Road. There may be some short-term detours, etc. at the intersection of Pine Brook and Wayside.

Director of Finance/ Acting Borough Administrator- Thomas Fallon

Mr. Fallon wished everyone a healthy and happy new year. Mr. Fallon welcomed and congratulated Councilman Dobrin, he stated that he looks forward to working with him. He congratulated Mayor Perillo and Councilman Manginelli on their re-election, he stated he looks forward to continuing to work with them as well.

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Mayor's Report- Vito Perillo

Mayor Perillo seconded the comments made by Mr. Fallon. Mayor Perillo thanked his family for their support and stated he is looking forward to working with the Council.

Director of Law- Kevin Starkey

Mr. Starkey thanked the Mayor and Council for his re-appointment. Mr. Starkey congratulated the Mayor and welcomed Dr. Dobrin to Council. He stated he looks forward to working with him. Mr. Starkey wished everyone a happy new year.

Borough Clerk's Report- Melissa A. Hesler

Ms. Hesler congratulated the Mayor on his re-election. Ms. Hesler also congratulated Dr. Dobrin and Mr. Manginelli and wished everyone the best of luck.

Council's Report

Mrs. Clay offered congratulations to Mayor Perillo, stating it's been wonderful to work with him. Mrs. Clay congratulated Dr. Dobrin and Councilman Manginelli, she looks forward to working with them both. She also congratulated the re-appointed professionals stating she has learned so much from them. Mrs. Clay also thanked Council President Buckley for all she has taught her since she's come on board.

Dr. Dobrin thanked Monmouth County Sheriff, Sean Golden for swearing him in tonight. He congratulated his running mates Mayor Perillo and Councilman Manginelli, stating he is pleased to be joining this Council.

Mr. Nesci congratulated Mayor Perillo and Councilman Manginelli on their successful campaigns, he looks forward to continuing to work with them both. Mr. Nesci is also looking forward to continuing to work with Council President Buckley and Councilwoman Clay. He noted that he has also learned a lot in the past two years. Mr. Nesci congratulated Dr. Dobrin and is eager to work with him. He stated there is much to do and he is confident in working alongside the Council, Administration, and the Borough residents.

Ms. Buckley echoed everyone's congratulations and congratulated the appointed officials and professionals. She looks forward to a continued excellent working relationship. Ms. Buckley wished everyone a great year!

ORDINANCES FOR INTRODUCTION- None

ORDINANCES FOR FINAL CONSIDERATION- None

PUBLIC DISCUSSION

Mrs. Clay offered a motion to open the Public Discussion, seconded by Mr. Nesci.

ROLL CALL

AYES: All in Favor
NAYS: None
ABSENT: Mr. Manginelli
ABSTAIN: None

PUBLIC DISCUSSION OPEN

There being no comments from the public, Mr. Nesci offered a motion to close the Public Discussion, seconded by Dr. Dobrin.

ROLL CALL

AYES: All in Favor
NAYS: None
ABSENT: Mr. Manginelli
ABSTAIN: None

PUBLIC DISCUSSION CLOSED

MISCELLANEOUS BUSINESS FOR THE GOOD OF THE ORDER - None

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RESOLUTIONS

Ms. Hesler read Resolution R-22-004 entitled: APPOINTING MEMBER OF SHADE TREE COMMISSION
R-22-004 RESOLUTION – APPOINTING MEMBER OF SHADE TREE COMMISSION

BE IT RESOLVED, that the appointment of the below listed person made by the Mayor be and the same is hereby confirmed. Said terms to be effective as listed below.

Gina Gundel Term to Expire 12/31/2026 (5 year term)

Mrs. Clay offered a motion to adopt Resolution R-22-004, seconded by Dr. Dobrin.

ROLL CALL

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Mr. Siebert

NAYS: None

ABSENT: Mr. Manginelli

ABSTAIN: None

Ms. Hesler read Resolution R-22-005 entitled: APPOINTING MEMBERS OF ENVIRONMENTAL COMMISSION
R-22-005 RESOLUTION – APPOINTING MEMBERS OF ENVIRONMENTAL COMMISSION

BE IT RESOLVED, that the appointment of the below listed persons made by the Mayor be and the same is hereby confirmed. Said terms to be effective as listed below.

Robert Sandberg	Regular Member - Term 01/01/2022 - 12/31/2024
Martine Ladd	Regular Member - Term 01/01/2022 - 12/31/2024
Steven Surman	Alt. Member #1 - Term 01/01/2022 - 12/31/2022 (fills unexpired term)
Tatiana Swenda	Alt. Member #2 - Term 01/01/2022 - 12/31/2023

Mr. Nesci offered a motion to adopt Resolution R-22-005, seconded by Mrs. Clay.

ROLL CALL

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Mr. Siebert

NAYS: None

ABSENT: Mr. Manginelli

ABSTAIN: None

Ms. Hesler read Resolution R-22-006 entitled: APPOINTING MEMBERS OF HISTORIC COMMISSION
R-20-006 RESOLUTION – APPOINTING MEMBERS OF HISTORIC COMMISSION

BE IT RESOLVED, that the appointment of the below listed persons made by the Mayor be and the same is hereby confirmed. Said terms to be effective as listed below.

Linda Zucaro	Class C Member	4 year term 01/01/2022 - 12/31/2025
Andres Palomino	Class C Member	4 year term 01/01/2022 - 12/31/2025
Kathleen DeAngelo	Alternate Member #2	2 year term 01/01/2022 - 12/31/2023

Mrs. Clay offered a motion to adopt Resolution R-22-006, seconded by Dr. Dobrin.

ROLL CALL

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Mr. Siebert

NAYS: None

ABSENT: Mr. Manginelli

ABSTAIN: None

ABSTAIN: None

Ms. Hesler read Resolution R-22-007 entitled: APPOINTING MEMBERS TO ZONING BOARD OF ADJUSTMENT
R-22-007 RESOLUTION – APPOINTING MEMBERS TO ZONING BOARD OF ADJUSTMENT

BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that the following members be appointed to the Borough of Tinton Falls Zoning Board of Adjustment:

Charles Lomangino	Regular Member	Term to Expire 12/31/2025 (4 Year Term)
Marc McKinley	Regular Member	Term to Expire 12/31/2025 (4 Year Term)
William L. Kuzmin	Regular Member	Term to Expire 12/31/2024 (Fills Unexpired Term)
Emily DeMaio	Alternate Member #1	Term to Expire 12/31/2023 (2 Year Term)
Scott Provines	Alternate Member #2	Term to Expire 12/31/2022 (Fills Unexpired Term)

Mr. Nesci offered a motion to adopt Resolution R-22-007, seconded by Mrs. Clay.

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ROLL CALL

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Mr. Siebert
NAYS: None
ABSENT: Mr. Manginelli
ABSTAIN: None
ABSTAIN: None

Ms. Hesler read Resolution R-22-008 entitled: APPOINTING CLASS III MEMBER TO PLANNING BOARD
R-22-008 RESOLUTION – APPOINTING CLASS III MEMBER TO PLANNING BOARD

BE IT RESOLVED, that the appointment of the below listed persons made by the Mayor be and the same is hereby confirmed. Said terms to be effective as listed below.

Michael Lee	Class B Member	Term 01/01/2020 – 12/31/2023
Andres Palomino	Class C Member	fills unexpired term ending 12/31/2021
David Tripold	Alternate Member #1	fills unexpired term ending 12/31/2020

Dr. Dobrin offered a motion to adopt Resolution R-22-008, seconded by Mr. Nesci.

ROLL CALL

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Mr. Siebert
NAYS: None
ABSENT: Mr. Manginelli
ABSTAIN: None
ABSTAIN: None

Ms. Hesler read Resolution R-22-009 entitled: APPOINTING COUNCIL LIAISONS
R-22-009 RESOLUTION - APPOINTING COUNCIL LIAISONS

BE IT RESOLVED that the Borough Council of the Borough of Tinton Falls appoints the following liaisons for a one-year term to expire December 31, 2022:

Board of Education Liaison	Councilwoman Risa Clay
Environmental Commission Liaison	Councilwoman Tracy A. Buckley
Library Liaison	Councilman Larry Dobrin
Historic Commission Liaison	Councilman John Manginelli
Zoning Board Liaison	Councilman John Manginelli

Mrs. Clay offered a motion to adopt Resolution R-22-009, seconded by Mr. Nesci.

ROLL CALL

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Mr. Siebert
NAYS: None
ABSENT: Mr. Manginelli
ABSTAIN: None

CONSENT AGENDA

Mrs. Clay offered a motion to approve the Consent Agenda, seconded by Mr. Nesci.

ROLL CALL

AYES: Mrs. Clay, Dr. Dobrin, Mr. Nesci, Mr. Siebert
NAYS: None
ABSENT: Mr. Manginelli
ABSTAIN: None

**R-22-010
RESOLUTION - AMENDING R-01-003 AUTHORIZING CASH MANAGEMENT PLAN**

WHEREAS, R-01-003 Authorizing Cash Management Plan was adopted by the Borough Council of the Borough of Tinton Falls on January 2, 2001; and

WHEREAS, the adopted Cash Management Plan included a list of designated depositories of the Borough of Tinton Falls; and

WHEREAS, the Chief Financial Officer has requested that the list of designated depositories be amended as follows:

TD Bank
OceanFirst Bank
Manasquan Bank

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N.J. Cash Management Fund

WHEREAS, the banks listed above with the exception of State of NJ Cash Management Fund have filed Chapter 271 Political Contribution Disclosure Forms pursuant to N.J.S.A.19:44A-20.26 (P.L. 2005 c.271, s2). In addition, all banks are protected by the State of New Jersey Governmental Unit Protection Act after filing Chapter 271 Political Contribution Disclosure Forms pursuant to N.J.S.A. 19:44A-20.26 (P.L. 2005 c.271, s2).

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that Resolution R-01-003 be and is hereby amended as stated above.

BE IT FURTHER RESOLVED, that the Chief Financial Officer and/or designated Borough Officials are hereby authorized to execute any documents and/or contracts as required by the individual depositories.

BE IT FURTHER RESOLVED, that the Borough's authorized signatories are the Mayor, Borough Administrator, Chief Financial Officer and Tax Collector.

**R-22-011
RESOLUTION – AUTHORIZING PETTY CASH FUNDS**

BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that petty cash funds be the same are hereby established for the following Departments in the amounts specified:

Department of Audit, Accounts & Control (Administered by Tax Collector)	\$250.00
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**R-22-012
RESOLUTION – 2022 TEMPORARY MUNICIPAL BUDGET**

WHEREAS, N.J.S.A. 40a:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2022 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January 2022; and

WHEREAS, the total appropriations in the 2021 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of \$24,352,340 and \$5,295,500 for the General Budget and Sewer Utility Budget respectively; and

WHEREAS, 26.25% of the total appropriations in the 2021 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2021 budget is the sum of \$6,392,489 and \$1,390,069 for the General Budget and Sewer Utility Budget respectively.

NOW, THEREFORE, BE IT RESOLVED that the following schedule of temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

**R-22-013
RESOLUTION - 2022 DEBT SERVICE**

WHEREAS, N.J.S.A. 40A:4-19 provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year providing that such resolution is not made earlier than December 20th of the year preceding the beginning of the fiscal year; and

WHEREAS, the date of this resolution is subsequent to December 19, 2021; and

WHEREAS, principal and interest will be due on various dates from January 1, 2022 to December 31, 2022, inclusive, on bonds issued and outstanding.

NOW, THEREFORE, BE IT RESOLVED that the following appropriations be made to cover the period from January 1, 2022 to December 31, 2022 inclusive:

DEBT SERVICE – CURRENT FUND

Principal on Bonds	\$1,245,000
Interest on Bonds	327,450
Interest on Notes	109,408
	<u>109,408</u>
	<u><u>\$1,681,858</u></u>

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**R-22-014
RESOLUTION – DESIGNATION OF OFFICIAL NEWSPAPERS FOR THE
BOROUGH OF TINTON FALLS**

BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that the Asbury Park Press, The Coaster and the Newark Star Ledger are hereby designated as the official newspapers for the Borough of Tinton Falls pursuant to N.J.S.A. 40:53-1.

**R-22-015
RESOLUTION AMENDING R-21-244 DESIGNATED MEETINGS OF THE
BOROUGH COUNCIL FOR THE YEAR 2022**

WHEREAS, the New Jersey Open Public Meetings Act (N.J.S.A. 10:4-8a, et seq.) requires the governing body of a municipality to designate and disseminate schedules, meeting dates, times and location.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that the following dates are hereby designated as scheduled meetings of the Borough Council for calendar year 2022.

BE IT FURTHER RESOLVED, the meetings will be held in the Court Room, 556 Tinton Avenue, Tinton Falls, NJ unless conditions exist within the Borough whereby in-person meetings are inadvisable under the State’s public health guidelines specifically NJAC 5:39-1.3(a). In such event, as presently exists as of this date with the COVID-19 health crisis, the Borough Council reserves the right to conduct an electronic meeting with adequate notice being sent to the official newspapers and posted on the Municipal website at www.tintonfalls.com in the ordinary course.

BE IT FURTHER RESOLVED, that written public comments may be emailed to the Clerk at boroughclerksoffice@tintonfalls.com or via regular mail to the attention of the Borough Clerk at 556 Tinton Avenue, Tinton Falls, NJ 07724. Written public comments may not be submitted via any other form of electronic communication and must include the individual’s name, full address and contact information (telephone number and/or email address). If the information is incomplete and the Borough is unable to verify the individual’s identity, the written comment will not be read into the record. Written public comments must be received by the Borough Clerk by 9:00 a.m. on the day of the meeting in order to be included in the meeting. Any written comments received after 9:00 a.m. on the day of the meeting will not be read into the record or become part of the meeting record.

Meetings of Borough Council for 2022 Where Formal Action May Be Taken

Tuesday January 4, 2022	7:30 Reorganization/Regular/Workshop
Tuesday January 18, 2022	7:30 Regular/Workshop
Tuesday February 1, 2022	7:30 Regular/Workshop
Tuesday February 15, 2022	7:30 Regular/Workshop
Tuesday March 1, 2022	7:30 Regular/Workshop
Tuesday March 15, 2022	7:30 Regular/Workshop
Tuesday April 5, 2022	7:30 Regular/Workshop
Tuesday April 19, 2022	7:30 Regular/Workshop
Tuesday May 3, 2022	7:30 Regular/Workshop
Tuesday May 17, 2022	7:30 Regular/Workshop
Tuesday June 14, 2022	7:30 Regular/Workshop
Tuesday July 12, 2022	7:30 Regular/Workshop
Tuesday August 9, 2022	7:30 Regular/Workshop
Tuesday September 6, 2022	7:30 Regular/Workshop
Tuesday September 20, 2022	7:30 Regular/Workshop
Tuesday October 11, 2022	7:30 Regular/Workshop
Tuesday October 25, 2022	7:30 Regular/Workshop
Tuesday November 22, 2022	7:30 Regular/Workshop
Tuesday December 6, 2022	7:30 Regular/Workshop
Tuesday December 20, 2022	7:30 Regular/Workshop
Tuesday January 3, 2023	7:30 P.M. (Reorganization/Regular/Workshop)

*Unless otherwise noticed workshop meetings will begin immediately following the regular meeting.

BE IT FURTHER RESOLVED, that as needed, all executive sessions of the Borough Council shall be held at 6:30 p.m. or immediately following the conclusion of the Regular Meeting as noticed by 4:30 p.m. the Friday before the meeting week and convene with the public reading of a Resolution onto the record prior to the Borough Council’s vote to enter executive session pursuant to the OPMA. When an executive session is held, the executive session Resolution shall be re-read onto the record at the beginning of the public portion of any applicable workshop, regular or special meeting so the public will know what issues were addressed during the executive session without having to be present for the earlier public reading of the Resolution. When necessary, executive sessions may be continued upon the adjournment of the public portion of any meeting with the reading of the Resolution for entry into executive session reciting the issues to be continued for executive session deliberations.

BE IT FURTHER RESOLVED that this Resolution shall supersede any, and all Resolutions previously adopted by the Borough specifying meetings of the Borough Council.

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BE IT FURTHER RESOLVED, that the Borough Clerk shall post a copy of this Resolution in Borough Hall and that copies of this Resolution shall be forwarded by the Borough Clerk to the official newspapers, The Asbury Park Press, The Coaster and the Newark Star Ledger as previously designated by the Borough and to individuals requesting same under the New Jersey Open Public Meetings Act.

**R-22-016
RESOLUTION APPOINTING MICHELLE HUTCHINSON AS
MUNICIPAL CLERK AND LOCAL REGISTRAR**

WHEREAS, pursuant to N.J.S.A. 40A:9-133, every municipality shall have a Municipal Clerk appointed for a three-year term by the Governing Body; and

WHEREAS, pursuant to N.J.S.A. 26:8-11, the Governing Body of each registration district shall also appoint a Local Registrar; and

WHEREAS, pursuant to N.J.S.A. 26:8-13, if the Local Registrar is the Municipal Clerk, then the term of office of the Local Registrar shall be concurrent with the term of office of Municipal Clerk; and

WHEREAS, there is a need for the appointment of a Municipal Clerk and a Local Registrar for the Borough of Tinton Falls as of February 1, 2022, as mandated by the statutory law described herein, for the purpose of providing the Borough with the duties, tasks and services set forth in N.J.S.A. 40A:9-133 and 26:8-25; and

WHEREAS, the Governing Body has advertised for those positions, received applications and conducted interviews, and has determined that Michelle Hutchinson is the most qualified candidate for the positions; and

WHEREAS, the Governing Body further desires to appoint Michelle Hutchinson as a Deputy Borough Clerk for the period January 10, 2022 to February 1, 2022 so that she may work in the office of the Municipal Clerk for several weeks prior to assuming the position of Municipal Clerk.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of Tinton Falls, that:

- (1) Michelle Hutchinson be and hereby is appointed as Municipal Clerk and Local Registrar for the Borough of Tinton Falls, for a three-year term commencing on February 1, 2022.
- (2) Michelle Hutchinson be and hereby is appointed as Deputy Borough Clerk for the period January 10, 2022 to February 1, 2022.
- (3) A certified copy of this Resolution shall be provided to Michelle Hutchinson and to the Department of Human Resources.

**R-22-017
RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #1-22 BOROUGH ENGINEER**

WHEREAS, the Borough of Tinton Falls has a need for a professional Borough Engineer for various matters that may arise during the contract year January 1, 2022 through December 31, 2022; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals from engineering firms for said services, and two (2) proposals were received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed all the proposals received and it was determined the firm of T & M Associates, 11 Tindall Road, Middletown, NJ 07748-2792 satisfies the requisites contained in the Request for Proposals to be considered for professional Engineering services that the Borough may require during the contract year; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$155,000 plus miscellaneous reimbursables for engineering services; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firm of T & M Associates, 11 Tindall Road, Middletown, NJ 07748-2792, is hereby retained to provide Borough engineering services for Borough Engineer, for an amount not to exceed \$155,000 plus miscellaneous reimbursables for a term expiring December 31, 2022.
2. This contract is awarded through the "fair and open" process in accordance with NJSA 19:44A-20.5 et. seq. and in accordance with NJSA 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this Resolution as well as the contract and the Determination of Value shall be placed on file with the Borough Clerk of the Borough of Tinton Falls.

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4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds availability as follows, contingent upon the necessary funds being appropriated by the governing body in the 2022 Municipal Budgets: General Engineering, General Storm water Management, Open Space Fund and Sewer Utility: \$155,000

**R-22-018
RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #2-22 LABOR COUNSEL SERVICES**

WHEREAS, the Borough of Tinton Falls has a need for professional Labor Counsel services for various matters that may arise during the contract year January 1, 2022 through December 31, 2022; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals from legal firms for said services, and five (5) proposals were received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed all the proposals received, and it was determined the firm of Rainone Coughlin Minchello, 555 U.S. Highway One South, Suite 440, Iselin, NJ 08830 satisfies the requisites contained in the Request for Proposals to be considered for professional Labor Counsel services that the Borough may require during the contract year; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$40,000, plus miscellaneous reimbursables for professional Labor Counsel Services; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firm of Rainone Coughlin Minchello, 555 U.S. Highway One South, Suite 440, Iselin, NJ 08830 is hereby retained to provide professional Labor Counsel services for an amount not to exceed \$40,000 plus miscellaneous reimbursables for a term expiring December 31, 2022.

2. This contract is awarded through the fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession.

3. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Tinton Falls.

4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds availability contingent upon the necessary funds being appropriated by the governing body in the 2022 Municipal Budget: Legal: \$40,000

**R-22-019
RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #3-22 BOND COUNSEL SERVICES**

WHEREAS, the Borough of Tinton Falls has a need for professional Bond Counsel services as may be required by the Borough during the contract year January 1, 2022 through December 31, 2022; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals from legal firms for said services and four (4) proposals were received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed all the proposals received and it was determined that Gluck Walrath LLP, 11 Wharf Avenue, Red Bank, NJ 07701, satisfies the requisites contained in the request for proposals to be considered for professional Bond Counsel services that the Borough may require during the contract year; and

WHEREAS, this contract is to be awarded for the unit price or fixed fee amounts listed and hourly rates in the proposal with the certification of funds being provided by the Chief Financial Officer on each voucher for such services; and

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firm of Gluck Walrath LLP, 11 Wharf Avenue, Red Bank, NJ 07701 is hereby retained to provide professional bond counsel services for the unit price or fixed fee amounts and hourly rates listed in their proposal for a term expiring December 31, 2022.

2. This contract is awarded through the fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5 (1) (a) because it is for services performed by persons authorized by law to practice a recognized profession.

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3. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Tinton Falls.

4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

R-22-020

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #4-22 AFFORDABLE HOUSING COUNSEL SERVICES**

WHEREAS, the Borough of Tinton Falls has a need for professional Affordable Housing Counsel services that may arise during the contract year January 1, 2022 through December 31, 2022; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals from legal firms for said services, and four (4) proposal were received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed all the proposals received, and it was determined the firm of Pashman, Stein, Walder & Hayden PC, 101 Crawfords Corner Road, Suite 4202, Holmdel, NJ 07733, satisfies the requisites contained in the Request for Proposals to be considered for professional Affordable Housing Counsel services that the Borough may require during the contract year; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$35,000, plus miscellaneous reimbursables for professional Affordable Housing Counsel services; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firm of Pashman, Stein, Walder & Hayden PC, 101 Crawfords Corner Road, Suite 4202, Holmdel, NJ 07733 is hereby retained to provide professional Affordable Housing Counsel services for an amount not to exceed \$35,000 plus miscellaneous reimbursables for a term expiring December 31, 2022.

2. This contract is awarded through the fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5 (1) (a) because it is for services performed by persons authorized by law to practice a recognized profession.

3. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Tinton Falls.

4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds availability contingent upon the necessary funds being appropriated by the governing body in the 2022 Municipal Budget as follows: Affordable Housing Trust \$30,000 Legal \$5,000

R-22-021

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #5-22 SPECIAL/CONFLICTS COUNSEL SERVICES**

WHEREAS, the Borough of Tinton Falls has a need for professional Special/Conflicts Counsel services that may arise during the contract year January 1, 2022 through December 31, 2022; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals from legal firms for said services, and seven (7) proposals were received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed all proposals received, and it was determined the firms of Caruso & Baxter P.A., 1129 Broad Street, #103, Shrewsbury, NJ 07702, Gluck Walrath LLP, 11 Wharf Avenue, Red Bank, NJ 07701 and Rainone Coughlin Minchello, 555 U.S. Highway One South, Suite 440, Iselin, NJ 08830 satisfy the requisites contained in the Request for Proposals to be considered for professional Special/Conflict Counsel services that the Borough may require during the contract year; and

WHEREAS, this contract is to be awarded for Special/Conflict Counsel Matters for an amount not to exceed \$30,000.00, plus miscellaneous reimbursables for professional Special/Conflicts Counsel services; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firms of Caruso & Baxter, P.A., Gluck Walrath and Rainone Coughlin Mincello are hereby retained to provide professional Special/Conflict Counsel Services for an amount not to exceed \$30,000.00 plus miscellaneous reimbursables for a term expiring December 31, 2022.

2. This contract is awarded through the fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5

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et seq. and in accordance with NJSA 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession.

3. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Tinton Falls.

4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds availability contingent upon the necessary funds being appropriated by the governing body in the 2022 Municipal Budget as follows: Legal \$30,000.00

**R-22-022
RESOLUTION AUTHORIZING THE AWARD OF A “FAIR AND OPEN” CONTRACT FOR
RFP #6-22 BOROUGH APPRAISER**

WHEREAS, the Borough of Tinton Falls has a need for a professional Borough Appraiser for various matters that may arise during the contract year January 1, 2022 through December 31, 2022; and

WHEREAS, the Borough has, through the “fair and open” process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals from appraisal firms for said services and two (2) proposals were received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed all the proposals received, and it was determined the firm of Gagliano & Company, 1129 Broad Street, Suite 104, Shrewsbury, NJ 07702 satisfies the requisites contained in the Request for Proposals to be considered as the Borough Appraiser during the contract year January 1, 2022 through December 31, 2022; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$17,000 for Appraisal Services, plus miscellaneous reimbursables.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firm of Gagliano & Company, 1129 Broad Street, Shrewsbury, NJ 07702 is hereby retained as the Borough Appraiser for an amount not to exceed \$17,000 plus miscellaneous reimbursables as listed in the proposal for a term expiring December 31, 2022.
2. This contract is awarded through the fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5 (1) (a) because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Tinton Falls.
4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds availability contingent upon the necessary funds being appropriated by the governing body in the 2022

Municipal Budget: Tax Assessor \$17,000

**R-22-023
RESOLUTION - AUTHORIZING THE AWARD OF A “FAIR AND OPEN” CONTRACT FOR
RFP #7-22 BOROUGH PLANNER**

WHEREAS, the Borough of Tinton Falls has a need for professional Planning Services during the contract year January 1, 2022 through December 31, 2022; and

WHEREAS, the Borough has, through a fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals from legal firms for said services, and two (2) proposals were received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed all the proposals received, and it was determined the firm of Leon S. Avakian, Inc., 788 Wayside Road, Neptune, NJ 07753, satisfies the requisites contained in the Request for Proposals to be considered for professional Planning services that the Borough may require during the contract year; and

WHEREAS, it is recommended this contract is to be awarded for an amount not to exceed \$55,000 for planning services, plus miscellaneous reimbursables from January 1, 2022 through December 31, 2022; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

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1. The firm of Leon S. Avakian, Inc., 788 Wayside Road, Neptune, NJ 07753, is hereby retained to provide professional Planning services for the Borough for an amount not to exceed \$55,000 plus miscellaneous reimbursables for a term expiring December 31, 2022.
2. This contract is awarded through a fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5 (1) (a) because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Tinton Falls.
4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds are available as follows contingent upon the necessary funds being appropriated by the governing body in the 2022 Municipal Budget as follows: COAH: \$30,000 Housing: \$25,000

**R-22-024
RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #12-22 ZONING OFFICER**

WHEREAS, the Borough of Tinton Falls has a need for a professional Zoning Officer for various matters that may arise during the contract year January 1, 2022 through December 31, 2022; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals for said services, and one (1) proposal was received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed the proposal received and it was determined the firm of T & M Associates, 11 Tindall Road, Middletown, NJ 07748-2792 satisfies the requisites contained in the Request for Proposals to be considered for professional Zoning Officer that the Borough may require during the contract year; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$52,000; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firm of T & M Associates, 11 Tindall Road, Middletown, NJ 07748-2792, is hereby retained to provide Zoning Officer services, for an amount not to exceed \$52,000 for a term expiring December 31, 2022.
2. This contract is awarded through the "fair and open" process in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this Resolution as well as the contract shall be placed on file with the Borough Clerk of the Borough of Tinton Falls.
4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds availability as follows, contingent upon the necessary funds being appropriated by the governing body in the 2022 Municipal Budgets: Division of Code Enforcement – Other Expenses: \$52,000

**R-22-025
RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #13-22 PROFESSIONAL SERVICING & MAINTENANCE OF SEWER SYSTEM**

WHEREAS, the Borough of Tinton Falls has a need for Professional Servicing and Maintenance of 15 pump stations and standby generators as well as lab sampling and flow meter reading; and

WHEREAS, the Borough has, through the fair and open process, advertised on the website and in the Asbury Park Press Saturday, November 20, 2021, the solicitation for receipt of proposals from firms for said services and two (2) proposals were received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed the proposal received, and it was determined that Hughes Environmental Services, Inc., P.O. Box 327, Forked River, NJ 08731 satisfies the requisites contained in the Request for Proposals to be considered for the Servicing and Maintenance of the pump stations; and

WHEREAS, this contract is to be awarded for an amount not to exceed as follows:
\$10,838.26 per month for 12 months for servicing 15 pump stations;
\$ 625.00 per month for 12 months for flow meter readings;

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\$ 1,226.25 per quarter for 4 months for laboratory analysis of Jumping Brook Pump Station as well as additional testing required by MCRC & TNSA for a total contract not to exceed \$142,464.12 from January 1, 2022 through December 31, 2022, plus \$350.00 flat rate for each emergency service call, and \$600.00 for each additional pump station added throughout the year as described in proposal; and

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. Hughes Environmental Services, Inc., P. O. Box 327, Forked River, NJ 08731 is hereby retained to provide Professional Servicing & Maintenance of the Sewer System for an amount not to exceed \$142,464.12, plus \$350.00 flat rate for emergency callouts described in the proposal and \$600.00 for each additional pump station added through the contract year January 1, 2022 through December 31, 2022.

2. This contract is awarded through the fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5 (1) (a) because it is for services performed by persons authorized by law to practice a recognized profession requiring licensure.

3. A copy of this Resolution as well as the contract shall be placed on file with the Borough Clerk of the Borough of Tinton Falls.

4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds are available contingent upon the necessary funds being appropriated by the governing body in the 2022 Municipal Budget: Sewer Utility \$142,464.12

**R-22-026
RESOLUTION AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #14-22 PROFESSIONAL AUDITING SERVICES FOR 2022 AUDIT**

WHEREAS, the Borough of Tinton Falls has a need for a professional Auditor for the 2022 audit; and

WHEREAS, the Borough of Tinton Falls has, through the fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals for Auditing Services, and one (1) proposal was received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed the proposal received, and it was determined the firm of Suplee, Clooney & Company, 308 East Broad Street, Westfield, NJ 07090-2122 satisfies the requisites contained in the Request for Proposals to be considered for the Auditor for the 2022 audit; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$43,950 for the 2022 Audit; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firm of Suplee, Clooney & Company, 308 East Broad Street, Westfield, NJ 07090-2122 is hereby retained as Borough Auditor as described above for an amount not to exceed \$43,950 for the 2022 Audit of the Borough of Tinton Falls' financial records.

2. This contract is awarded through the fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession.

3. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Tinton Falls.

4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds availability contingent upon the necessary funds being appropriated by the governing body in the 2022 Municipal Budget as follows:

Division of Finance – Audit Services: \$29,500
Sewer Utility – Other Expenses: \$14,450

**R-22-027
RESOLUTION AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #15-22 FINANCIAL CONSULTANT SERVICES FOR REDEVELOPMENT FISCAL ANALYSIS**

WHEREAS, the Borough of Tinton Falls has a need for professional Financial Consultant Services for Redevelopment Fiscal Analysis; and

WHEREAS, the Borough of Tinton Falls has, through the fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals for Financial

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Consultant Services for Redevelopment Fiscal Analysis, and three (3) proposals were received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed the proposal received, and it was determined that NW Financial Group, LLC, 2 Hudson Place, 3rd, Floor, Hoboken, NJ 07030 satisfies the requisites contained in the Request for Proposals to be considered for the Financial Consultant for Redevelopment Fiscal Analysis; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$30,000; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firm of NW Financial Group, LLC, 2 Hudson Place, 3rd, Floor, Hoboken, NJ 07030 is hereby retained as the Financial Consultant for Redevelopment Fiscal Analysis as described above for an amount not to exceed \$30,000.
2. This contract is awarded through the fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Tinton Falls.
4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds are available from: Redevelopment Escrow

**R-22-028
RESOLUTION AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #16-22 AFFORDABLE HOUSING PLANNING SERVICES**

WHEREAS, the Borough of Tinton Falls has a need for professional Affordable Housing Planning Services; and

WHEREAS, the Borough of Tinton Falls has, through the fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals for Affordable Housing Planning Services, and three (3) proposals were received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed the proposal received, and it was determined that BFJ Planning, 115 5th Avenue, New York, NY 10003 satisfies the requisites contained in the Request for Proposals to be considered for the Affordable Housing Planning Services; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$30,000; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firm of BFJ Planning, 115 5th Avenue, New York, NY 10003 is hereby retained for the Affordable Housing Planning Services as described above for an amount not to exceed \$30,000.
2. This contract is awarded through the fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Tinton Falls.
4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds are available from: Affordable Housing Trust Fund

**R-22-029
RESOLUTION AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #17-22 AFFORDABLE HOUSING ADMINISTRATIVE SERVICES**

WHEREAS, the Borough of Tinton Falls has a need for professional Affordable Housing Administrative Services; and

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WHEREAS, the Borough of Tinton Falls has, through the fair and open process, advertised on its website and in the Asbury Park Press on Saturday, November 20, 2021, the solicitation for receipt of proposals for Affordable Housing Administrative Services, and one (1) proposal was received and documented on Monday, December 13, 2021; and

WHEREAS, the Borough has reviewed the proposal received, and it was determined that CME, 1460 Route 9 South, Howell, NJ 07731 satisfies the requisites contained in the Request for Proposals to be considered for the Affordable Housing Administrative Services; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$34,000; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls as follows:

1. The firm of CME, 1460 Route 9 South, Howell, NJ 07731 is hereby retained for the Affordable Housing Administrative Services as described above for an amount not to exceed \$34,000.
2. This contract is awarded through the fair and open process as a Professional Service in accordance with NJSA 19:44A-20.5 et seq. and in accordance with NJSA 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Tinton Falls.
4. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

I hereby certify funds are available from: Affordable Housing Trust Fund

**R-22-030
RESOLUTION – REFUNDING ESCROW – MEZZASALMA 67 APPLE STREET**

WHEREAS, the following listed applicant has posted consultant escrow fees in conjunction with various Land Use applications in accordance with the Borough of Tinton Falls Land Use Ordinance, and

WHEREAS, the Planning Board Secretary, Trish Sena, has certified the applicant’s account is deemed closed and no additional funds for consultants will be required,

WHEREAS, the Director of the Department of Audit, Accounts & Control has certified funds are available for release.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that the consultant escrow fees, plus any accrued interest, are hereby authorized to be released for the following applicant:

MEZZASALMA-67 APPLE STREET MEZ4945CO \$916.29

ADJOURNMENT

Mr. Nesci offered a motion to adjourn, seconded by Mrs. Clay.

ROLL CALL

AYES: All in Favor

NAYS: None

ABSENT: Mr. Manginelli

ABSTAIN: None

TIME: 7:58 PM

Respectfully Submitted,

Michelle Hutchinson, Borough Clerk

Tracy Buckley, Council President

APPROVED AT A MEETING HELD ON: March 1, 2022