

**AGENDA  
REORGANIZATION/REGULAR MEETING  
JANUARY 2, 2018  
BOROUGH COUNCIL**

**Executive Session (if applicable) to begin at 6:30 P.M.**

**Regular Meeting to begin at 7:30 p.m.**

- A. CALL TO ORDER
- B. SALUTE TO FLAG
- C. STATEMENT OF ELECTION
- D. SWEARING IN CEREMONY
  - Vito Perillo, Mayor
  - John Manginelli, Councilmember
  - Brock Siebert, Councilmember
- E. ROLL CALL
- F. COUNCIL REORGANIZATION AND SWEARING IN
  - Appointment of Council President
  - Appointment of Deputy Council President
- G. STATEMENTS OF NEWLY ELECTED OFFICIALS
- H. APPOINTMENT OF DIRECTORS:
  - R-18-001 Department of Audit, Accounts & Control/CFO
  - R-18-002 Department of Public Works
  - R-18-003 Department of Administration/Public Safety
  - R-18-004 Department of Law
- I. APPOINTMENT – ENGINEERING:
  - R-18-005 Borough Engineer
- J. APPOINTMENTS TO PLANNING BOARD
  - Mayor's Announcement of Class Members
- K. REPORT OF MAYOR/COUNCIL/ADMINISTRATION
- L. PETITIONS
- M. ORDINANCES FOR INTRODUCTION
- N. ORDINANCES FOR FINAL CONSIDERATION
- O. PUBLIC DISCUSSION
- P. MISCELLANEOUS BUSINESS FOR THE GOOD OF THE ORDER

Q. RESOLUTIONS

- R-18-006 Appointing Class III Member to Planning Board
- R-18-007 Appointing Members to the Zoning Board of Adjustment
- R-18-008 Appointing Members to the Environmental Commission
- R-18-009 Appointing Members to the Historic Commission
- R-18-010 Appointing Members to the Shade Tree Commission
- R-18-011 Appointment of Council Liaisons

CONSENT AGENDA

- R-18-012 Resolution Overriding and Disapproving of the Removal of the Director of Law
- R-18-013 2018 Temporary Municipal Budget
- R-18-014 2018 Debt Service
- R-18-015 Amending R-01-003 Authorizing Cash Management Plan
- R-18-016 Authorizing Petty Cash Fund
- R-18-017 Designating the Official Newspapers for the Borough
- R-18-018 Authorizing Purchase under National Joint Powers Alliance
- R-18-019 Reducing Performance Guarantees – Regency at Trotter’s Point – Phase VI
- R-18-020 Authorizing the Award of Non-Fair and Open Contract PS #1-18 Special/Conflicts Counsel
- R-18-021 Authorizing the Award of Non-Fair and Open Contract PS #2-18 Professional Auditing Services
- R-18-022 Authorizing the Award of Non-Fair and Open Contract PS #3-18 Affordable Housing Planning Services
- R-18-023 Authorizing the Award of a Fair and Open Contract for RFP #1-18 Borough Engineer
- R-18-024 Authorizing the Award of a Fair and Open Contract for RFP #2-18 Labor Counsel Services
- R-18-025 Authorizing the Award of a Fair and Open Contract for RFP #3-18 Bond Counsel Services
- R-18-026 Authorizing the Award of a Fair and Open Contract for RFP #4-18 Affordable Housing Counsel Services
- R-18-027 Authorizing the Award of a Fair and Open Contract for RFP #6-18 Borough Appraiser
- R-18-028 Authorizing the Award of a Fair and Open Contract for RFP #7-18 Borough Planner
- R-18-029 Authorizing the Award of a Fair and Open Contract for RFP #12-18 Professional Servicing  
& Maintenance of Sewer System

EXECUTIVE SESSION - Resolution Pursuant to N.J.S.A. 10:4-2 (if applicable)

R. ADJOURNMENT

**RESOLUTION RATIFYING APPOINTMENT OF THE DIRECTOR OF THE DEPARTMENT OF  
AUDIT, ACCOUNTS & CONTROL AND REAPPOINTMENT AS CHIEF FINANCIAL OFFICER**

**WHEREAS**, pursuant to section 2-10 of the General Revised Ordinances of the Borough of Tinton Falls there shall be a Department of Audit Accounts & Control, the head of which shall be the Director; and

**WHEREAS**, N.J.S.A. 40A:9-140.10 requires that in every municipality there shall be a chief financial officer appointed by the governing body of the municipality; and

**WHEREAS**, N.J.S.A. 40A:9-140.8 provides that “any person who has served as the chief financial officer of a municipality for four consecutive years and who is reappointed as that municipality’s chief financial officer shall be granted tenure of office”; and

**WHEREAS**, N.J.S.A. 40A:9-140.10 further provides that the term of the office of Chief Financial Officer shall be four years, which shall run from January 1, in the year in which the Chief Financial is appointed; and

**WHEREAS**, the Borough’s Chief Financial Officer was appointed pursuant to Resolution No. 14-003 for a term extending from January 1, 2014 through December 31, 2017.

**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 ratifies the appointment of Thomas P. Fallon as Director of the Department of Audit, Accounts & Control.

**BE IT FURTHER RESOLVED** that Thomas P. Fallon shall also be reappointed as Chief Financial Officer, and therefore, be granted tenure pursuant to N.J.S.A. 40A:9-140.8.

**RESOLUTION – CONFIRMING APPOINTMENT OF DIRECTOR, DEPARTMENT OF  
PUBLIC WORKS**

**BE IT RESOLVED** by the Borough Council of the Borough of Tinton Falls that the appointment of

\_\_\_\_\_ as Director, Department of Public Works by Mayor Vito Perillo, is hereby confirmed.

**RESOLUTION – CONFIRMING APPOINTMENT OF DIRECTOR, DEPARTMENT OF  
ADMINISTRATION AND DIRECTOR OF PUBLIC SAFETY**

**BE IT RESOLVED** by the Borough Council of the Borough of Tinton Falls that the appointment of

\_\_\_\_\_ as Director, Department of Administration and Director of  
Public Safety by Mayor Vito Perillo, is hereby confirmed.

**RESOLUTION – CONFIRMING APPOINTMENT OF DIRECTOR, DEPARTMENT OF LAW**

**BE IT RESOLVED** by the Borough Council of the Borough of Tinton Falls that the appointment of  
\_\_\_\_\_ as Director, Department of Law by Mayor Vito Perillo, is hereby confirmed.

**BOROUGH OF TINTON FALLS  
COUNTY OF MONMOUTH**

**R-18-005**

**RESOLUTION – CONFIRMING APPOINTMENT OF 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.

**RESOLUTION – APPOINTING CLASS III MEMBER TO PLANNING BOARD**

**BE IT RESOLVED** by the Borough Council of the Borough of Tinton Falls that

\_\_\_\_\_ is hereby appointed as the Borough Council's appointment to the Planning Board as a Class III Member. Term to expire December 31, 2018.



**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 12/31/2021 (4-Year Term)
Marc McKinley	Regular Member	Term to Expire 12/31/2021 (4-Year Term)
Sandra Berk	Alternate Member #1	Term to Expire 12/31/2019 (2-Year Term)

**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.

Jonathan Cohen	Regular Member – Term 01/01/2018 – 12/31/2020
Robert Markoff	Regular Member – Term 01/01/2018 – 12/31/2020
Vincent DeVita	Alt. Member #2 – Term 01/01/2018 – 12/31/2019

**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.

Kerri Sullizan	Class C Member	Term 01/01/2018 – 12/31/2021
Linda Zucaro	Class C Member	Term 01/01/2018 – 12/31/2021
Andres Palomino	Alternate #2	Term 01/01/2018 – 12/31/2019

**RESOLUTION – APPOINTING MEMBERS OF SHADE TREE 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.

Gloria Marchetti	Term 01/01/2018 - 12/31/2022
John Gambino	Term 01/01/2016 - 12/31/2020 ( <i>for the unexpired term</i> )

**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, 2018:

Board of Education Liaison  
Environmental Commission Liaison  
Library Liaison

Councilman Christopher Pak  
Councilman Brock Siebert  
Councilwoman Nancyanne Fama

**RESOLUTION OVERRIDING AND DISAPPROVING OF  
THE REMOVAL OF THE DIRECTOR OF LAW**

**WHEREAS**, by letter dated December 27, 2017, Mayor-Elect Vito Perillo notified the Borough Council of his intent to remove the Borough's current Director of Law effective upon his taking office on January 1, 2018; and

**WHEREAS**, pursuant to N.J.S.A. 40:69A-43(c) "[p]rior to removal the mayor shall first file written notice of his intention with the council, and such removal shall become effective on the 20th day after the filing of such notice unless the council shall prior thereto have adopted a resolution by a two-thirds vote of the whole number of the council, disapproving the removal"; and

**WHEREAS**, section 2-7.2(b) of the General Revised Ordinances of the Borough mirror the applicable provisions of the Faulkner Act (N.J.S.A. 40:69A-43(c)); and

**WHEREAS**, within 20 days of the above-referenced notice's effective date, the Borough Council disapproves of the Mayor's removal of the current Director of Law and encourages the Mayor to consider his reappointment.

**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 pursuant to N.J.S.A. 40:69A-43(c) and section 2-7.2(b) of the General Revised Ordinances of the Borough, the Borough Council hereby overrides and disapproves of the Mayor's removal of Brian M. Nelson, Esq. as Director of Law of the Borough of Tinton Falls who shall holdover in such position pursuant to law.

**RESOLUTION – 2018 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 2018 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, 2018; and

**WHEREAS**, the total appropriations in the 2017 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of \$23,107,463 and \$5,104,000 for the General Budget and Sewer Utility Budget respectively; and

**WHEREAS**, 26.25% of the total appropriations in the 2017 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2017 budget is the sum of \$6,065,709 and \$1,339,800 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.

TEMPORARY  
APPROPRIATIONS  
2018

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**GENERAL BUDGET**

Division of Administration		
Salaries and Wages	\$	100,000.00
Other Expenses		60,000.00
Human Resources		
Salaries and Wages		35,000.00
Other Expenses		7,000.00
Office of the Mayor		
Salaries and Wages		2,000.00
Other Expenses		2,000.00
Borough Council		
Salaries and Wages		6,000.00
Other Expenses		2,000.00
Municipal Clerk		
Salaries and Wages		45,000.00
Other Expenses		13,000.00
Division of Finance		
Salaries and Wages		65,000.00
Other Expenses		10,000.00
Audit Services		29,000.00
Division of Revenue		
Salaries and Wages		50,000.00
Other Expenses		6,000.00
Office of Tax Assessor		
Salaries and Wages		25,000.00
Other Expenses		20,000.00
Division of Central Services		
Salaries and Wages		35,000.00
Other Expenses		16,000.00
Division of Law		
Salaries and Wages		45,000.00
Other Expenses		100,000.00
Division of Engineering		
Other Expenses		110,000.00
Historical Sites Office		
Other Expenses		2,000.00
Division of Code Enforcement		
Salaries and Wages		42,000.00
Other Expenses		1,000.00
Division of Planning		
Salaries and Wages		14,000.00
Other Expenses		40,000.00



Division of Zoning	
Salaries and Wages	10,000.00
Other Expenses	30,000.00
Division of Housing	
Other Expenses	25,000.00
Insurances	
Liability Insurance	250,000.00
Workers Compensation Insurance	150,000.00
Employee Group Insurance	860,000.00
Police Department	
Salaries and Wages	1,250,000.00
Other Expenses	200,000.00
Municipal Court	
Salaries and Wages	100,000.00
Other Expenses	7,000.00
Public Defender	
Salaries and Wages	6,000.00
Other Expenses	200.00
Division of Emergency Management	
Salaries and Wages	20,000.00
Other Expenses	15,000.00
Division of Health	
Other Expenses	75,000.00
Division of Fire Prevention	
Salaries and Wages	45,000.00
Other Expenses	2,700.00
Prosecutor	
Salaries and Wages	10,000.00
Other Expenses	1,000.00
Division of Streets	
Salaries and Wages	120,000.00
Other Expenses	70,000.00
Division of Sanitation	
Salaries and Wages	320,000.00
Other Expenses	10,000.00
Landfill/Solid Waste Disposal	20,000.00
Division of Central Maintenance	
Salaries and Wages	110,000.00
Other Expenses	100,000.00
Division of Buildings and Grounds	
Salaries and Wages	100,000.00
Other Expenses	30,000.00
Shade Tree Commission	
Other Expenses	1,000.00
Environmental Health Services	
Other Expenses	36,100.00
Animal Control Services	
Other Expenses	10,000.00

Alliance Program	
Other Expenses	6,000.00
NJ PEOSHA	
Other Expenses	2,000.00
Contribution to Social Service Agencies	
Other Expenses	6,000.00
Division of Recreation	
Salaries and Wages	90,000.00
Other Expenses	50,000.00
Maintenance of Parks	
Salaries and Wages	125,000.00
Other Expenses	12,000.00
Municipal Library	
Other Expenses	40,000.00
Accumulated Leave Compensation	75,000.00
Construction Code Official	
Salaries and Wages	90,000.00
Other Expenses	3,000.00
Electricity	40,000.00
Street Lighting	25,000.00
Telephone	30,000.00
Water	3,000.00
Natural Gas	10,000.00
Gasoline and Diesel Fuel	75,000.00
Telecommunications	40,000.00
Social Security System	200,000.00
DCRP	2,000.00
Stormwater Management	
Other Expenses	10,000.00
Recycling Tax	
Other Expenses	1,000.00
Purchase of Automated Refuse Containers	30,000.00
Shared Service - Municipal Court	75,000.00
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Total General Temporary Budget	<u><u>\$ 5,906,000.00</u></u>

**SEWER UTILITY BUDGET**

Salaries and Wages	\$ 200,000.00
Other Expenses	1,100,000.00
Social Security System	20,000.00
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Total Sewer Utility Temporary Budget	<u><u>\$ 1,320,000.00</u></u>

**RESOLUTION - 2018 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, 2017; and

**WHEREAS**, principal and interest will be due on various dates from January 1, 2018 to December 31, 2018, inclusive, on bonds issued and outstanding.

**NOW, THEREFORE, BE IT RESOLVED** that the following appropriations be made to cover the period from January 1, 2018 to December 31, 2018 inclusive:

DEBT SERVICE – CURRENT FUND

Principal on Bonds	\$1,640,000
Interest on Bonds	596,063
Interest on Notes	44,519
	<hr/>
	<u>\$2,280,582</u>

**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:

Kearny Federal Savings Bank  
TD Bank  
Two River Community Bank  
Investors Savings Bank  
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.

**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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**BOROUGH OF TINTON FALLS  
COUNTY OF MONMOUTH**

**R-18-017**

**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.

**RESOLUTION AUTHORIZING PURCHASE UNDER  
NATIONAL JOINT POWERS ALLIANCE**

**WHEREAS**, the Tinton Falls Department of Public Works is in need of one (1) 2018, Ford Super Duty F550 Truck with utility crane body; and

**WHEREAS**, the Borough of Tinton Falls is a current member of the National Joint Power Alliance as approved by Resolution #R-16-123; and

**WHEREAS**, National Auto Fleet Group, 490 Auto Center Drive, Watsonville, CA 95076 is a valid vendor on the National Joint Powers Alliance, for the purchase of a 2018, Ford Super Duty F550 Truck with utility crane body for a total purchase price in the amount of \$108,275.00 ; and

**WHEREAS**, this purchase is permitted under N.J.S.A. 40A:11-11, the New Jersey State Cooperative Purchasing Program; and

**WHEREAS**, Gary Gebele, Director of Public Works recommends this purchase.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council authorizes the following purchase under the valid National Joint Powers Alliance:

**2018, Ford Super Duty F550 Truck with Utility Crane Body**

I hereby certify funds are available from:     Ordinance #11-1325 - \$72,677.76  
   Ordinance #14-1377 - \$35,597.24

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THOMAS P. FALLON, CHIEF FINANCIAL OFFICER

**RESOLUTION - REDUCING PERFORMANCE GUARANTEES  
REGENCY AT TROTTER'S POINTE – BLOCKS 76.01 & 85, LOTS 1.01 & 1, 2, 3.01 & 4  
(PHASE 6)**

**WHEREAS**, the developer for Regency at Trotter's Pointe – Block 76.01 & 85, Lots 1.01 & 1, 2, 3.01 & 4, has requested a reduction of Performance Guarantees; and

**WHEREAS**, by letter dated December 19, 2017 (said letter hereby attached and made part of this resolution) the Borough Engineer (T&M Associates) recommends that the Performance Guarantee be reduced based on the amount of work completed.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that Performance Guarantees for Regency at Trotter's Pointe be reduced in accordance with said letter from the Borough Engineer.





**YOUR GOALS. OUR MISSION.**

TFLS-I0111

December 19, 2017

*Via mail & e-mail (mmuttie@tintonfalls.com)*

Maureen Muttie, Borough Clerk  
Borough of Tinton Falls  
556 Tinton Avenue  
Tinton Falls, New Jersey 07724

**Re: Performance Bond Reduction  
Phase 6  
Regency at Trotter's Pointe  
Block 76.01 & 85, Lots 1.01 & 2, 3.01 & 4  
Borough of Tinton Falls**

Dear Ms. Muttie:

As requested, this office has conducted an inspection of the completed improvements at the above referenced site for the purpose of a performance bond reduction. The inspection confirmed that a significant amount of the bonded items has been completed. Therefore, this office recommends the following reduction to the cash and bond performance guarantees:

Phase 6

Original Guarantee:	\$571,020.00
Cash Portion:	\$57,102.00
Bonded Amount:	\$513,918.00

Proposed Guarantee:	\$236,907.90
Cash Portion:	\$23,690.79
Bonded Amount:	\$213,217.11

If you have any questions or require additional information, please call.

Very truly yours,

THOMAS P. NEFF, P.E., P.P., C.M.E.  
TINTON FALLS BOROUGH ENGINEER

TPN:KJO:dk  
Enclosure

cc: Elizabeth Perez, Borough Administrator w/enclosure (via email)  
Lori Paone, Zoning & Code Enforcement Officer w/enclosure (via email)  
Carmine Merlucci, Toll Brothers, Inc. (via mail & email: cmerlucci@tollbrothersinc.com)  
670 Spotswood-Englishtown Road, Monroe, NJ 08831  
Michael Dixon, Toll Brothers (via email: [mdixon@tollbrothersinc.com](mailto:mdixon@tollbrothersinc.com))

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11 TINDALL ROAD  
MIDDLETOWN, NJ 07748

**PERFORMANCE GUARANTEE REDUCTION ESTIMATE**

**TITLE:** REGENCY AT TROTTER'S POINTE - PHASE 6 Amended Site & Subdivision  
(Additional work for Morgan Court, rider to be added to original bond for Phase 6)

BLOCK 76.01; 85 LOTS 1.01; 1.2, 3.01 & 4

**JOB NUMBER:** TFPB-RD115 **AMOUNT:** \$236,907.90

**BY:** KJO **APPLICANT:** TOLL BROTHERS, INC.

**DATE:** 12/18/2017 670 SPOTSWOOD/ENGLISHTOWN RD

**MUNICIPALITY:** BOROUGH OF TINTON FALLS MONROE TOWNSHIP, NJ 08831

Item No.	ITEM DESCRIPTION	QTY	UNIT	UNIT PRICE	TOTAL COST	WORK COMPLETE	COST BALANCE	BOND AMOUNT
<b>DEMOLITION AND SITE PREPARATION</b>								
1	CLEARING & GRUBBING	0.4	AC	\$7,000.00	\$2,800.00	100%	\$0.00	\$0.00
2	REMOVE CONCRETE CURB	380	LF	\$3.50	\$1,330.00	100%	\$0.00	\$0.00
3	REMOVE CONCRETE SIDEWALK	300	LF	\$5.00	\$1,500.00	100%	\$0.00	\$0.00
4	REMOVE EXISTING PAVEMENT	600	SY	\$4.00	\$2,400.00	100%	\$0.00	\$0.00
5	SITE GRADING	17.025	SY	\$1.00	\$17,025.00	100%	\$0.00	\$0.00
<b>ASPHALT AND CONCRETE WORK</b>								
6	HOT MIX ASPHALT, 9.51/64, 2" THK.	275	TON	\$90.00	\$24,750.00	0%	\$24,750.00	\$29,700.00
7	HOT MIX ASPHALT, 19M84, 4" THK.	550	TON	\$90.00	\$49,500.00	100%	\$0.00	\$0.00
8	DGA OR GRAVEL BASE COURSE, 6" THK.	2,265	SY	\$7.50	\$16,987.50	100%	\$0.00	\$0.00
9	CONCRETE SIDEWALK, 4" THICK	3,605	SF	\$7.00	\$25,235.00	0%	\$25,235.00	\$30,282.00
10	CONCRETE PAD/APRON, REINFORCED, 6" THICK	2,125	SF	\$10.00	\$21,250.00	0%	\$21,250.00	\$25,500.00
11	BELGIAN BLOCK CURB	1230	LF	\$25.00	\$30,750.00	95%	\$1,637.50	\$1,845.00
12	ASPHALT DRIVEWAY, 6" THICK	825	SY	\$40.00	\$33,000.00	0%	\$33,000.00	\$39,600.00
<b>STORM DRAINAGE</b>								
13	INLET, TYPE 'B'	6	EA	\$2,500.00	\$12,500.00	100%	\$0.00	\$0.00
14	INLET, YARD	14	EA	\$450.00	\$6,300.00	85%	\$945.00	\$1,134.00
15	PIPE, 12" PERF HDPE	895	LF	\$26.00	\$23,270.00	90%	\$2,327.00	\$2,792.40
16	PIPE, 15" RCP, CL III	451	LF	\$45.00	\$20,295.00	100%	\$0.00	\$0.00
17	PIPE, 24" HDPE	202	LF	\$35.00	\$7,070.00	100%	\$0.00	\$0.00
<b>SITE ITEMS</b>								
18	STREET SIGN	1	EA	\$300.00	\$300.00	100%	\$0.00	\$0.00
19	TRAFFIC SIGN	1	EA	\$250.00	\$250.00	0%	\$250.00	\$300.00
20	DETECTABLE WARNING SURFACE	16	SF	\$35.00	\$560.00	0%	\$560.00	\$672.00
21	TRAFFIC STRIPING, 24" WIDE	85	LF	\$4.00	\$340.00	0%	\$340.00	\$408.00
<b>SURVEY &amp; MONUMENTATION</b>								
22	MONUMENTS	4	EA	\$150.00	\$600.00	0%	\$600.00	\$720.00
<b>LANDSCAPE AND LIGHTING</b>								
23	SHADE TREES	13	EA	\$400.00	\$5,200.00	0%	\$5,200.00	\$6,240.00
24	ORNAMENTAL TREES	8	EA	\$375.00	\$3,000.00	0%	\$3,000.00	\$3,600.00
25	EVERGREEN TREES	68	EA	\$275.00	\$18,700.00	0%	\$18,700.00	\$21,780.00
26	SHRUBS	28	EA	\$85.00	\$2,380.00	0%	\$2,380.00	\$2,856.00
27	SINGLE LIGHT, POLE MNTD.	8	EA	\$2,250.00	\$18,000.00	100%	\$0.00	\$0.00
<b>SOIL EROSION CONTROL</b>								
28	PERMANENT - TOPSOILING, 4" THICK	8,895	SY	\$4.00	\$35,580.00	0%	\$35,580.00	\$42,696.00
29	PERMANENT - FERTILIZE AND SEED	8,895	SY	\$1.25	\$11,118.75	0%	\$11,118.75	\$13,342.50
30	PERMANENT - STRAW MULCH, 1.5" THICK	8,895	SY	\$0.75	\$6,671.25	0%	\$6,671.25	\$8,005.50
31	CONSTRUCTION ENTRANCE	35	SY	\$30.00	\$1,050.00	50%	\$525.00	\$630.00
32	INLET PROTECTION	34	EA	\$125.00	\$4,250.00	50%	\$2,125.00	\$2,650.00
33	SILT FENCE	1,670	LF	\$2.25	\$3,757.50	50%	\$1,878.75	\$2,254.50
<b>SANITARY SEWER</b>								
34	SANITARY MANHOLES, 0'-8" DEEP	1	EA	\$3,500.00	\$3,500.00	100%	\$0.00	\$0.00
35	SANITARY MANHOLES, 9'-14" DEEP	1	EA	\$5,000.00	\$5,000.00	100%	\$0.00	\$0.00
36	4" P.V.C. LATERAL	880	LF	\$35.00	\$30,800.00	100%	\$0.00	\$0.00
37	PIPE, 8" P.V.C.	387	LF	\$65.00	\$25,155.00	100%	\$0.00	\$0.00
38	SANITARY CLEANOUTS	17	EA	\$175.00	\$2,975.00	100%	\$0.00	\$0.00
39	SANITARY CONNECTION TO EX. MANHOLE	1	EA	\$1,250.00	\$1,250.00	100%	\$0.00	\$0.00
<b>TOTAL =</b>					<b>\$476,850.00</b>		<b>\$197,423.25</b>	<b>\$236,907.90</b>

10% CASH PORTION = \$23,690.79  
90% BOND PORTION = \$213,217.11  
5% INSPECTION ESCROW = \$23,792.50

- Notes:**
- EROSION/SLOPE CONTROL MEASURES TO BE OBSERVED BY THE DEVELOPER TO CONTROL SILTATION IN ACCORDANCE WITH THE FREEHOLD SOIL CONSERVATION DISTRICT CERTIFIED PLAN AND PROVISIONS OF THE SOIL EROSION AND SEDIMENT CONTROL ACT, AND/OR AS DIRECTED BY THE MUNICIPAL ENGINEER AT THE TIME OF CONSTRUCTION.
  - ADDITIONAL DRAINAGE MAY BE REQUIRED AT THE TIME OF CONSTRUCTION DUE TO FIELD CONDITIONS OR AS DIRECTED BY THE MUNICIPAL ENGINEER.
  - THIS ESTIMATE IS BASED ON PLANS TITLED "AMENDED PRELIMINARY & FINAL SUBDIVISION AND SITE PLAN (PHASES 1 & 6) FOR REGENCY AT TROTTER'S POINTE" PREPARED BY MARK E. ZELINA, P.E. OF MASER CONSULTING, P.A., DATED 4/25/16, LAST REVISED 12/14/16, CONSISTING OF 16 SHEETS.

**RESOLUTION AUTHORIZING THE AWARD OF A "NON-FAIR AND OPEN" CONTRACT FOR  
PROFESSIONAL SPECIAL/CONFLICTS COUNSEL FOR CONFLICT SERVICES  
CONTRACT PS #1-18**

**WHEREAS**, the Borough of Tinton Falls has a need for professional Special/Conflicts Counsel for Conflict Services as a non-fair and open contract pursuant to the provisions of NJSA 19:44A-20.5; and

**WHEREAS**, such professional legal services can only be provided by licensed professionals in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a), and the firm of McOmber & McOmber, 54 Shrewsbury Avenue, Red Bank, NJ 07701 is so recognized; and

**WHEREAS**, this contract is to be awarded for an hourly rate of \$150.00 per hour for Conflict Matters as well as for Redevelopment of Fort Monmouth matters for an amount not to exceed \$35,000.00, plus miscellaneous reimbursables for professional Special/Conflicts Counsel services including Redevelopment of Fort Monmouth; and

**WHEREAS**, Local Public Contracts Law, NJSA 40A:11-1 et seq. requires that notice with respect to contracts for professional services awarded without competitive bids must be publicly advertised.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that the firm of McOmber & McOmber, 54 Shrewsbury Avenue, Red Bank, NJ 07701 is hereby retained to provide professional Special/Conflict Counsel Services and Redevelopment of Fort Monmouth Matters for a rate of \$150.00 per hour for an amount not to exceed \$35,000.00 plus miscellaneous reimbursables for a term expiring December 31, 2018.

I hereby certify funds availability contingent upon the necessary funds being appropriated by the governing body in the 2018 Municipal Budget as follows: Legal \$35,000.00

THOMAS P. FALLON, CHIEF FINANCIAL OFFICER

**RESOLUTION AUTHORIZING THE AWARD OF A "NON-FAIR AND OPEN" CONTRACT FOR  
PROFESSIONAL AUDITING SERVICES  
CONTRACT PS #2-18**

**WHEREAS**, the Borough of Tinton Falls has a need for professional Auditing Services as a non-fair and open contract pursuant to the provisions of NJSA 19:44A-20.5; and

**WHEREAS**, such professional legal services can only be provided by licensed professionals in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a), and the firm of Holman Frenia Allison, P.C., 912 Highway 33, suite 2, Freehold, NJ 07728 is so recognized; and

**WHEREAS**, this contract is to be awarded for an amount not to exceed \$45,275.00 which includes \$44,225.00 for the 2018 Audit of financial statements and \$1,050.00 for Review of the Statement of Net Assets Available for Length of Service Award Plan (LOSAP); and

**WHEREAS**, Local Public Contracts Law, NJSA 40A:11-1 et seq. requires that notice with respect to contracts for professional services awarded without competitive bids must be publicly advertised.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that the firm of Holman, Frenia & Allison, P.A., 912 Highway 33, Suite 2, Freehold, NJ 07728 is hereby retained as Borough Auditor as described above for an amount not to exceed \$45,275.00 for the 2018 Audit of the Borough of Tinton Falls' financial records and review of the Borough's Length of Service Award Program (LOSAP).

I hereby certify funds are available as follows: Division of Finance – Audit Services and Sewer Utility Budget: \$45,275.00

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THOMAS P. FALLON, CHIEF FINANCIAL OFFICER

**RESOLUTION AUTHORIZING THE AWARD OF A "NON-FAIR AND OPEN" CONTRACT FOR  
PROFESSIONAL AFFORDABLE HOUSING PLANNING SERVICES  
CONTRACT PS #3-18**

**WHEREAS**, the Borough of Tinton Falls has a need for professional Affordable Housing Planning services as a non-fair and open contract pursuant to the provisions of NJSA 19:44A-20.5; and

**WHEREAS**, such professional legal services can only be provided by licensed professionals in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a), and the firm of CME, 1460 Route 9 South, Howell, NJ 07731 is so recognized; and

**WHEREAS**, this contract is to be awarded for an amount not to exceed \$20,000.00 for professional Affordable Housing Planning services; and

**WHEREAS**, Local Public Contracts Law, NJSA 40A:11-1 et seq. requires that notice with respect to contracts for professional services awarded without competitive bids must be publicly advertised;

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that the firm of CME, 1460 Route 9 South, Howell, NJ 07731 is hereby retained to provide professional Affordable Housing Planning services for an amount not to exceed \$20,000.00 for a term expiring December 31, 2018.

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

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THOMAS P. FALLON, CHIEF FINANCIAL OFFICER

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR  
RFP #1-18 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, 2018 through December 31, 2018; and

**WHEREAS**, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Wednesday, November 15, 2017, the solicitation for receipt of proposals from engineering firms for said services, and five (5) proposals were received and documented on Tuesday, November 28, 2017; and

**WHEREAS**, the Borough has reviewed 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 hourly rate of \$153.00 per hour for an amount not to exceed \$155,000.00 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 at the hourly rate of \$153.00 for Borough Engineer, as well as other hourly rates listed in their proposal, for an amount not to exceed \$155,000.00 plus miscellaneous reimbursables for a term expiring December 31, 2018.
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.
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 2018 Municipal Budgets: General Engineering, General Storm water Management, Open Space Fund and Sewer Utility: \$155,000.00

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THOMAS P. FALLON, CHIEF FINANCIAL OFFICER

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR  
RFP #2-18 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, 2018 through December 31, 2018; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Wednesday, November 15, 2017, the solicitation for receipt of proposals from legal firms for said services, and eight (8) proposals were received and documented on Tuesday, November 28, 2017; and

WHEREAS, the Borough has reviewed all proposals received, and it was determined the firm of Cleary, Giacobbe, Alfieri & Jacobs, LLC, 5 Ravine Drive, P. O. Box 533, Matawan, NJ 07747 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 hourly rate of \$145.00 per hour for an amount not to exceed \$40,000.00, 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 Cleary, Giacobbe, Alfieri & Jacobs, LLC, 5 Ravine Drive, P. O. Box 533, Matawan, NJ 07747 is hereby retained to provide professional Labor Counsel services at an hourly rate of \$145.00 per hour for an amount not to exceed \$40,000.00 plus miscellaneous reimbursables for a term expiring December 31, 2018.
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 2018 Municipal Budget: Legal: \$40,000.00

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THOMAS P. FALLON, CHIEF FINANCIAL OFFICER

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR  
RFP #3-18 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, 2018 through December 31, 2018; and

**WHEREAS**, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Wednesday, November 15, 2017, the solicitation for receipt of proposals from legal firms for said services and eight (8) proposals were received and documented on Tuesday, November 28, 2017; and

**WHEREAS**, the Borough has reviewed all proposals received and it was determined that Archer & Greiner P.C., 10 Highway 35, 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 Archer & Greiner P.C., 10 Highway 35, 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, 2018.
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.



**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR  
RFP #4-18 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, 2018 through December 31, 2018; and

**WHEREAS**, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Wednesday, November 15, 2017, the solicitation for receipt of proposals from legal firms for said services, and four (4) proposal was received and documented on Tuesday, November 28, 2017; and

**WHEREAS**, the Borough has reviewed all proposals received, and it was determined the firm of Gluck Walrath, LLP, 428 River View Plaza, Trenton, NJ 08611, 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 hourly rate of \$175.00 per hour for an amount not to exceed \$35,000.00, 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 Gluck Walrath, LLC, 428 River View Plaza, Trenton, NJ 08611 is hereby retained to provide professional Affordable Housing Counsel services at an hourly rate of \$175.00 per hour for an amount not to exceed \$35,000.00 plus miscellaneous reimbursables for a term expiring December 31, 2018.

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 2018 Municipal Budget as follows: Affordable Housing Trust \$30,000.00 Legal \$5,000.00

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THOMAS P. FALLON, CHIEF FINANCIAL OFFICER

**RESOLUTION AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR  
RFP #6-18 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, 2018 through December 31, 2018; and

**WHEREAS**, the Borough has, through the "fair and open" process, advertised on its website and in the Asbury Park Press on Wednesday, November 15, 2017, the solicitation for receipt of proposals from appraisal firms for said services and two (2) proposal were received and documented on Tuesday, November 28, 2017; and

**WHEREAS**, the Borough has reviewed the proposal 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, 2018 through December 31, 2018; and

**WHEREAS**, this contract is to be awarded for an hourly rate of \$175.00 per hour for an amount not to exceed \$17,000.00 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 hourly rate of \$175.00 per hour for an amount not to exceed \$17,000.00 plus miscellaneous reimbursables as listed in the proposal for a term expiring December 31, 2018.
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 2018 Municipal Budget: Tax Assessor \$17,000.00

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THOMAS P. FALLON, CHIEF FINANCIAL OFFICER

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR  
RFP #7-18 BOROUGH PLANNER**

**WHEREAS**, the Borough of Tinton Falls has a need for professional Planning Services during the contract year January 1, 2018 through December 31, 2018; and

**WHEREAS**, the Borough has, through a fair and open process, advertised on its website and in the Asbury Park Press on Wednesday, November 15, 2017, the solicitation for receipt of proposals from legal firms for said services, and four (4) proposals were received and documented on Tuesday, November 28, 2017; and

**WHEREAS**, the Borough has reviewed 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 hourly rate of \$155.00 per hour for an amount not to exceed \$55,000.00 for planning services, plus miscellaneous reimbursables from January 1, 2018 through December 31, 2018.

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

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 at an hourly rate of \$155.00 per hour for an amount not to exceed \$55,000.00 plus miscellaneous reimbursables for a term expiring December 31, 2018.
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 2018 Municipal Budget as follows: COAH: \$30,000.00 Housing: \$25,000.00

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THOMAS P. FALLON, CHIEF FINANCIAL OFFICER

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR  
RFP #12-18 PROFESSIONAL SERVICING & MAINTENANCE OF SEWER SYSTEM**

**WHEREAS**, the Borough of Tinton Falls has a need for Professional Servicing and Maintenance of 14 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 Wednesday, November 15, 2017, the solicitation for receipt of proposals from firms for said services and one (1) proposal was received and documented on Tuesday, November 28, 2017; and

**WHEREAS**, the Borough has reviewed the proposals 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:

\$9,350.00 per month or \$112,200.00 for 12 months for servicing 14 pump stations;

\$ 600.00 per month or \$7,200.00 for 12 months for flow meter readings;

\$ 550.00 per quarter or \$2,200.00 for 4 months for laboratory analysis of Jumping Brook Pump Station for a total contract not to exceed \$121,600.00 from January 1, 2018 through December 31, 2018, plus \$250.00 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 \$121,600.00, plus \$250.00 flat rate for emergency callouts described in the proposal and \$600.00 for each additional pump station added through the contract year January 1, 2018 through December 31, 2018.

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 2018 Municipal Budget: Sewer Utility \$121,600.00

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THOMAS P. FALLON, CHIEF FINANCIAL OFFICER