

**AGENDA
BOROUGH COUNCIL
REORGANIZATION/REGULAR MEETING
JANUARY 07, 2020**

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

Notice: Please silence your cell phones. If you need to make a call, kindly make your call outside the meeting room.

CALL TO ORDER

Open Public Meeting Statement: Call To Order – 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 New Coaster at Least 48 Hours Prior to the Meeting

SALUTE TO FLAG

STATEMENT OF ELECTION

SWEARING IN CEREMONY

- Tracy A. Buckley, Councilmember
- Risa Clay, Councilmember
- Michael J. Nesci, Councilmember

ROLL CALL

STATEMENT OF NEWLY ELECTED OFFICIALS

COUNCIL REORGANIZATION AND SWEARING IN

- Appointment of Council President
- Appointment of Deputy Council President

APPOINTMENTS TO PLANNING BOARD

- Mayor's Announcement of Class Members

REPORT OF MAYOR/COUNCIL/ADMINISTRATION

ORDINANCES FOR INTRODUCTION

ORDINANCES FOR FINAL CONSIDERATION

PUBLIC DISCUSSION

MISCELLANEOUS BUSINESS FOR THE GOOD OF THE ORDER

RESOLUTIONS

- [1.](#) R-20-001 Resolution Ratifying Appointment of Judge of the Municipal Court
- [2.](#) R-20-002 Appointment of Class III Member to the Planning Board
- [3.](#) R-19-003 Appointing Members to the Zoning Board of Adjustment
- [4.](#) R-20-004 Appointing Members to the Environmental Commission
- [5.](#) R-20-005 Appointing Members to the Historic Commission
- [6.](#) R-20-006 Appointing Member to the Shade Tree Commission
- [7.](#) R-20-007 Appointments of Liaison to Committees

CONSENT AGENDA

- [8.](#) R-20-008 Resolution 2020 Temporary Operating Budget
- [9.](#) R-20-009 Resolution 2020 Debt Service Budget
- [10.](#) R-20-010 Resolution Amending R-01-003 Authorizing Cash Management Plan
- [11.](#) R-20-011 Resolution Authorizing Petty Cash Funds
- [12.](#) R-20-012 Resolution Designating Official Newspapers
- [13.](#) R-20-013 Authorizing Award of Fair and Open Contract for RFP #1-20 Borough Engineer

- [14.](#) R-20-014 Authorizing Award of Fair and Open Contract for RFP #2-20 Labor Counsel Services
- [15.](#) R-20-015 Authorizing Award of Fair and Open Contract for RFP #3-20 Bond Counsel Services
- [16.](#) R-20-016 Authorizing Fair and Open Contract for RFP #4-20 Affordable Housing Counsel Services
- [17.](#) R-20-017 Authorizing Award of Fair and Open Contract for RFP #5-20 Special/Conflicts Counsel Services
- [18.](#) R-20-018 Authorizing Award of Fair and Open Contract for RFP #6-20 Borough Appraiser
- [19.](#) R-20-019 Authorizing Award of Fair and Open Contract for RFP #7-20 Borough Planner
- [20.](#) R-20-020 Authorizing Award of Fair and Open Contract for RFP #12-20 Professional Servicing & Maintenance of Sewer System
- [21.](#) R-20-021 Authorizing Award of Fair and Open Contract for RFP #13-20 Professional Auditing Services for 2020 Audit
- [22.](#) R-20-022 Resolution Authorizing Execution of MOU for the TNR and Appointing a Liaison
- [23.](#) R-20-023 Resolution Refunding Tax Overpayment - Block 27 Lot 24 - \$12,665.29

EXECUTIVE SESSION *(if applicable)*

ADJOURNMENT

**RESOLUTION RATIFYING APPOINTMENT OF
JUDGE OF THE MUNICIPAL COURT**

WHEREAS, pursuant to N.J.S.A. 2B:12-4, the term of the Borough’s prior municipal court judge expired effective December 31, 2019, therefore, requiring a new appointment for a full three year term; and

WHEREAS, since October 2015, Susan Schroeder Clark, Esq. has been serving as the Judge of the Municipal Court; and

WHEREAS, effective January 1, 2020, the Mayor appointed Susan Schroeder Clark, Esq. as Judge of the Municipal Court for a full three year term pursuant to N.J.S.A. 2B:12-4.

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 Mayor’s appointment of Susan Schroeder Clark, Esq. as Judge of the Municipal Court of the Borough of Tinton Falls to serve for a full term.

COUNCIL PRESIDENT

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

RESOLUTION – APPOINTING CLASS III MEMBER TO PLANNING BOARD

BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that Michael J. Nesci is hereby appointed as the Borough Council’s appointment to the Planning Board as a Class III Member. Term to expire December 31, 2020.

COUNCIL PRESIDENT

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

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WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

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:

Ronald Battista	Regular Member	Term to Expire 12/31/2023 (4- Year Term)
Ronald Palmieri	Regular Member	Term to Expire 12/31/2023 (4- Year Term)
Sheila Hatami	Regular Member	Term to Expire 12/31/2023 (4- Year Term)
Sandra Berk	Alternate Member #1	Term to Expire 12/31/2021 (2-Year Term)

COUNCIL PRESIDENT

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

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Melissa A. Hesler
Borough Clerk

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.

Frank Devita Regular Member - Term 01/01/2020 - 12/31/2022
Vincent Devita Regular Member - Term 01/01/2020 - 12/31/2022
Ellen Goldberg Regular Member - Term 01/01/2020 - 12/31/2022
Colleen T. Fay Alt. Member #2 - Term 01/01/2020 - 12/31/2021

COUNCIL PRESIDENT

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

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WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

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.

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

COUNCIL PRESIDENT

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

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Melissa A. Hesler
Borough Clerk

RESOLUTION – APPOINTING MEMBERS 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.

Elizabeth Carney

Term 01/01/2020 – 12/31/2024

COUNCIL PRESIDENT

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

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WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

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, 2019:

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

COUNCIL PRESIDENT

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

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WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

RESOLUTION – 2020 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 2020 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 2020; and

WHEREAS, the total appropriations in the 2019 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of \$23,688,339 and \$5,675,070 for the General Budget and Sewer Utility Budget respectively; and

WHEREAS, 26.25% of the total appropriations in the 2019 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2019 budget is the sum of \$6,218,189 and \$1,489,706 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.

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

TEMPORARY
 APPROPRIATIONS
 2020

GENERAL BUDGET

Division of Administration		
Salaries and Wages	\$	125,000.00
Other Expenses		8,000.00
Information Technology		40,000.00
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		60,000.00
Other Expenses		10,000.00
Audit Services		29,000.00
Division of Revenue		
Salaries and Wages		52,000.00
Other Expenses		6,000.00
Office of Tax Assessor		
Salaries and Wages		30,000.00
Other Expenses		20,000.00
Division of Central Services		
Salaries and Wages		20,000.00
Other Expenses		16,000.00
Division of Law		
Other Expenses		300,000.00
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	750,000.00
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	70,000.00
Division of Central Maintenance	
Salaries and Wages	130,000.00
Other Expenses	120,000.00
Division of Buildings and Grounds	
Salaries and Wages	90,000.00
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

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	13,000.00
Municipal Library	
Other Expenses	0.00
Accumulated Leave Compensation	50,000.00
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 - Finance	15,000.00
Shared Service - Municipal Court	75,000.00
	<hr/>
Total General Temporary Budget	<u><u>\$ 5,976,000.00</u></u>

SEWER UTILITY BUDGET

Salaries and Wages	\$ 200,000.00
Other Expenses	1,200,000.00
Social Security System	30,000.00
	<hr/>
Total Sewer Utility Temporary Budget	<u><u>\$ 1,430,000.00</u></u>

RESOLUTION - 2020 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, 2019; and

WHEREAS, principal and interest will be due on various dates from January 1, 2020 to December 31, 2020, inclusive, on bonds issued and outstanding.

NOW, THEREFORE, BE IT RESOLVED that the following appropriations be made to cover the period from January 1, 2020 to December 31, 2020 inclusive:

DEBT SERVICE – CURRENT FUND

Principal on Bonds	\$1,640,000
Interest on Bonds	467,488
Interest on Notes	93,739
	\$2,201,227
	\$2,201,227

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

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.

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

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Melissa A. Hesler
Borough Clerk

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

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

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WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

**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.

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

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Melissa A. Hesler
Borough Clerk

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #1-20 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, 2020 through December 31, 2020; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Friday, November 22, 2019, the solicitation for receipt of proposals from engineering firms for said services, and four (4) proposals were received and documented on Wednesday, December 11, 2019; 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 \$168.00 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 \$168.00 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, 2020.
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 2020 Municipal Budgets: General Engineering, General Storm water Management, Open Space Fund and Sewer Utility: \$155,000.00

Thomas P. Fallon, Chief Financial Officer

COUNCIL PRESIDENT

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #2-20 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, 2020 through December 31, 2020; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Friday, November 22, 2019, the solicitation for receipt of proposals from legal firms for said services, and nine (9) proposals were received and documented on Wednesday, December 11, 2019; and

WHEREAS, the Borough has reviewed all 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 hourly rate of \$165.00 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 Rainone Coughlin Minchello, 555 U.S. Highway One South, Suite 440, Iselin, NJ 08830 is hereby retained to provide professional Labor Counsel services at an hourly rate of \$165.00 per hour for an amount not to exceed \$40,000.00 plus miscellaneous reimbursables for a term expiring December 31, 2020.

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 2020 Municipal Budget: Legal: \$40,000.00

Thomas P. Fallon, Chief Financial Officer

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

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Melissa A. Hesler
Borough Clerk

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #3-20 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, 2020 through December 31, 2020; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Friday, November 22, 2019, the solicitation for receipt of proposals from legal firms for said services and six (6) proposals were received and documented on Wednesday, December 11, 2019; and

WHEREAS, the Borough has reviewed all 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, 2020.
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.

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #4-20 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, 2020 through December 31, 2020; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury Park Press on Friday, November 22, 2019, the solicitation for receipt of proposals from legal firms for said services, and two (2) proposal were received and documented on Wednesday, December 11, 2019; and

WHEREAS, the Borough has reviewed all proposals received, and it was determined the firm of Pashman, Stein, Walder & Hayden PC , 28 Leroy Place, Red Bank, NJ 07701, 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 \$185.00 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 Pashman, Stein, Walder & Hayden PC , 28 Leroy Place, Red Bank, NJ 07701 is hereby retained to provide professional Affordable Housing Counsel services at an hourly rate of \$185.00 per hour for an amount not to exceed \$35,000.00 plus miscellaneous reimbursables for a term expiring December 31, 2020.
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 2020 Municipal Budget as follows: Affordable Housing Trust \$30,000.00 Legal \$5,000.00

Thomas P. Fallon, Chief Financial Officer

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #5-20 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, 2020 through December 31, 2020; and

WHEREAS, the Borough has, through the fair and open process, advertised on its website and in the Asbury, Park Press on Friday, November 22, 2019, the solicitation for receipt of proposals from legal firms for said services, and eleven (11) proposals were received and documented on Wednesday, December 11, 2019; and

WHEREAS, the Borough has reviewed all proposals received, and it was determined the firms of McOmber & McOmber, 54 Shrewsbury Avenue, Red Bank, NJ 07701, LaCorte, Bundy, Varady and Kinsella, 97 Apple Street, Suite 7, Tinton Falls, NJ 07724, Hill Wallack, LLP, 2 Bridge Avenue, Suite 211, Red Bank, NJ 07701, Durkin & Durkin, LLC, 1120 Bloomfield Avenue, P.O. Box 1289, West Caldwell, NJ 07007-9452 and Gene J. Anthony Esq., 48 South Street, Eatontown, NJ 07724 satisfy the requisites contained in the Request for Proposals to be considered for professional Special/Conflict Counsel services including Redevelopment of Fort Monmouth and any other matters that the Borough may require during the contract year; 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 \$17,500.00, plus miscellaneous reimbursables for professional Special/Conflicts Counsel services including Redevelopment of Fort Monmouth.

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

1. The firms of McOmber & McOmber; LaCorte, Bundy, Varady and Kinsella; Hill Wallack, LLP; Durkin & Durkin, LLC; and Gene J. Anthony are 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 \$17,500.00 plus miscellaneous reimbursables for a term expiring December 31, 2020.
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 2020 Municipal Budget as follows: Legal \$17,500.00

Thomas P. Fallon, Chief Financial Officer

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

**RESOLUTION AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #6-20 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, 2020 through December 31, 2020; and

WHEREAS, the Borough has, through the "fair and open" process, advertised on its website and in the Asbury Park Press on Friday, November 22, 2019, the solicitation for receipt of proposals from appraisal firms for said services and two (2) proposal was received and documented on Wednesday, December 11, 2019; 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, 2020 through December 31, 2020; 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, 2020.
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 2020 Municipal Budget: Tax Assessor \$17,000.00

Thomas P. Fallon, Chief Financial Officer

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #7-20 BOROUGH PLANNER**

WHEREAS, the Borough of Tinton Falls has a need for professional Planning Services during the contract year January 1, 2020 through December 31, 2020; and

WHEREAS, the Borough has, through a fair and open process, advertised on its website and in the Asbury Park Press on Friday, November 22, 2019, the solicitation for receipt of proposals from legal firms for said services, and two (2) proposals were received and documented on Wednesday, December 11, 2019; 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 \$160.00 per hour for an amount not to exceed \$55,000.00 for planning services, plus miscellaneous reimbursables from January 1, 2020 through December 31, 2020; and

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 \$160.00 per hour for an amount not to exceed \$55,000.00 plus miscellaneous reimbursables for a term expiring December 31, 2020.

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 2020 Municipal Budget as follows: COAH: \$30,000.00 Housing: \$25,000.00

Thomas P. Fallon, Chief Financial Officer

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

**RESOLUTION - AUTHORIZING THE AWARD OF A "FAIR AND OPEN" CONTRACT FOR
RFP #12-20 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 Friday, November 22, 2019, the solicitation for receipt of proposals from firms for said services and one (1) proposal was received and documented on Wednesday, December 11, 2019; 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:

\$10,021.50 per month or \$120,258.00 for 12 months for servicing 15 pump stations;

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

\$ 650.00 per quarter or \$2,600.00 for 4 months for laboratory analysis of Jumping Brook Pump Station for a total contract not to exceed \$130,058.00 from January 1, 2020 through December 31, 2020, 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 \$130,058.00, 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, 2020 through December 31, 2020.

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 2020 Municipal Budget: Sewer Utility \$130,058.00

Thomas P. Fallon, Chief Financial Officer

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

**RESOLUTION AUTHORIZING THE AWARD OF A “FAIR AND OPEN” CONTRACT FOR
RFP #13-20 PROFESSIONAL AUDITING SERVICES FOR 2020 AUDIT**

WHEREAS, the Borough of Tinton Falls has a need for a professional Auditor for the 2020 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 Friday, November 22, 2019, the solicitation for receipt of proposals for Auditing Services, and two (2) proposal were received and documented on Wednesday, December 11, 2019; 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 2020 audit; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$42,150 for the 2020 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 \$42,150 for the 2020 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 2020 Municipal Budget as follows: Division of Finance – Audit Services: \$42,150

Thomas P. Fallon, Chief Financial Officer

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk

RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE BOROUGH OF TINTON FALLS AND THE MONMOUTH COUNTY S.P.C.A. FOR A TRAP, NEUTER AND RELEASE PROGRAM

WHEREAS, the Borough of Tinton Falls desires to continue to implement a Trap, Neuter and Release (“TNR”) Program in the Borough for the purpose of humanely trapping, neutering, vaccinating and spaying and neutering of feral cats; and

WHEREAS, the Monmouth County S.P.C.A. is a duly licensed animal shelter under the authority of New Jersey State Title 4 and is willing to act as the approved sponsor of said TNR Program; and

WHEREAS, there will be a \$75.00 fee per feral cat under the TNR Program, of which the Borough will be responsible for 50% (\$37.50) of said fee, not to exceed a total annual cost of \$3,750.00; and

WHEREAS, the necessary funds have been certified by the Director of Finance and are available in the Animal Control Trust Fund; and

WHEREAS, a Memorandum of Understanding (“MOU”) has been prepared by the S.P.C.A. and has been reviewed by the Borough and requires execution by the Mayor in order to implement the TNR Program; and

WHEREAS, the MOU requires the Borough to appoint a designee to represent the Borough on matters related to the TNR Program, and the Borough desires to appoint Kerry Morgenthaler as the Borough designee;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that the Mayor is hereby authorized to execute the Memorandum of Understanding between the Borough of Tinton Falls and the Monmouth County S.P.C.A for the implementation of the Trap, Neuter and Release Program in the Borough; and

BE IT FURTHER RESOLVED that Kerry Morgenthaler is hereby appointed as the Borough’s designee for matters related to the TNR Program; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Monmouth County S.P.C.A. and to the Director of Finance.

CERTIFICATION OF FUNDS: Animal Control Trust

Thomas P. Fallon, Chief Financial Officer

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk



MEMORANDUM OF UNDERSTANDING

BETWEEN

MONMOUTH COUNTY S.P.C.A

AND

BOROUGH OF TINTON FALLS

FOR

TRAP, NEUTER AND RELEASE PROGRAM



WHEREAS, the Monmouth County S.P.C.A, being a duly authorized animal shelter under the authority of New Jersey State Law Title 4, and having such authority within the County of Monmouth to act as so, shall enter into a “Memorandum of Understanding (MOU)” for a “Trap, Neuter and Release (TNR)” program with the Borough of Tinton Falls, being a duly authorized Municipality within the County of Monmouth.

WHEREAS, the Monmouth County SPCA shall assume the role as the approved sponsor for the TNR program within the Borough of Tinton Falls and shall set forth the requirements for this program which shall be listed in this MOU.

WHEREAS, the Monmouth County SPCA shall provide the Borough of Tinton Falls with a certificated of insurance naming the Borough of Tinton Falls as additionally insured.

The following guidelines shall be set forth and be agreed upon by both the Monmouth County SPCA and the Borough of Tinton Falls.

I. Monmouth County SPCA sponsorship requirements:

- Review and approve colony caregivers
- Schedule surgical dates for all TNR activities
- Maintain records provided by colony caregivers
- Maintain all medical records
- Set TNR standards and guidelines
- Be responsible with the Borough for humanely trapping, neutering, vaccinating and spaying or neutering of feral cats

(2)

II. The established fee to TNR a feral cat for this program shall be \$75.00. The Borough of Tinton Falls shall be responsible for \$37.50 of this cost while the Monmouth County SPCA shall be responsible for \$37.50. The fee for this program shall include the neutering, ear tip, rabies vaccination and micro-chip for each cat. The Monmouth County SPCA shall bill the Borough of Tinton Falls monthly with a detailed list of activities. There shall be a limit of 150 cats per year under this program or until funding for this program expires.

III. The Monmouth County SPCA shall designate a member of the SPCA to serve as the TNR representative for the program and shall coordinate all TNR activities with the Borough of Tinton Falls' appointed designate. The appointed Borough and appointed SPCA designate shall maintain an open channel of communications with Borough Officials as well as Monmouth County SPCA Officials.

IV. The Monmouth County SPCA, the Borough of Tinton Falls Animal Control Officer and approved caregivers shall coordinate the transportation, to and from the Monmouth County SPCA for the purpose of this TNR program. The Monmouth County SPCA reserves the right not to release any cat that is deemed adoptable and to offer that cat up for private adoption from the shelter.

This memorandum of understanding may be canceled by either party. A thirty (30) day notice of cancelation must be provided by the canceling party.

 1/1/2020
Ross F. Licitra-Chief of Police-Executive Director

Borough of Tinton Falls-Official

RESOLUTION - REFUNDING TAX OVERPAYMENT

WHEREAS, an overpayment of 2020 taxes on the following property has been paid in error creating an overpayment by the Homeowner paying in error in the year of 2019.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
James E. & Leila K. Armstrong 1547 Lindy Road Littleton, NC 27850	27	24	\$12,665.29

Re: 119 Hope Road

and,

WHEREAS, said error has resulted in an overpayment of 2020 taxes in the amount of \$12,665.29, as certified by the Borough Tax Collector.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$12,665.29 is hereby approved for the aforementioned property.

I, Carol Hussey, Tax Collector of the Borough of Tinton Falls hereby certify the amount of overpayment to be \$12,665.29.

Carol Hussey, Tax Collector

Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Mr. Manginelli						
Mr. Nesci						
Mr. Siebert						

CERTIFICATION

I, Melissa A. Hesler, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held January 7, 2020.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 7th day of January, 2020

Melissa A. Hesler
Borough Clerk