

If you have any questions regarding this agenda please contact the Township Clerk at 732-615-2014



Township of Middletown  
Town Hall-Main Meeting Room  
One Kings Highway  
Middletown, NJ 07748

## JUNE 18, 2018 REGULAR MEETING

### MEETING OPENS AT 7:00 P.M. - MEETING STATEMENT:

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

### EXECUTIVE SESSION AT 7:00 PM

1. 06-18-18 Resolution Authorizing Executive Session

### MEETING OPENS AT 8:00 P.M. - MEETING STATEMENT:

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

### PLEDGE OF ALLEGIANCE

### ROLL CALL

Committeeman Fiore \_\_\_\_\_ Committeeman Massell \_\_\_\_\_

Committeeman Scharfenberger \_\_\_\_\_ Deputy Mayor Settembrino \_\_\_\_\_

Mayor Murray \_\_\_\_\_

### ADMINISTRATION OF THE OATH OF OFFICE

### CERTIFICATE OF APPRECIATION/PROCLAMATION

2. PRESENTATION TO FORMER NEW JERSEY SENATOR JOSEPH M. KYRILLOS

*The Township Committee with present the Key to the Township to former New Jersey Senator Joe Kyrillos as well as a proclamation that declares June 18, 2018 **Joseph M. Kyrillos Day** in Middletown Township.*

3. PROCLAMATION DECLARING JUNE 17-23 AS YOUTH WEEK IN MIDDLETOWN TOWNSHIP

*This proclamation is For the Record. It is issued in partnership with Middletown Elks 2179. The third week of June is earmarked annually to honor the accomplishments of our junior citizens and to recognize their importance as tomorrow's leaders.*

### APPROVAL OF MINUTES

### PUBLIC HEARING OF PROPOSED ORDINANCES

4. 2018-3224 Ordinance 2018-3224 Bond Ordinance Providing An Appropriation Of \$369,250 For Various Park Acquisitions And Improvements By And For The Township Of Middletown In The

## **JUNE 18, 2018 REGULAR MEETING**

County Of Monmouth, New Jersey And Authorizing The Issuance Of \$276,937.50 In Bonds Or Notes Of The Township For Financing Part Of The Appropriation

### **INTRODUCTION OF PROPOSED ORDINANCES**

5. 2018-3225 Ordinance Amending § 465-96 Of The Code Of The Township Of Middletown Adding Parking Restrictions Along Latham Avenue
6. 2018-3226 Ordinance Authorizing Enforcement Of Traffic Regulations Upon The Private Or Semi-Public Roadways And Parking Areas Upon Block 615, Lot 94 (1287 Highway 35)
7. 2018-3227 Multipurpose Bond Ordinance  
Pending from Bond Counsel and CFO. Email was sent to you by Tony Mercantante
8. 2018-3228 Bond Ordinance Re-appropriating \$358,352.71 Proceeds Of Obligations Not Needed For Their Original Purposes For The Acquisition Of Various Improvements By The Township Of Middletown, New Jersey
9. 2018-3229 Bond Ordinance Providing An Appropriation Of \$400,000 For The Acquisition Of Property Located At 480 State Highway 36 By And For The Township Of Middletown In The County Of Monmouth, New Jersey And Authorizing The Issuance Of \$380,000 In Bonds Or Notes Of The Township For Financing Part Of The Appropriation
10. 2018-3230 Bond Ordinance Amending Bond Ordinance Number 2015-3141 Finally Adopted By The Township Committee Of The Township Of Middletown, New Jersey On June 15, 2015
11. 2018-3231 Bond Ordinance Amending Bond Ordinance Number 2018-3219 Finally Adopted by The Township Committee of the Township of Middletown, New Jersey On April 16, 2018

### **CONSENT AGENDA**

12. 18-163 Resolution Authorizing Chapter 159 FY 2018 Clean Communities Grant in the amount of \$143,355.25
13. 18-164 Resolution Authorizing Cancellation Of Community Development Mortgages
14. 18-165 Resolution Authorizing Payment of Bills for June 18, 2018
15. 18-166 Resolution Authorizing Release of the Performance Guarantee for Coventry Estates (Block 1049, Lot 71.01-71.04)
16. 18-167 Resolution Authorizing The Release Of Performance Guarantee For Four Ponds Center Associates (Block 1063, Lot 10) Phase 1
17. 18-168 Resolution Authorizing Release Of Performance Guarantee For Investors Bank Block 605, Lot 64
18. 18-169 Resolution Authorizing Reduction Of Performance Guarantee For Four Ponds Center Associates (Block 1063, Lot 10)- Phase 3
19. 18-170 Resolution Authorizing The Reduction Of The Performance Guarantee For Four Ponds Center Associates (Block 1063, Lot 10) Phase 2
20. 18-171 Resolution Authorizing The Reduction Of Performance Guarantee For Tanglewood Estates Block 825 Lot 2
21. 18-172 Resolution Authorizing The Release Of The Performance Guarantee For Lasalle Lincroft, Inc. Block 1063 Lot 67.01
22. 18-173 Resolution Authorizing The Release Of Performance Guarantee For Lehigh Gas Corporation
23. 18-174 Resolution Authorizing The Municipal Tax Collector To Prepare And Mail Estimated Tax Bills In Accordance With P.L. 1994, C 72
24. 18-175 Resolution For Discharge On An Affordable Housing Unit
25. 18-176 Resolution Authorizing A Municipal Service Agreement For Laurel Green
26. 18-177 Resolution Ratifying Memorandum Of Agreement ("MOA") With PBA Local 124

## **JUNE 18, 2018 REGULAR MEETING**

- 27. Bingo and Raffle Applications
- 28. Firefighter Applications

### **TOWNSHIP COMMITTEE ACTING AS THE ABC ISSUING AUTHORITY**

- 29. 18-178 Resolution Authorizing The Renewal Of Club Licenses For 2018-2019
- 30. 18-179 Resolution Authorizing The Renewal Of Plenary Retail Consumption Licenses For 2018-2019
- 31. 18-180 Resolution Authorizing The Renewal Of Plenary Retail Distribution Licenses For 2018-2019
- 32. 18-181 Resolution Authorizing The Renewal Of Limited Distribution Licenses For 2018-2019
- 33. 18-182 Resolution Authorizing The Renewal Of Hotel Licenses For 2018-2019

### **TOWNSHIP COMMITTEE COMMENTS**

#### **PUBLIC COMMENTS**

#### **EXECUTIVE SESSION**

**ORDINANCE 2018-3224**

**BOND ORDINANCE PROVIDING AN APPROPRIATION  
OF \$369,250 FOR VARIOUS PARK ACQUISITIONS AND  
IMPROVEMENTS BY AND FOR THE TOWNSHIP OF  
MIDDLETOWN IN THE COUNTY OF MONMOUTH, NEW  
JERSEY AND AUTHORIZING THE ISSUANCE OF  
\$276,937.50 IN BONDS OR NOTES OF THE TOWNSHIP  
FOR FINANCING PART OF THE APPROPRIATION.**

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

**SECTION 1:**

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Township of Middletown, New Jersey (the "Township") as a general improvement. For the said Improvements there is hereby appropriated the amount of \$369,250, such sum includes the sum of \$92,312.50 expected to be received as a grant from the New Jersey Department of Environmental Protection - Green Acres. No down payment is required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law") as the purpose authorized herein is in connection with improvements funded by a State Grant from the New Jersey Department of Environmental Protection - Green Acres as permitted under N.J.S.A. 40A:2-11c.

**SECTION 2:**

In order to finance the cost of the Improvements not covered by the grant, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$276,937.50 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Township are hereby authorized to be issued in the principal amount not exceeding \$276,937.50 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

**SECTION 3:**

(a) The Improvements hereby authorized and the purposes for which obligations are to be issued is for various park acquisitions and improvements, for Tindall Park, Croydon Hall, Normandy Park, Lincroft Acres and Nutswamp School Fields, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$276,937.50.

(c) The estimated cost of the Improvements is \$369,250, which amount represents the initial appropriation made by the Township.

#### SECTION 4:

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

#### SECTION 5:

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

#### SECTION 6:

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

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

(b) The average period of usefulness of the Improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 11.32 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department

of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$276,937.50 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$75,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

#### SECTION 7:

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

#### SECTION 8:

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

#### SECTION 9:

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

## SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect to the Improvements prior to the date that Township incurs debt obligations under this Bond Ordinance. The Township reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Township under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$276,937.50.

## SECTION 11:

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

**TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**PUBLIC NOTICE**

**NOTICE OF PENDING BOND ORDINANCE**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Township Committee of the Township of Middletown, in the County of Monmouth, State of New Jersey, on June 4, 2018. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building, One King's Highway, on June 18, 2018 at 8 o'clock PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

**Title: Bond Ordinance Providing An Appropriation Of \$369,250 For Various Park Acquisitions and Improvements By And For The Township Of Middletown In The County Of Monmouth, New Jersey And Authorizing The Issuance Of \$276,937.50 In Bonds Or Notes Of The Township For Financing Part Of The Appropriation**

**Purpose(s): For various park acquisitions and improvements for Tindall Park, Croydon Hall, Normandy Park, Lincroft Acres and Nutswamp School Fields**

**Appropriation: \$369,250**

**Bonds/Notes Authorized: \$276,937.50**

**Grants (if any) Appropriated: \$92,312.50 expected to be received as a grant from the New Jersey Department of Environmental Protection - Green Acres**

**Section 20 Costs: \$75,000**

**Useful Life: 11.32 years**

**Heidi R. Brunt, Clerk**

This Notice is published pursuant to N.J.S.A. 40A:2-17.

**TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**PUBLIC NOTICE**

**BOND ORDINANCE STATEMENTS AND SUMMARIES**

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Middletown, in the County of Monmouth, State of New Jersey on June 18, 2018 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: Bond Ordinance Providing An Appropriation Of \$369,250 For Various Park Acquisitions and Improvements By And For The Township Of Middletown In The County Of Monmouth, New Jersey And Authorizing The Issuance Of \$276,937.50 In Bonds Or Notes Of The Township For Financing Part Of The Appropriation

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Appropriation: \$369,250

Bonds/Notes Authorized: \$276,937.50

Grants (if any) Appropriated: \$92,312.50 expected to be received as a grant from the New Jersey Department of Environmental Protection - Green Acres

Section 20 Costs: \$75,000

Useful Life: 11.32 years

**HEIDI R. BRUNT  
TOWNSHIP CLERK**

ORD. # \_\_\_\_\_

**Re: TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**\$369,250 FOR VARIOUS PARK ACQUISITIONS AND IMPROVEMENTS**

\_\_\_\_\_ Certified copy of the Supplemental Debt Statement prepared as of the date of introduction of the ordinance. This should show filing in the Clerk's office as well as in Trenton.

N/A \_\_\_\_\_ Down Payment Certificate.

\_\_\_\_\_ Certified copy of the minutes of the meeting of the Township Committee held \_\_\_\_\_ showing introduction of the ordinance.

\_\_\_\_\_ Affidavit of Publication in local newspaper following introduction of the ordinance.

\_\_\_\_\_ Certified copy of the minutes of the meeting of the Township Committee held \_\_\_\_\_ showing public hearing and final adoption of the ordinance.

\_\_\_\_\_ Affidavit of Publication in local newspaper following final adoption of the ordinance.

\_\_\_\_\_ Clerk's Certificate executed no sooner than 21 days following final publication of the ordinance.

## **DEBT STATEMENT CERTIFICATE**

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, New Jersey (herein called the “Local Unit”), HEREBY CERTIFY that annexed hereto is a true and complete copy of the Supplemental Debt Statement of the Local Unit that was prepared as of \_\_\_\_\_, 2018 by \_\_\_\_\_, who was then Chief Financial Officer of the Local Unit and filed in my office on \_\_\_\_\_, 2018, and that a complete, executed copy of such statement was filed in the office of the Director of the Division of Local Government Services of the State of New Jersey on \_\_\_\_\_, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Local Unit this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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HEIDI R. BRUNT, Clerk

(SEAL)

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey held at the Municipal Building in the \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_ o'clock .m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## **CERTIFICATE**

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on \_\_\_\_\_, \_\_\_\_\_ has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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HEIDI R. BRUNT, Clerk

(SEAL)

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey held at the Municipal Building in the \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_ o'clock \_m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## **CERTIFICATE**

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on \_\_\_\_\_, \_\_\_\_\_ has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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HEIDI R. BRUNT, Clerk

(SEAL)

## CLERK'S CERTIFICATE

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey (herein called the "Local Unit"). In this capacity I have the responsibility to maintain the minutes of the meetings of the governing body of the Local Unit and the records relative to all ordinances and resolutions of the Local Unit. The representations made herein are based upon the records of the Local Unit.
2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the Local Unit on first reading on \_\_\_\_\_ and finally adopted by the governing body on \_\_\_\_\_, and where necessary approved by the Mayor on \_\_\_\_\_.
3. On \_\_\_\_\_ a copy of the ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the municipality who requested copies, up to and including the time of further consideration of the ordinance by the governing body, was posted in the principal municipal building of the Local Unit at the place where public notices are customarily posted. Copies of the ordinance were made available to all who requested them;
4. A certified copy of this ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.
5. After final passage, the ordinance, a copy of which is attached hereto, was duly published on \_\_\_\_\_. No protest signed by any person against making the

improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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HEIDI R. BRUNT, Clerk

[SEAL]

**ORDINANCE 2018-\_\_\_\_\_**

**TOWNSHIP OF MIDDLETOWN  
COUNTY OF MONMOUTH**

**ORDINANCE AMENDING § 465-96 OF THE CODE OF THE TOWNSHIP OF  
MIDDLETOWN ADDING PARKING RESTRICTIONS ALONG LATHAM AVENUE**

**WHEREAS**, at the request of area residents, the Chief of Police has recommended that the Township Committee enact certain parking restrictions along Latham Avenue between Monmouth Avenue and the dead end to ensure the safe passage of vehicular traffic and pedestrians during peak hours.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that § 465-96 of the Code of the Township of Middletown be and is hereby amended and supplemented as follows:

**SECTION 1. Amending and Supplementing § 465-96.**

**§ 465-96. Schedule II: Parking Prohibited Certain Hours**

<b>Name of Street</b>	<b>Side</b>	<b>Hours/Days</b>	<b>Location</b>
Latham Avenue	West	7am-4pm/Monday-Friday	Monmouth Ave to Dead End

**ORDINANCE NO. 2018-3224**

**TOWNSHIP OF MIDDLETOWN  
COUNTY OF MONMOUTH**

**ORDINANCE AUTHORIZING ENFORCEMENT OF TRAFFIC REGULATIONS  
UPON THE PRIVATE OR SEMI-PUBLIC ROADWAYS AND PARKING AREAS  
UPON BLOCK 615, LOT 94 (1287 HIGHWAY 35)**

**WHEREAS**, the Resolution of the Planning Board of the Township of Middletown adopted November 1, 2017 for DeVimy Equities LLC/Yerik Middletown LLC (Application No. 2017-200) requires traffic enforcement be authorized upon the private or semi-public roadways and parking areas of Block 615, Lot 94, otherwise commonly known as 1287 Highway 35; and

**WHEREAS**, by letter of counsel for DeVimy Equities LLC/Yerik Middletown LLC dated February 16, 2018, a formal request for the application of Title 39 traffic regulations to this site was made; and

**WHEREAS**, by email correspondence dated April 16, 2018, the Traffic and Safety Bureau of the Middletown Police Department recommended the application of the Title 39 to the site.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that it hereby amends and supplements Chapter 465 of the Code of the Township of Middletown as follows:

**§465-57. 1287 Highway 35**

**A. Application of Traffic Regulations.** Pursuant to N.J.S.A. 39:5A-1, all applicable traffic and parking regulations provided for under Subtitle 1 of Title 39 of the Revised Statutes of the State of New Jersey shall be enforced by the Township of Middletown's Police Department upon the private or semi-public roadways and parking areas within the boundaries of the lots identified as Block 615, Lot 94 on the official tax map of the Township of Middletown, otherwise known as 1287 Highway 35.

**B. Installation and Maintenance of Signage.** All signs, posts or other necessary materials utilized for traffic and parking control shall be installed and maintained exclusively by the owners and/or operators of the lot identified as Block 615, Lot 94 on the official tax map of the Township of Middletown and conform with the current Manual on Uniform Traffic Control Devices pursuant to N.J.S.A. 39:4-198 and N.J.S.A. 39:4-183.27.

## ORDINANCE No 2018-3228

### **Bond Ordinance Reappropriating \$358,352.71 Proceeds Of Obligations Not Needed For Their Original Purposes For The Acquisition Of Various Improvements By The Township Of Middletown, New Jersey**

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

#### SECTION 1:

Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$358,352.71 of the bond proceeds of obligations originally made available pursuant to the following ordinances of the Township of Middletown, County of Monmouth, New Jersey is no longer necessary for the purposes for which the obligations previously were authorized. Each amount is listed under the column, "Balance to be Reappropriated," and is further described by reference to the number of the bond ordinances pursuant to which such amounts have been made available, the original appropriation made by the bond ordinances, and the description of the improvement for which such amounts originally were appropriated.

The \$358,352.71 bond proceeds to be reappropriated are made available as follows:

<b><u>Ordinance Number</u></b>	<b><u>Appropriation</u></b>	<b><u>Original Description of Improvement</u></b>	<b><u>Balance to be Reappropriated</u></b>
2011-3034	\$607,000	Acquisition and installation of 911 system and acquisition of copiers	\$ 14,631.58
2012-3050	\$800,000	Various drainage improvements, which includes Middletown High School South, Debmar Drive and Shadow Lake Outfall	\$165,604.99
2012-3070	\$750,000	Acquisition of portable and vehicle radios	\$ 16,224.45
2013-3087	\$1,500,000	Various field improvements, including synthetic turf field at Thompson Middle School and field improvement at various other schools	\$ 25,908.10
2013-3091	\$2,678,500	Various capital improvements	\$135,983.59
<b>TOTAL</b>			<b>\$358,352.71</b>

## SECTION 2:

The total amount of \$358,352.71 referred to in Section 1 above is hereby reappropriated as follows:

Acquisition of AM Radios for the Office of Emergency Management	\$ 8,600.00
Acquisition of Stalker Radar Units for the Police Department	\$ 32,000.00
Acquisition of a Case Cracker Video Interview System for the Police Department	\$ 18,000.00
Acquisition of a Document Imaging/File Conversion/File Destruction Services and Equipment for the Clerk's Office	\$135,000.00
Improvements to North Middletown Pump Station for the Department of Public Works, including all work and materials necessary therefor or incidental thereto	\$164,752.71

## SECTION 3:

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

## SECTION 4:

The useful life of the improvements described in Section 2 above is 21.09 years and Section 20 expenses is \$14,752.71.

## SECTION 5:

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

**TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**PUBLIC NOTICE**

**NOTICE OF PENDING BOND ORDINANCE**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the township committee of the Township of Middletown, in the County of Monmouth, State of New Jersey, on June 18, 2018. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building, One King's Highway, on July 16, 2018 at 8 o'clock PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

**Title: Bond Ordinance Reappropriating \$358,352.71 Proceeds Of Obligations Not Needed For Their Original Purposes For The Acquisition Of Various Improvements By The Township Of Middletown, New Jersey**

**Purpose(s):** The total amount of \$358,352.71 is hereby reappropriated as follows:

Acquisition of AM Radios for the Office of Emergency Management	\$ 8,600.00
Acquisition of Stalker Radar Units for the Police Department	\$ 32,000.00
Acquisition of a Case Cracker Video Interview System for the Police Department	\$ 18,000.00
Acquisition of a Document Imaging/File Conversion/File Destruction Services and Equipment for the Clerk's Office	\$135,000.00
Improvements to North Middletown Pump Station for the Department of Public Works, including all work and materials necessary therefor or incidental thereto	\$164,752.71

**Appropriation:** \$358,352.71

**Bonds/Notes Authorized:** \$358,352.71

**Grants (if any) Appropriated:** None

**Section 20 Costs:** \$14,752.71

**Useful Life:** 21.09 years

Heidi R. Brunt, Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

**TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**PUBLIC NOTICE**

**BOND ORDINANCE STATEMENTS AND SUMMARIES**

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Middletown, in the County of Monmouth, State of New Jersey on July 16, 2018 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

**Title:** Bond Ordinance Reappropriating \$358,352.71 Proceeds Of Obligations Not Needed For Their Original Purposes For The Acquisition Of Various Improvements By The Township Of Middletown, New Jersey

**Purpose(s):** The total amount of \$358,352.71 is hereby reappropriated as follows:

Acquisition of AM Radios for the Office of Emergency Management	\$ 8,600.00
Acquisition of Stalker Radar Units for the Police Department	\$ 32,000.00
Acquisition of a Case Cracker Video Interview System for the Police Department	\$ 18,000.00
Acquisition of a Document Imaging/File Conversion/File Destruction Services and Equipment for the Clerk's Office	\$135,000.00
Improvements to North Middletown Pump Station for the Department of Public Works, including all work and materials necessary therefor or incidental thereto	\$164,752.71

**Appropriation:** \$358,352.71

**Bonds/Notes Authorized:** \$358,352.71

**Grants (if any) Appropriated:** None

**Section 20 Costs:** \$14,752.71

**Useful Life:** 21.09 years

**HEIDI R. BRUNT  
TOWNSHIP CLERK**

**RE: TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**BOND ORDINANCE**

**REAPPROPRIATING \$358,352.71 PROCEEDS OF OBLIGATIONS**

N/A Certified copy of the Supplemental Debt Statement prepared as of the date of introduction of the ordinance. This should show filing in the Clerk's office as well as in Trenton.

N/A Down Payment Certificate.

       Certified copy of the minutes of the meeting of the Township Committee held \_\_\_\_\_ showing introduction of the ordinance.

       Affidavit of Publication in local newspaper following introduction of the ordinance.

       Certified copy of the minutes of the meeting of the Township Committee held \_\_\_\_\_ showing public hearing and final adoption of the ordinance.

       Affidavit of Publication in local newspaper following final adoption of the ordinance.

       Clerk's Certificate executed no sooner than 21 days following final publication of the ordinance.

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the  
Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey  
held at the Municipal Complex in the Township of Middletown on \_\_\_\_\_ at \_\_\_\_\_  
o'clock \_\_.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## **CERTIFICATE**

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on

\_\_\_\_\_, 2018 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and

affixed the corporate seal of the

Township this \_\_\_\_\_ day of

\_\_\_\_\_, 2018.

---

HEIDI R. BRUNT, Clerk

(SEAL)

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the  
Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey  
held at the Municipal Complex in the Township of Middletown on \_\_\_\_\_ at \_\_\_\_o'clock  
.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## **CERTIFICATE**

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on \_\_\_\_\_, \_\_\_\_\_ has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and

affixed the corporate seal of the

Township this \_\_\_\_\_ day of

\_\_\_\_\_, 2018.

---

HEIDI R. BRUNT, Clerk

(SEAL)

## CLERK'S CERTIFICATE

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey (herein called the "Local Unit"). In this capacity I have the responsibility to maintain the minutes of the meetings of the governing body of the Local Unit and the records relative to all ordinances and resolutions of the Local Unit. The representations made herein are based upon the records of the Local Unit.

2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the Local Unit on first reading on \_\_\_\_\_ and finally adopted by the governing body on \_\_\_\_\_, 2018, and where necessary approved by the Mayor on \_\_\_\_\_.

3. On \_\_\_\_\_ a copy of the ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the municipality who requested copies, up to and including the time of further consideration of the ordinance by the governing body, was posted in the principal municipal building of the Local Unit at the place where public notices are customarily posted. Copies of the ordinance were made available to all who requested them;

4. A certified copy of this ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.

5. After final passage, the ordinance, a copy of which is attached hereto, was duly published on \_\_\_\_\_. No protest signed by any person against making the improvement or incurring the indebtedness authorized therein, nor any petition requesting that a

referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this \_\_\_\_ day of \_\_\_\_\_, 2018.

---

HEIDI R. BRUNT, Clerk

[SEAL]

**BOND ORDINANCE PROVIDING AN APPROPRIATION  
OF \$400,000 FOR THE ACQUISITION OF PROPERTY  
LOCATED AT 480 STATE HIGHWAY 36 BY AND FOR  
THE TOWNSHIP OF MIDDLETOWN IN THE COUNTY OF  
MONMOUTH, NEW JERSEY AND AUTHORIZING THE  
ISSUANCE OF \$380,000 IN BONDS OR NOTES OF THE  
TOWNSHIP FOR FINANCING PART OF THE  
APPROPRIATION.**

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

**SECTION 1:**

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Township of Middletown, New Jersey (the "Township") as a general improvement. For the said Improvements there is hereby appropriated the amount of \$400,000, such sum includes the sum of \$20,000 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A, Municipalities and Counties of the Revised Statutes of New Jersey (the "Local Bond Law"). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments for capital improvement purposes.

**SECTION 2:**

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$380,000 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Township are hereby authorized to be issued in the principal amount not exceeding \$380,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

**SECTION 3:**

(a) The Improvements hereby authorized and the purposes for which obligations are to be issued is for the acquisition of property located at 480 State Highway 36, identified as Block 532, Lots 42 and 43, all as shown and in accordance with the plans and specifications therefor on file in the Office of the Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$380,000.

(c) The estimated cost of the Improvements is \$400,000, which amount represents the initial appropriation made by the Township.

## SECTION 4:

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

## SECTION 5:

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

## SECTION 6:

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

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

(b) The average period of usefulness of the Improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the

Township, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$380,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$25,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

#### SECTION 7:

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

#### SECTION 8:

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

#### SECTION 9:

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

#### SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect

to the Improvements prior to the date that Township incurs debt obligations under this Bond Ordinance. The Township reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Township under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$380,000.

#### SECTION 11:

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

**TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**PUBLIC NOTICE**

**NOTICE OF PENDING BOND ORDINANCE**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the township committee of the Township of Middletown, in the County of Monmouth, State of New Jersey, on June 18, 2018. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building, One King's Highway, on July 16, 2018 at 8 o'clock PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

**Title:** Bond Ordinance Providing An Appropriation Of \$400,000 For The Acquisition Of Property Located At 480 State Highway 36 By And For The Township Of Middletown In The County Of Monmouth, New Jersey And Authorizing The Issuance Of \$380,000 In Bonds Or Notes Of The Township For Financing Part Of The Appropriation.

**Purpose(s):** For the acquisition of property located at 480 State Highway 36, identified as Block 532, Lots 42 and 43.

**Appropriation:** \$400,000

**Bonds/Notes Authorized:** \$380,000

**Grants (if any) Appropriated:** None

**Section 20 Costs:** \$25,000

**Useful Life:** 40 years

Heidi R. Brunt, Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

**TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**PUBLIC NOTICE**

**BOND ORDINANCE STATEMENTS AND SUMMARIES**

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Middletown, in the County of Monmouth, State of New Jersey on July 16, 2018 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: Bond Ordinance Providing An Appropriation Of \$400,000 For The Acquisition Of Property Located At 480 State Highway 36 By And For The Township Of Middletown In The County Of Monmouth, New Jersey And Authorizing The Issuance Of \$380,000 In Bonds Or Notes Of The Township For Financing Part Of The Appropriation.

Purpose(s): For the acquisition of property located at 480 State Highway 36, identified as Block 532, Lots 42 and 43.

Appropriation: \$400,000

Bonds/Notes Authorized: \$380,000

Grants (if any) Appropriated: None

Section 20 Costs: \$25,000

Useful Life: 40 years

**HEIDI R. BRUNT  
TOWNSHIP CLERK**

**ORD. #** \_\_\_\_\_

**Re: TOWNSHIP OF MIDDLETOWN**

**\$400,000 FOR ACQUISITION OF PROPERTY**

\_\_\_\_\_ Certified copy of the Supplemental Debt Statement prepared as of the date of introduction of the ordinance. This should show filing in the Clerk's office as well as in Trenton.

\_\_\_\_\_ Down Payment Certificate.

\_\_\_\_\_ Certified copy of the minutes of the meeting of the Township Committee held \_\_\_\_\_ showing introduction of the ordinance.

\_\_\_\_\_ Affidavit of Publication in local newspaper following introduction of the ordinance.

\_\_\_\_\_ Certified copy of the minutes of the meeting of the Township Committee held \_\_\_\_\_ showing public hearing and final adoption of the ordinance.

\_\_\_\_\_ Affidavit of Publication in local newspaper following final adoption of the ordinance.

\_\_\_\_\_ Clerk's Certificate executed no sooner than 21 days following final publication of the ordinance.

## **DEBT STATEMENT CERTIFICATE**

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, New Jersey (herein called the “Local Unit”), HEREBY CERTIFY that annexed hereto is a true and complete copy of the Supplemental Debt Statement of the Local Unit that was prepared as of \_\_\_\_\_, 2018 by \_\_\_\_\_, who was then Chief Financial Officer of the Local Unit and filed in my office on \_\_\_\_\_, 2018, and that a complete, executed copy of such statement was filed in the office of the Director of the Division of Local Government Services of the State of New Jersey on \_\_\_\_\_, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Local Unit this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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HEIDI R. BRUNT, Clerk

(SEAL)

## **CERTIFICATE OF DOWN PAYMENT**

I, Colleen Lapp, Chief Financial Officer of the Township of Middletown, in the County of Monmouth, New Jersey (the "Local Unit") HEREBY CERTIFY that prior to the final adoption on \_\_\_\_\_, 2018 of an ordinance entitled:

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$400,000 FOR THE ACQUISITION OF PROPERTY LOCATED AT 480 STATE HIGHWAY 36 BY AND FOR THE TOWNSHIP OF MIDDLETOWN IN THE COUNTY OF MONMOUTH, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$380,000 IN BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION.**

there was available as a down payment for the purposes authorized by the ordinance the sum of \$20,000, which amount was appropriated as a down payment by the ordinance and was made available from the following sources (strike out inapplicable language):

- a. by provision in a previously adopted budget or budgets of the Local Unit for down payment or for capital improvements purposes;
- b. from moneys then actually held by the Local Unit and previously contributed for such purpose other than by the Local Unit; or
- c. by emergency appropriation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporation seal of the Local Unit this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Colleen Lapp, Chief Financial Officer

(Seal)

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey held at the Municipal Building in the \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_ o'clock .m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## **CERTIFICATE**

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on \_\_\_\_\_, \_\_\_\_\_ has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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HEIDI R. BRUNT, Clerk

(SEAL)

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey held at the Municipal Building in the \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_ o'clock \_\_.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## **CERTIFICATE**

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on \_\_\_\_\_, \_\_\_\_\_ has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

---

HEIDI R. BRUNT, Clerk

(SEAL)

## CLERK'S CERTIFICATE

I, HEIDI R. BRUNT, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey (herein called the "Local Unit"). In this capacity I have the responsibility to maintain the minutes of the meetings of the governing body of the Local Unit and the records relative to all ordinances and resolutions of the Local Unit. The representations made herein are based upon the records of the Local Unit.
2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the Local Unit on first reading on \_\_\_\_\_ and finally adopted by the governing body on \_\_\_\_\_, and where necessary approved by the Mayor on \_\_\_\_\_.
3. On \_\_\_\_\_ a copy of the ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the municipality who requested copies, up to and including the time of further consideration of the ordinance by the governing body, was posted in the principal municipal building of the Local Unit at the place where public notices are customarily posted. Copies of the ordinance were made available to all who requested them;
4. A certified copy of this ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.
5. After final passage, the ordinance, a copy of which is attached hereto, was duly published on \_\_\_\_\_. No protest signed by any person against making the

improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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HEIDI R. BRUNT, Clerk

[SEAL]

**BOND ORDINANCE AMENDING BOND ORDINANCE  
NUMBER 2015-3141 FINALLY ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF  
MIDDLETOWN, NEW JERSEY ON JUNE 15, 2015**

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

Section 1. The Bond Ordinance of the Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey (the "Township") entitled "Bond Ordinance Providing An Appropriation Of \$5,200,000 For Various Capital Improvements By And For The Township Of Middletown In The County Of Monmouth, New Jersey And Authorizing The Issuance Of \$4,731,000 In Bonds Or Notes Of The Township For Financing Part Of The Appropriation," finally adopted on June 15, 2015 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. Section 3(a)(4) of the Ordinance is hereby amended by deleting the phrase "Acquisition of in-car cameras and police dispatch software for the Police Department" and substituting in lieu therefor the phrase "Acquisition of in-car cameras and police dispatch and reporting software and hardware for the Police Department".

Section 3. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolutions in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. All other provisions of the Ordinance shall remain unchanged.

Section 5. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

**TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**PUBLIC NOTICE**

**NOTICE OF PENDING BOND ORDINANCE**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the township committee of the Township of Middletown, State of New Jersey, on June 18, 2018. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building, One King's Highway, Middletown, New Jersey, on July 16, 2018 at 8:00 o'clock PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

**Title: Bond Ordinance Amending Bond Ordinance Number 2015-3141 Finally Adopted By The Township Committee Of The Township Of Middletown, New Jersey On June 15, 2015**

**Purpose(s): Section 3(a)(4) of the Ordinance is hereby amended by deleting the phrase "Acquisition of in-car cameras and police dispatch software for the Police Department" and substituting in lieu therefor the phrase "Acquisition of in-car cameras and police dispatch and reporting software and hardware for the Police Department".**

**Appropriation: \$5,200,000**

**Bonds/Notes Authorized: \$4,731,000**

**Grants (if any) Appropriated: \$220,000 expected to be received as a grant from the New Jersey Department of Transportation.**

**Section 20 Costs: \$1,765,000**

**Useful Life: 16.42 years**

**HEIDI R. BRUNT  
TOWNSHIP CLERK**

This Notice is published pursuant to N.J.S.A. 40A:2-17.

**TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**PUBLIC NOTICE**

**BOND ORDINANCE STATEMENTS AND SUMMARIES**

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Middletown, State of New Jersey on July 16, 2018 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: Bond Ordinance Amending Bond Ordinance Number 2015-3141 Finally Adopted By The Township Committee Of The Township Of Middletown, New Jersey On June 15, 2015

Purpose(s): Section 3(a)(4) of the Ordinance is hereby amended by deleting the phrase "Acquisition of in-car cameras and police dispatch software for the Police Department" and substituting in lieu therefor the phrase "Acquisition of in-car cameras and police dispatch and reporting software and hardware for the Police Department".

Appropriation: \$5,200,000

Bonds/Notes Authorized: \$4,731,000

Grants (if any) Appropriated: \$220,000 expected to be received as a grant from the New Jersey Department of Transportation.

Section 20 Costs: \$1,765,000

Useful Life: 16.42 years

**HEIDI R. BRUNT  
TOWNSHIP CLERK**

**Re: TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**AMENDING BOND ORDINANCE NUMBER 2015-3141**

N/A Certified copy of the Supplemental Debt Statement prepared as of the date of introduction of the ordinance. This should show filing in the Clerk's office as well as in Trenton.

N/A Down Payment Certificate.

           Certified copy of the minutes of the meeting of the Township Committee held            showing introduction of the ordinance.

           Affidavit of Publication in local newspaper following introduction of the ordinance.

           Certified copy of the minutes of the meeting of the Township Committee held            showing public hearing and final adoption of the ordinance.

           Affidavit of Publication in local newspaper following final adoption of the ordinance.

           Clerk's Certificate executed no sooner than 21 days following final publication of the ordinance.

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey held at the Municipal Building in the \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_ o'clock .m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## CERTIFICATE

I, Heidi R. Brunt, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on \_\_\_\_\_ has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and  
affixed the corporate seal of the  
Township this \_\_\_\_\_ day of  
\_\_\_\_\_, 2018.

---

Heidi R. Brunt, Clerk

(SEAL)

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey held at the Municipal Building in the \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_ o'clock \_\_.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## CERTIFICATE

I, Heidi R. Brunt, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on \_\_\_\_\_ has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and  
affixed the corporate seal of the  
Township this \_\_\_\_\_ day of  
\_\_\_\_\_, 2018.

---

Heidi R. Brunt, Clerk

(SEAL)

## CLERK'S CERTIFICATE

I, Heidi R. Brunt, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey (herein called the "Local Unit"). In this capacity I have the responsibility to maintain the minutes of the meetings of the governing body of the Local Unit and the records relative to all ordinances and resolutions of the Local Unit. The representations made herein are based upon the records of the Local Unit.
2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the Local Unit on first reading on \_\_\_\_\_ and finally adopted by the governing body on \_\_\_\_\_, and where necessary approved by the Mayor on \_\_\_\_\_.
3. On \_\_\_\_\_ a copy of the ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the municipality who requested copies, up to and including the time of further consideration of the ordinance by the governing body, was posted in the principal municipal building of the Local Unit at the place where public notices are customarily posted. Copies of the ordinance were made available to all who requested them;
4. A certified copy of this ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.
5. After final passage, the ordinance, a copy of which is attached hereto, was duly published on \_\_\_\_\_. No protest signed by any person against making the

improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

---

Heidi R. Brunt, Clerk

[SEAL]

**BOND ORDINANCE AMENDING BOND ORDINANCE  
NUMBER 2018-3219 FINALLY ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF  
MIDDLETOWN, NEW JERSEY ON APRIL 16, 2018**

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

Section 1. The Bond Ordinance of the Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey (the "Township") entitled "A Bond Ordinance Restating Bond Ordinance No 2017-3188 To Provide An Appropriation Of \$3,172,050 For Various Capital Improvements By And For The Township Of Middletown In The County Of Monmouth, New Jersey And Authorizing The Issuance Of \$3,013,447 In Bonds Or Notes Of The Township For Financing Part Of The Appropriation," finally adopted on April 16, 2018 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. Section 6(d) of Section One of the Ordinance is hereby amended by deleting the reference to "\$519,050" for Section 20 costs and substituting in lieu therefor "\$919,050".

Section 3. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolutions in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. All other provisions of the Ordinance shall remain unchanged.

Section 5. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

**TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**PUBLIC NOTICE**

**NOTICE OF PENDING BOND ORDINANCE**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the township committee of the Township of Middletown, State of New Jersey, on June 18, 2018. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building, One King's Highway, Middletown, New Jersey, on July 16, 2018 at 8:00 o'clock PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: Bond Ordinance Amending Bond Ordinance Number 2018-3219 Finally Adopted By The Township Committee Of The Township Of Middletown, New Jersey On April 16, 2018

Purpose(s): Section 6(d) of Section One of the Ordinance is hereby amended by deleting the reference to "\$519,050" for Section 20 costs and substituting in lieu therefor "\$919,050".

Appropriation: \$3,172,050

Bonds/Notes Authorized: \$3,013,447

Grants (if any) Appropriated: None

Section 20 Costs: \$919,050

Useful Life: 21.77 years

**HEIDI R. BRUNT  
TOWNSHIP CLERK**

This Notice is published pursuant to N.J.S.A. 40A:2-17.

**TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**PUBLIC NOTICE**

**BOND ORDINANCE STATEMENTS AND SUMMARIES**

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Middletown, State of New Jersey on July 16, 2018 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: Bond Ordinance Amending Bond Ordinance Number 2018-3219 Finally Adopted By The Township Committee Of The Township Of Middletown, New Jersey On April 16, 2018

Purpose(s): Section 6(d) of Section One of the Ordinance is hereby amended by deleting the reference to "\$519,050" for Section 20 costs and substituting in lieu therefor "\$919,050".

Appropriation: \$3,172,050

Bonds/Notes Authorized: \$3,013,447

Grants (if any) Appropriated: None

Section 20 Costs: \$919,050

Useful Life: 21.77 years

**HEIDI R. BRUNT  
TOWNSHIP CLERK**

**Re: TOWNSHIP OF MIDDLETOWN  
MONMOUTH COUNTY, NEW JERSEY**

**AMENDING BOND ORDINANCE NUMBER 2018-3219**

N/A Certified copy of the Supplemental Debt Statement prepared as of the date of introduction of the ordinance. This should show filing in the Clerk's office as well as in Trenton.

N/A Down Payment Certificate.

           Certified copy of the minutes of the meeting of the Township Committee held            showing introduction of the ordinance.

           Affidavit of Publication in local newspaper following introduction of the ordinance.

           Certified copy of the minutes of the meeting of the Township Committee held            showing public hearing and final adoption of the ordinance.

           Affidavit of Publication in local newspaper following final adoption of the ordinance.

           Clerk's Certificate executed no sooner than 21 days following final publication of the ordinance.

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey held at the Municipal Building in the \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_ o'clock .m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## **CERTIFICATE**

I, Heidi R. Brunt, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on \_\_\_\_\_ has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and  
affixed the corporate seal of the  
Township this \_\_\_\_\_ day of  
\_\_\_\_\_, 2018.

---

Heidi R. Brunt, Clerk

(SEAL)

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the Township Committee of the Township of Middletown, in the County of Monmouth, New Jersey held at the Municipal Building in the \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_ o'clock \_\_.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## CERTIFICATE

I, Heidi R. Brunt, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on \_\_\_\_\_ has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and  
affixed the corporate seal of the  
Township this \_\_\_\_\_ day of  
\_\_\_\_\_, 2018.

---

Heidi R. Brunt, Clerk

(SEAL)

## CLERK'S CERTIFICATE

I, Heidi R. Brunt, Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the Township of Middletown, in the County of Monmouth, State of New Jersey (herein called the "Local Unit"). In this capacity I have the responsibility to maintain the minutes of the meetings of the governing body of the Local Unit and the records relative to all ordinances and resolutions of the Local Unit. The representations made herein are based upon the records of the Local Unit.
2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the Local Unit on first reading on \_\_\_\_\_ and finally adopted by the governing body on \_\_\_\_\_, and where necessary approved by the Mayor on \_\_\_\_\_.
3. On \_\_\_\_\_ a copy of the ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the municipality who requested copies, up to and including the time of further consideration of the ordinance by the governing body, was posted in the principal municipal building of the Local Unit at the place where public notices are customarily posted. Copies of the ordinance were made available to all who requested them;
4. A certified copy of this ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.
5. After final passage, the ordinance, a copy of which is attached hereto, was duly published on \_\_\_\_\_. No protest signed by any person against making the

improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

---

Heidi R. Brunt, Clerk

[SEAL]

**Resolution No. 18 -**  
**Resolution Authorizing a Chapter 159 Additional**  
**Item of Funding in the 2018 Budget – “FY 2018 Clean Communities Program” Grant**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Township of Middletown has received a \$143,355.25 grant from the NJ Dept. of Environmental Protection Clean Communities Program and wishes to amend its 2018 budget to include this amount as revenue, and

NOW THEREFORE BE IT RESOLVED, that the Township Committee of Middletown Township, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the 2018 budget in the sum of \$143,355.25 which is now available as revenue under Special Item of Revenue Anticipated With Prior Written Consent of the Director of Local Government Services – Public and Private Revenues Offset with Appropriations:

NJ Dept. of Environmental Protection  
“Clean Communities Program”

BE IT FURTHER RESOLVED that a sum of \$143,355.25 is hereby appropriated under the caption of General Appropriations – Operations Excluded from “CAPS”:

NJ Dept. of Environmental Protection  
“Clean Communities Program”

BE IT FURTHER RESOLVED, that the Chief Financial Officer forward a copy of this resolution to the Director of Local Government Services.

**MIDDLETOWN TOWNSHIP COMMITTEE**

Committee Member	Approved	Opposed	Abstain	Absent
Mayor Murray				
A. Fiore				
R. Hibell				
A. Perry				
K. Settembrino				

**CERTIFICATION**

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held June 18, 2018. WITNESS, my hand and the seal of the Township of Middletown this 18th day of June, 2018.

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HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION No.  
RESOLUTION AUTHORIZING CANCELLATION OF COMMUNITY DEVELOPMENT  
MORTGAGES

**BE IT RESOLVED** by the Township Committee of the Township of Middletown that the mortgages of the Township securing the Community Development and Neighborhood Preservation Program loan/grants in connection with the following properties be and hereby are authorized to be canceled because these mortgages have been repaid, expired or otherwise satisfied.

<u>Block</u>	<u>Lot</u>	<u>Borrower</u>	<u>Address</u>	<u>Amount</u>
339	9	Beverly Parker	107 Burlington Ave	21,564

**BE IT FURTHER RESOLVED** that the Mayor and other authorized appropriate and responsible officials including the Township Administrator, the Director of Planning, the Community Development Director, or Township Attorney be and they are hereby authorized and directed to execute on behalf of the Township of Middletown such certifications and other documentation as may be required by the Monmouth County Clerk.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be provided by the Office of the Township Clerk to the following:

A. Community Development

**RESOLUTION #18-**

**RESOLUTION RELEASING THE PERFORMANCE GUARANTEE  
FOR COVENTRY ESTATES (BLOCK 1049, LOTS 71.01 – 71.04)**

WHEREAS, the developer of the site known as Coventry Estates (Block 1049, Lots 71.01 – 71.04) had posted with the Township a Performance Guarantee in the form of a Bond Safeguard in the amount of \$258,615.00 and 10% cash Bond in the amount of \$28,735.00; and

WHEREAS, the Consulting Engineer, as set forth in his letter of June 6, 2018, indicates he has inspected the premises and has recommended that the performance guarantees in the form of a Surety Bond in the amount of \$258,615.00 and a cash bond in the amount of \$28,735.00 be released upon submission of a Maintenance Guarantee in the amount of \$35,918.44; and

WHEREAS, the Township Committee agrees with said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Middletown Township Committee that the performance guarantee be released.

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

a. T&M Associates

b. Planning

Martelli Development Group, LLC  
716 Newman Springs Road  
Lincroft, NJ 07738

**MIDDLETOWN TOWNSHIP COMMITTEE**

Committee Member	Approved	Opposed	Abstain	Absent
S. Murray, Mayor				
K. Settembrino, Deputy Mayor				
A. Fiore				
A. Perry				
R. Hibell				

**CERTIFICATION**

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their regular meeting held on \_\_\_\_\_, 2018.

Witness, my hand and the seal of the Township of Middletown this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Heidi R. Brunt, Township Clerk

## **RESOLUTION #18- 167**

### **RESOLUTION REDUCING THE PERFORMANCE GUARANTEE FOR FOUR PONDS CENTER ASSOCIATES (BLOCK 1063, LOT 10) – PHASE 1**

WHEREAS, the developer of the Site known as Four Ponds had posted with the Township a Reduced Performance Guarantee in the form of a Surety Bond issued by Lexon Insurance Company, Performance Bond No 1134436 in the amount of \$1,473,723.45 and 10% cash Bond in the amount of \$163,747.05; and

WHEREAS, the developer has requested a reduction of said Performance Guarantee; and

WHEREAS, the Consulting Engineer, as set forth in his letter of May 18, 2018, indicates he has inspected the premises and has recommended that the performance guarantee in the form of surety bond in the amount of \$1,473,723.45 and 10% Cash bond in the amount of \$163,747.05 be reduced as follows:

<b>Reduced Performance Guarantee</b>	<b>\$1,193,291.40</b>
Reduced Bond Amount	\$1,073,962.26
Cash to Remain on Deposit	\$119,329.14

WHEREAS, the Township Committee agrees with said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Middletown Township Committee that the Performance Guarantee be reduced.

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

- a. T&M Associates
- b. Planning
- c. Heidi Brunt, Township Clerk  
Township of Middletown  
One Kings Highway  
Middletown, NJ 07748-2085
- d. Craig Sullivan, K. Hovnanian Homes, 110 Fieldcrest Ave., Edison, NJ 08837, 5<sup>th</sup> Floor

### **MIDDLETOWN TOWNSHIP COMMITTEE**

Committee Member	Approved	Opposed	Abstain	Absent
S. Murray, Mayor				
K. Settembrino, Deputy Mayor				
A. Fiore				
A. Perry				
R. Hibell				

### **CERTIFICATION**

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their regular meeting held on \_\_\_\_\_, 2018.

Witness, my hand and the seal of the Township of Middletown this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Heidi R. Brunt, Township Clerk

**RESOLUTION #18-168**

**RESOLUTION RELEASING THE PERFORMANCE GUARANTEE  
FOR INVESTORS BANK (BLOCK 605, LOT 64)**

WHEREAS, the developer of the site known as Investors Bank (Block 605, Lot 64) had posted with the Township a Performance Guarantee in the form of a Bond Safeguard in the amount of \$292,547.00 and 10% cash Bond in the amount of \$29,254.70; and

WHEREAS, the Consulting Engineer, as set forth in his letter of May 24, 2018, indicates he has inspected the premises and has recommended that the performance guarantees in the form of a Surety Bond in the amount of \$292,547.00 and a cash bond in the amount of \$29,254.70 be released upon submission of a Maintenance Guarantee in the amount of \$36,568.39; and

WHEREAS, the Township Committee agrees with said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Middletown Township Committee that the performance guarantee be released.

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

a. T&M Associates

b. Planning

Investor's Bank  
101 JFK Parkway  
Short Hills, NJ 07078

**MIDDLETOWN TOWNSHIP COMMITTEE**

Committee Member	Approved	Opposed	Abstain	Absent
S. Murray, Mayor				
K. Settembrino, Deputy Mayor				
A. Fiore				
A. Perry				
R. Hibell				

**CERTIFICATION**

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their regular meeting held on \_\_\_\_\_, 2018.

Witness, my hand and the seal of the Township of Middletown this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Heidi R. Brunt, Township Clerk

## **RESOLUTION #18-169**

### **RESOLUTION REDUCING THE PERFORMANCE GUARANTEE FOR FOUR PONDS CENTER ASSOCIATES (BLOCK 1063, LOT 10) – PHASE 3**

WHEREAS, the developer of the Site known as Four Ponds had posted with the Township a Performance Guarantee in the form of a Surety Bond issued by **Lexon Insurance Company, Performance Bond No XXXXX** in the amount of \$960,018.75 and 10% cash Bond in the amount of \$106,668.75; and

WHEREAS, the developer has requested a reduction of said Performance Guarantee; and

WHEREAS, the Consulting Engineer, as set forth in his letter of May 18, 2018, indicates he has inspected the premises and has recommended that the performance guarantee in the form of surety bond in the amount of \$960,018.75 and 10% Cash bond in the amount of \$106,668.75 be reduced as follows:

<b>Reduced Performance Guarantee</b>	<b>\$618,691.50</b>
Reduced Bond Amount	\$556,822.35
Cash to Remain on Deposit	\$61,869.15

WHEREAS, the Township Committee agrees with said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Middletown Township Committee that the Performance Guarantee be reduced.

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

- a. T&M Associates
- b. Planning
- c. Heidi Brunt, Township Clerk  
Township of Middletown  
One Kings Highway  
Middletown, NJ 07748-2085
- d. Craig Sullivan, K. Hovnanian Homes, 110 Fieldcrest Ave., Edison, NJ 08837, 5<sup>th</sup> Floor

### **MIDDLETOWN TOWNSHIP COMMITTEE**

Committee Member	Approved	Opposed	Abstain	Absent
S. Murray, Mayor				
K. Settembrino, Deputy Mayor				
A. Fiore				
A. Perry				
R. Hibell				

### **CERTIFICATION**

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their regular meeting held on \_\_\_\_\_, 2018.

Witness, my hand and the seal of the Township of Middletown this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Heidi R. Brunt, Township Clerk

## **RESOLUTION #18-170**

### **RESOLUTION REDUCING THE PERFORMANCE GUARANTEE FOR FOUR PONDS CENTER ASSOCIATES (BLOCK 1063, LOT 10) – PHASE 2**

WHEREAS, the developer of the Site known as Four Ponds had posted with the Township a Performance Guarantee in the form of a Surety Bond issued by **Lexon Insurance Company, Performance Bond No XXXXX** in the amount of \$1,229,153.40 and 10% cash Bond in the amount of \$136,572.60; and

WHEREAS, the developer has requested a reduction of said Performance Guarantee; and

WHEREAS, the Consulting Engineer, as set forth in his letter of May 18, 2018, indicates he has inspected the premises and has recommended that the performance guarantee in the form of surety bond in the amount of \$1,229,153.40 and 10% Cash bond in the amount of \$136,572.60 be reduced as follows:

<b>Reduced Performance Guarantee</b>	<b>\$732,969.00</b>
Reduced Bond Amount	\$659,672.10
Cash to Remain on Deposit	\$73,296.90

WHEREAS, the Township Committee agrees with said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Middletown Township Committee that the Performance Guarantee be reduced.

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

- a. T&M Associates
- b. Planning
- c. Heidi Brunt, Township Clerk  
Township of Middletown  
One Kings Highway  
Middletown, NJ 07748-2085
- d. Craig Sullivan, K. Hovnanian Homes, 110 Fieldcrest Ave., Edison, NJ 08837, 5<sup>th</sup> Floor

### **MIDDLETOWN TOWNSHIP COMMITTEE**

Committee Member	Approved	Opposed	Abstain	Absent
S. Murray, Mayor				
K. Settembrino, Deputy Mayor				
A. Fiore				
A. Perry				
R. Hibell				

### **CERTIFICATION**

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their regular meeting held on \_\_\_\_\_, 2018.

Witness, my hand and the seal of the Township of Middletown this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Heidi R. Brunt, Township Clerk

## **RESOLUTION #18-171**

### **RESOLUTION REDUCING THE PERFORMANCE GUARANTEE FOR TANGLEWOOD ESTATES (BLOCK 825, LOT 2)**

WHEREAS, the developer of the Site known as Tanglewood Estates had posted with the Township a Reduced Performance Guarantee in the form of a Surety Bond issued by **Lockton Companies, LLC Performance Bond No 116290** in the amount of \$563,492.70 and 10% cash Bond in the amount of \$62,610.30; and

WHEREAS, the developer has requested a reduction of said Performance Guarantee; and

WHEREAS, the Consulting Engineer, as set forth in his letter of May 18, 2018, indicates he has inspected the premises and has recommended that the performance guarantee in the form of surety bond in the amount of \$563,492.70 and 10% Cash bond in the amount of \$62,610.30 be reduced as follows:

<b>Reduced Performance Guarantee</b>	<b>\$345,000.60</b>
Reduced Bond Amount	\$310,500.54
Cash to Remain on Deposit	\$34,500.06

WHEREAS, the Township Committee agrees with said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Middletown Township Committee that the Performance Guarantee be reduced.

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

- a. T&M Associates
- b. Planning
- c. Heidi Brunt, Township Clerk  
Township of Middletown  
One Kings Highway  
Middletown, NJ 07748-2085

### **MIDDLETOWN TOWNSHIP COMMITTEE**

Committee Member	Approved	Opposed	Abstain	Absent
S. Murray, Mayor				
K. Settembrino, Deputy Mayor				
A. Fiore				
A. Perry				
R. Hibell				

### **CERTIFICATION**

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their regular meeting held on \_\_\_\_\_, 2018.

Witness, my hand and the seal of the Township of Middletown this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

Heidi R. Brunt, Township Clerk

**RESOLUTION #18-**

**RESOLUTION RELEASING THE MAINTENANCE GUARANTEE  
FOR LASALLE LINCROFT, INC., PHASE IIIB (Block 1063, Lot 67.01)**

WHEREAS, the developer of the subject property known as Lasalle Lincroft, Inc., Phase IIIB (Block 1063, Lot 67.01) had posted with the Township a Maintenance Guarantee in the form of a Letter of Credit #XXX issued by XXXX in the amount of \$8,039.07;

WHEREAS, the developer has requested a release of said Maintenance Guarantee; and

WHEREAS, the Consulting Engineer, as set forth in his letter of May 4, 2018, indicates he has inspected the premises and has recommended that the Maintenance Guarantee be released; and

WHEREAS, the Township Committee agrees with said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Middletown Township Committee that the Maintenance Guarantee be released.

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

- a. T&M Associates
- b. Planning
- c. Lasalle Lincroft, Inc.  
850 Newman Springs Road  
Lincroft, NJ 07738

**MIDDLETOWN TOWNSHIP COMMITTEE**

Committee Member	Approved	Opposed	Abstain	Absent
Mayor Scharfenberger				
A. Fiore				
P. Brightbill				
K. Settembrino				
S. Massell				

**CERTIFICATION**

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their regular meeting held on \_\_\_\_\_, 2018.

Witness, my hand and the seal of the Township of Middletown this \_\_\_\_\_ day of \_\_\_\_\_, 2018

## **RESOLUTION #18-173**

### **RESOLUTION RELEASING THE PERFORMANCE GUARANTEE FOR KIMBER PETROLEUM CORPORATION (BLOCK 297, LOT 3.01)**

WHEREAS, the developer of the site known as Kimber Petroleum Corporation (Block 297, Lot 3.01) had posted with the Township a Performance Guarantee in the form of a Bond Safeguard in the amount of \$230,629.95 and 10% cash Bond in the amount of \$25,625.55; and

WHEREAS, the Consulting Engineer, as set forth in his letter of June 8, 2018, indicates he has inspected the premises and has recommended that the performance guarantees in the form of a Surety Bond in the amount of \$230,629.95 and a cash bond in the amount of \$25,625.55 be released; and

WHEREAS, the Township Committee agrees with said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Middletown Township Committee that the performance guarantee be released.

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

a. T&M Associates

b. Planning

Lehigh Gas Corporation  
(Kimber Petroleum Corporation)  
702 W. Hamilton Street, Suite 203  
Allentown, PA 08101

### **MIDDLETOWN TOWNSHIP COMMITTEE**

Committee Member	Approved	Opposed	Abstain	Absent
S. Murray, Mayor				
K. Settembrino, Deputy Mayor				
A. Fiore				
A. Perry				
R. Hibell				

### **CERTIFICATION**

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their regular meeting held on \_\_\_\_\_, 2018.

Witness, my hand and the seal of the Township of Middletown this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Heidi R. Brunt, Township Clerk

## **RESOLUTION NO.**

### **Resolution Authorizing the Municipal Tax Collector to Prepare and Mail Estimated Tax Bills in Accordance With P.L. 1994, c 72**

WHEREAS, due to the late adoption of the State of New Jersey's budget the County Board of Taxation is unable to certify the tax rate at this time and the municipal Tax Collector will be unable to mail the tax bills on a timely basis;

WHEREAS, the municipal Tax Collector in consultation with the municipal Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY on this 2018 as follows:

1. The Municipal Tax collector is hereby authorized and directed to prepare and issue estimated tax bills for the municipality for the third installment of 2018 taxes. The Tax Collector shall proceed and take such actions as permitted and required by P.L. 1994, c72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The estimated tax levy for 2018 is hereby set at \$234,967,765.60.
3. In Accordance with law the third installment of 2018 taxes shall not be subject to interest until the later of; the grace period or the twenty-fifth calendar day after the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date which interest may begin to accrue.

## **CERTIFICATION**

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Colleen Lapp, C.F.O.

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Judith Vassallo, Tax Collector

**RESOLUTION NO. 18-**

**TOWNSHIP OF MIDDLETOWN  
COUNTY OF MONMOUTH**

**Resolution Authorizing The Execution Of A Discharge Of Repayment Mortgage In  
Connection With The Resale Of An Affordable Housing Unit Located At Block 795, Lot  
11.03, Commonly Known As 142 Ironwood Court**

**WHEREAS**, pursuant to the Fair Housing Act, the Township of Middletown (“Middletown”) has adopted a Housing Element and Fair Share Plan (“Plan”) for the administration of affordable housing units within its borders to protect the Township from builder’s remedy litigation; and

**WHEREAS**, the Initial Owner and Middletown entered into an Affordable Housing Agreement, and Declaration of Covenants, Conditions and Restriction (“AH Agreement”) dated October 14, 2003, recorded March 9, 2004 in the Office of the Monmouth County Clerk in Deed Book 8337, Page 7370 relating to certain real property located at Block 795, Lot 11.03 on the official tax maps of Middletown, (“Property”); and

**WHEREAS**, the AH Agreement contained certain covenants, conditions and restrictions relating to the Property pursuant to which the Property was to remain affordable to low and moderate income eligible households (“Deed Restrictions and Controls on Affordability”) for a period of no less than thirty (30) years (the “Control Period”); and

**WHEREAS**, in conjunction with the AH Agreement, the Initial Owner executed a certain Repayment Mortgage in favor of Middletown dated October 14, 2003, recorded on March 9, 2004, in the Office of the Monmouth County Clerk in Deed Book 8337, Page 7374 to secure compliance with the Deed Restrictions and Controls on Affordability relating to the Property; and

**WHEREAS**, on or about October 20, 2016, the Property was conveyed through a foreclosure NYC REO, LLC; and

**WHEREAS**, pursuant to the Plan, if any property that is subject to Deed Restrictions and Controls on Affordability is sold during the Control Period, Middletown is responsible for extinguishing the affordability controls with the Initial Owner and re-establishing such controls with a prospective purchaser by providing the closing agent with the appropriate legal instruments; and

**WHEREAS**, the Property is now being sold to a prospective purchaser that has been certified by Middletown as a household which meets the income eligibility

requirements and which consents to purchasing the Property subject to Deed Restrictions and Controls on Affordability ("Prospective Purchaser"); and

**WHEREAS**, in order to effectuate the sale of the Property ("Resale") to the Prospective Purchaser, their closing agent has requested that Middletown execute and deliver a discharge of Repayment Mortgage attached hereto as Exhibit A (the "Discharge") so as to extinguish the affordability controls with the Initial Owner; and

**WHEREAS**, to secure continued compliance with the Deed Restrictions and Controls on Affordability, the Prospective Purchaser will be executing a repayment mortgage in favor of Middletown in substantially the same form as annexed hereto in Exhibit B ("Replacement Repayment Mortgage and Note"); and

**WHEREAS**, it is the recommendation of the Township's Director of Planning to permit the Resale of the Property, and accept the Replacement Repayment Mortgage and Note from the Prospective Purchaser and to execute and deliver the Discharge in compliance with Middletown's Plan.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey, that the Township's Administrative Agent is hereby authorized to take all necessary actions required for the Resale of the Property in accordance with N.J.A.C. 5:80-26.5.

**BE IT FURTHER RESOLVED** that the Mayor, Township Clerk and Township Attorney are authorized to accept the Replacement Repayment Mortgage and Note and execute and deliver the Discharge and all documents necessary to effectuate the Resale of the Property as set forth herein.

**BE IT FURTHER RESOLVED** that if any sentence, paragraph or section of this resolution, or the application thereof to any persons or circumstances shall be adjudged by a court of competent jurisdiction to be invalid, or if by legislative action an sentence, paragraph or section of this resolution shall lose its force and effect, such judgment or action shall not affect, impair or void the remainder of this resolution.

**BE IT FURTHER RESOLVED** that this resolution shall be effective immediately upon passage according to law.

**RESOLUTION NO. 18-**

**TOWNSHIP OF MIDDLETOWN  
COUNTY OF MONMOUTH**

**Resolution Authorizing Execution Of New Qualified Private  
Community Service Agreement With Laurel Green  
Condominium Association, Inc.**

**WHEREAS**, the Laurel Green Condominium Association, Inc. ("Laurel Green") and the Township had previously entered at Municipal Services Agreement under the Municipal Services Act (N.J.S.A. 40:67-23.2) in 2005; and

**WHEREAS**, the 2005 Municipal Services Agreement was determined to no longer be reflective of the current municipal services provided to all Township residents, therefore, requiring it to be renegotiated and updated to reflect current conditions, including the new Township-wide garbage and recycling collection system; and

**WHEREAS**, the Township and Laurel Green have negotiated a new Municipal Services Agreement, which shall supersede and replace the 2005 Municipal Services Agreement in its entirety.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the Mayor and Township Clerk are hereby authorized to execute the attached Qualified Private Community Service Agreement between the Township of Middletown and the Laurel Green Condominium Association, Inc.

**BE IT FURTHER RESOLVED** that the Township Clerk, Mayor, Township Attorney and all other appropriate Municipal officials are hereby authorized to execute such documents and to effectuate such acts as are necessary to effectuate the purposes of this Resolution.

214657300v1

**RESOLUTION NO. 18-177**

**TOWNSHIP OF MIDDLETOWN  
COUNTY OF MONMOUTH**

**Resolution Ratifying Memorandum Of  
Agreement (“MOA”) With PBA Local 124**

**WHEREAS**, the Township of Middletown (“the Township”) and PBA Local 124 (“the Union”) were parties to a Collective Bargaining Agreement (“CBA”) covering the period of January 1, 2015 through December 31, 2017; and

**WHEREAS**, the Township and the Union have been engaged in good faith negotiations for the purpose of reaching terms and conditions for a successor CBA; and

**WHEREAS**, the Township’s and the Union’s negotiating teams have recommended ratification of an MOA establishing new CBA terms and conditions covering the period of January 1, 2018 through December 31, 2020, and the Union having already ratified the same.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the MOA amending and supplementing the CBA with PBA Local 124 for the period of January 1, 2018 through December 31, 2020 is hereby ratified by the Township pursuant to the terms and conditions of the MOA annexed hereto and made part hereof.

**BE IT FURTHER RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the Mayor and Township Clerk are hereby authorized and directed to execute the ratified MOA annexed hereto and made part hereof on behalf of the Township along with revisions to the CBA reflecting the same.

ASSOC. NO.	COMP. NO.	LINE NO.
FOR STATE OFFICE USE ONLY		

N.J. STATE FIREMEN'S  
ASSOCIATION  
MEMBERSHIP APPLICATION

Form 100 - Rev. 2/13

Date 5/14/18

Relief Association

Port Monmouth Fire Company Department Middletown Township Fire Dept

Company

Name Desmond

First

Initial P

Last Barbey

26 Grace Ave

Street Address

Port Monmouth

Town

07758

For 5 Years

Birth date 4-4-89

Birthplace Point Pleasant NJ

SS# 154-74-9329

Have you ever applied to be a member of the New Jersey State Firemen's Assoc.?  Yes  No

If so, when \_\_\_\_\_ Where \_\_\_\_\_

The signature below certifies that I have received and read the attached PRIVACY NOTICE.

Phone No. 732 904 3671

JK

Signature of Applicant

I hereby authorize the State Association to move my records to the above association.

Signature of Applicant (FILL-IN ONLY IF APPLICABLE)

Shane P. Portnoy  
SIGNATURE OF RELIEF ASSOCIATION SECRETARY

John S. Blaier  
SIGNATURE OF CHIEF OF DEPARTMENT

STATE OF NEW JERSEY COUNTY OF Monmouth

Being duly sworn, doth depose and says that the above statements are

true to the best of his/her knowledge and belief. Sworn to before me this 14 day of May 2018



2-9-22

Expiration Date

M. J.  
Signature of Notary Public

MUNICIPAL APPROVAL

We hereby certify that this applicant was admitted to active membership in the department and has been approved by the governing

body of \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_

SIGNATURE OF MUNICIPAL CLERK/ BOARD OF FIRE COMMISSIONERS

**IMPORTANT: APPLICATION MUST BE FILLED OUT AS INDICATED BELOW**

- A. APPLICATION SHOULD BE COMPLETED BY APPLICANT, TYPED OR PRINTED. (DO NOT WRITE)
- B. APPLICANT MUST HAVE PHYSICAL TEST RECORD COMPLETED BY A LICENSED NEW JERSEY PHYSICIAN.
- C. APPLICATION MUST BE RETURNED TO THE LOCAL RELIEF SECRETARY WHOSE ADDRESS IS LISTED ON THE BACK PAGE OF THIS FORM.
- D. THE LOCAL RELIEF SECRETARY SHALL COMPLETE THE FORM AND FORWARD IT TO THE MUNICIPAL AUTHORITY FOR APPROVAL, THEN TO THE NEW JERSEY STATE FIREMEN'S ASSOCIATION.

THE APPLICANT IS NOT A MEMBER OF THE N.J.S.F.A. UNTIL THE COMPLETED ORIGINAL APPLICATION IS RECEIVED AND APPROVED AT THE NEW JERSEY STATE FIREMEN'S ASSOCIATION OFFICE.