

Regular Meeting

A Regular Meeting of the Township Committee of Middletown Township was held in the Main Meeting Room at Town Hall, One Kings Highway, Middletown, New Jersey at 8:00 p.m. on January 23, 2018.

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

The Notice Requirements provided for in the Open Public Meetings Act have been satisfied. Notice of this meeting was properly given by transmission to The Star Ledger, The Independent and Two River Times and by posting at the Middletown Township Municipal Building and filing with the Township Clerk all on January 18, 2018.

Roll Call Vote: Ayes: Perry, Scharfenberger, Settembrino, Mayor Murray  
Absent: Fiore

Also present were Township Administrator Anthony Mercantante, Assistant Administrator Jim VanNest, Township Attorney Brian Nelson, Township Engineer and Director of Public Works Ted Maloney, CFO Collen Lapp, Township Clerk Heidi Brunt and Assistant to the Mayor Maureen Raisch

### **PLEDGE OF ALLEGIANCE**

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

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

### **CERTIFICATE OF APPRECIATION/PROCLAMATION**

#### **Life Saving Award Presentation to Anthony Citarella**

Township Clerk Heidi Brunt invited Anthony Citarella of the Middletown Township Fire Department to come forward to receive his Certificate of Recognition.

Mayor Murray read the certificate congratulating Anthony Citarella for saving a child from a burning home in the Old Village section of town early on January 1, 2018 on his final day serving as the Middletown Fire Department's Fire Chief. She commended him for his bravery and swift response which makes him a fitting recipient of the Middletown Township Life Saving Award. Thank you for your unwavering commitment to our Fire Department and community. Fire Chief Ryan Clarke commended Anthony Citarella and explained that the actions are all because of the great training and support from the Township.

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**Life Saving Award Presentation to Officer Nicholas Manochio**

Township Clerk Heidi Brunt invited Officer Nicholas Manochio of the Middletown Township Police Department to come forward to receive his Certificate of Recognition.

Mayor Murray read the certificate congratulating Officer Manochio for rescuing a dog from a frozen creek in the Lincroft section of Middletown on January 3, 2018. She commended him for his brave response, an action that makes him a fitting recipient of the **Middletown Township Life Saving Award**. She thanked him for helping keep all members of our community safe, including our beloved animals. Police Chief Craig Weber

**APPROVAL OF MINUTES**

Township Clerk Heidi Brunt requested a motion to approve the minutes.

It was moved by Mayor Murray, seconded by Deputy Mayor Settembrino and carried to adopt the minutes of the following meetings:

- December 4, 2017 Executive Session Minutes
- December 4, 2017 Workshop Meeting Minutes

Roll Call Vote: Ayes: Perry, Scharfenberger, Settembrino, Mayor Murray  
Nays: None  
Abstention: None  
Absent: Fiore

Township Clerk Heidi Brunt stated motion carries to approve minutes.

**INTRODUCTION OF PROPOSED ORDINANCES:**

**2018-3214 Salary Ordinance 2018**

Township Clerk Heidi Brunt read the following ordinance by title

2018 SALARY ORDINANCE

It was moved by Mayor Murray, seconded by Deputy Mayor Settembrino to pass this ordinance on first reading:

Roll Call Vote: Ayes: Perry, Scharfenberger, Settembrino, Mayor Murray  
Nays: None  
Abstention: None  
Absent: Fiore

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Township Clerk Brunt stated motion carried to pass this ordinance on first reading with a public hearing to be held February 5, 2018.

**CONSENT AGENDA**

Township Clerk Heidi Brunt requested a motion to adopt a consent agenda including resolutions 18-66 through 18-80, and Bingo and Raffle Applications.

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

Roll Call Vote: Ayes: Perry, Scharfenberger, Settembrino, Mayor Murray  
Nays: None  
Abstention: None  
Absent: Fiore

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

**Resolution 18-66 Resolution Authorizing Renewal of Deer Carcass Removal Agreement with Kelly Winthrop LLC**

**WHEREAS**, in 2006, the State of New Jersey ceased providing deer carcass removal services on local roadways and the New Jersey Council on Local Mandates held that while local governments do not need to provide such services, neither does the State; and

**WHEREAS**, the County of Monmouth has availed municipalities of the opportunity to participate in a countywide contract awarded to Kelly Winthrop LLC to pick-up deer carcasses, upon request by Township officials, at a greatly reduced rate of \$33.50 per carcass; and

**WHEREAS**, the Township's Health Director recommends the renewal of this Agreement through the county contract; and

**WHEREAS**, the estimated cost of renewing this Agreement for 2018 is estimated not to exceed \$3,500, which shall be subject to the certification of availability of funds provided by the Township's Chief Financial Officer; and

**WHEREAS**, the Township Committee believes it is in the best interests of the taxpayers of the Township of Middletown to renew this Agreement for 2018 to ensure the health and safety of Middletown residents and motorists.

**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 Clerk are hereby authorized to execute an Agreement with Kelly Winthrop LLC for the provision

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of deer carcass removal services pursuant to the terms of the Agreement attached hereto with a copy of the Agreement being maintained for public review during regular business hours at the Township Clerk's Office.

**Resolution 18-67 Resolution Authorizing Renewal of Agreement With The Monmouth County SPCA for Housing of Stray Animals**

**WHEREAS**, the Monmouth County SPCA, a nonprofit organization, provides housing, adoption and related services for stray animals for the Township of Middletown ("Township"); and

**WHEREAS**, there are limited facilities for the housing of stray animals in the County of Monmouth at this time; and

**WHEREAS**, the estimated cost of renewing this Agreement for 2018 is estimated not to exceed \$45,000, which shall be subject to the certification of availability of funds provided by the Township's Chief Financial Officer; and

**WHEREAS**, the Township Committee believes it is in the best interest of the taxpayers of the Township to enter into such an Agreement for such services with the Monmouth County SPCA to help ensure the humane disposition of stray dogs and cats.

**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 Clerk are hereby authorized to execute an Agreement with the Monmouth County SPCA for the provision of housing, adoption and related services for stray animals pursuant to the terms of the Agreement attached hereto with a copy of the Agreement being maintained for public review during regular business hours at the Township Clerk's Office.

**Resolution 18-68 Resolution Authorizing Supplementary Shared Service Agreement with Monmouth County Regional Health Commission No. 1 for Lead Analyzer**

**WHEREAS**, the Monmouth County Regional Health Commission No 1. ("MCRHC") maintains a costly certified lead paint analyzing instrument for which it licenses for use by local government entities; and

**WHEREAS**, the Township of Middletown ("Middletown") has a need for such an instrument for the Health Department to conduct childhood lead investigations and by the Planning Department for community development inspections of certain properties; and

**WHEREAS**, such shared services agreements are specifically authorized by the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.).

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**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown that it hereby accepts and agrees to the terms and conditions of the Shared Services Agreement for utilization of the MCRHC's LPA 2075 Lead Paint Analyzer attached hereto and made part hereof.

**BE IT FURTHER RESOLVED** that the Municipal Clerk shall transmit a copy of this Resolution and Agreement to the Division of Local Government Services at the New Jersey Department of Community Affairs for informational purposes pursuant to N.J.S.A. 40A:65-4b

**Resolution 18-69 Resolution Authorizing Shared Services Agreement with Hazlet for Provision of Animal Control Services**

**WHEREAS**, the Township of Hazlet has the need for animal control services; and

**WHEREAS**, the Township of Middletown is willing and able to provide such qualified services; and

**WHEREAS**, pursuant to the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.) the parties wish to enter a shared services agreement for animal control services.

**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 Clerk are hereby authorized and directed to execute the Shared Services Agreement attached hereto and made part hereof with Hazlet pursuant to the terms and conditions contained therein for a term of three (3) years with an annual payment of \$42,500 being made to the Township for the services rendered.

**BE IT FURTHER RESOLVED** that certified copies of this resolution be forwarded with executed copies of the Agreement to the Township of Hazlet and the Chief Financial Officer.

**BE IT FURTHER RESOLVED** that pursuant to N.J.S.A. 40A:65-4b, a certified copy of this Resolution and Agreement shall be filed with the Department of Community Affairs Division of Local Government Services.

**Resolution 18-70 Resolution Authorizing Execution of the 2018 Food Shopping Agreement with the County of Monmouth (SCAT)**

**WHEREAS**, the Township of Middletown has heretofore entered into an agreement with the Monmouth County Board of Chosen Freeholders, specifically, the Office of Senior Citizens Area Transportation (SCAT), to provide certain services to senior citizens and handicapped individuals, among others, residing within the Township of Middletown and the Board of Chosen Freeholders of Monmouth County; and

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**WHEREAS**, the Township Committee of the Township of Middletown wishes to continue said service.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown, County of Monmouth, and state of New Jersey, as follows:

1. The Mayor is hereby authorized to execute, and the Township Clerk to attest, to an agreement between Monmouth County and the Township of Middletown to provide SCAT for 2018.
2. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:
  - a. Colleen M. Lapp, CFO
  - b. Janet E. Dellett, Director of Recreation
  - c. Kathleen Lodato, Director  
Department of Transportation  
250 Center Street  
Freehold, NJ 07728

**Resolution 18-71 Resolution Authorizing Award of Contract to Vendors with State Contracts for Tablets, License Plate Readers, Car Radios and Portable Radios for the Middletown Police Department**

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

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

**ITEM # 1**

**VENDOR**

**ISLAND TECH SERVICES  
980 2<sup>ND</sup> STREET  
RONKONKOMA, N.Y. 11779**

**STATE CONTRACT # 89974**

**AMOUNT \$56,975.00**

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**DESCRIPTION**

**TABLETS AND DOCKS FOR POLICE  
VEHICLES FOR THE RECORDS  
MANAGEMENT SYSTEM  
FOR THE MIDDLETOWN POLICE  
DEPARTMENT**

**ITEM #2**

**VENDOR**

**ELSAG NORTH AMERICA  
4221 TUDOR LANE  
GREENSBORO, NC 27410**

**STATE CONTRACT # 81318**

**AMOUNT \$60,615.00**

**DESCRIPTION**

**LICENSE PLATE READERS,  
CAMERAS, CABLES, MOUNTS,  
ANTENNAS AND TECH DISPATCH  
FOR POLICE VEHICLES  
FOR THE MIDDLETOWN  
POLICE DEPARTMENT**

**ITEM #3**

**VENDOR**

**PMC ASSOCIATES  
8 CROWN PLAZA, UNIT 106  
HAZLET, NJ 07730**

**STATE CONTRACT # 83900**

**AMOUNT \$13,539.52**

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**DESCRIPTION**

**PORTABLE HAND HELD  
RADIOS FOR THE POLICE  
DEPARTMENT**

**ITEM # 4**

**VENDOR**

**MOTOROLA SOLUTIONS  
C/O ALLCOM  
5105 ROUTE 34  
FARMINGDALE, NJ 07727**

**STATE CONTRACT # 83909**

**AMOUNT \$10,600.00**

**DESCRIPTION**

**CAR RADIOS WITH MOUNTS  
FOR THE MIDDLETOWN  
POLICE DEPARTMENT**

**WHEREAS**, the Chief Financial Officer of the Township of Middletown has certified that adequate funds for such contract are available, and are designated to line item appropriation of the official budget no. see below A copy of the said certification is attached hereto and made a part hereof and the funds to be expended herein are assigned to line item no. see below. A copy of the within resolution and certification shall be certified by the Township Clerk. The Township Attorney is satisfied that the availability of funds has been provided and a copy of the within resolution shall be made a part of the file concerning said resolution and appointment.

C-04-55-917-204-002 - \$84,754.52

C-04-55-917-204-004 - \$56,975.00

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

- A) Purchasing Agent
- B) Comptroller
- C) Chief of Police
- D) Vendors



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**Resolution 18-72 Resolution of The Township Committee of the Township of Middletown, County of Monmouth State of New Jersey Rejecting All Bids Received for the Alterations to the Animal Shelter**

**WHEREAS**, the Township of Middletown authorized the receipt of bids for the Alterations to the Animal Shelter; and

**WHEREAS**, twenty (20) bids were distributed, and ten (10) bids were received on January 11, 2018; and

**WHEREAS**, said bids were reviewed by Lory Hubbard, Assistant Director of Operations for the Public Works Department and the Architect of Records for the Township of Middletown and it has been determined that all bids received failed to be within the cost estimates of the Township; and

**WHEREAS**, New Jersey Local Public Contracts Law 40A 11-13.2 states said rejection is just cause to reject all bids received for the Animal Shelter Alterations; and

**WHEREAS**, it is the desire of the Township Committee to reject all bids; and

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

1. That the Township Committee does hereby reject all bids received for the Animal Shelter Alterations for the reasons set forth in this resolution.
2. That the Township Committee does hereby authorize the receipt of new bids for the Animal Shelter Alterations. The Township Purchasing Agent shall determine the time, date and place for the receipt of bids.
3. That a certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

- A) Purchasing Agent
- B) Comptroller
- C) All rejected bidders as follows:

1. Helios Construction Inc.  
1315 Allenhurst Avenue  
Ocean, NJ 07712

2. Paley Construction Co.  
105A Fleming Street  
Piscataway, NJ 08854
3. Mixalia Enterprises, LLC  
420 Sycamore Avenue  
Shrewsbury, NJ 07702
4. Tekcon Construction, Inc.  
262 Bennetts Lane  
Somerset, NJ 08873
5. McCauley Construction Co., Inc.  
48 Community Place  
Long Branch, NJ 07740
6. Tri-Plex Industries, Inc.  
933 Route 9 North  
South Amboy, NJ 08879
7. Kappa Construction Corp.  
3 Matilda Drive  
Ocean, NJ 07712
8. Fine Construction Inc.  
1404 Oak Tree Road  
Suite #203  
Iselin, NJ 08830
9. ZN Construction, LLC  
279 Grace Avenue  
Saddle Brook, NJ 07663
10. Pelcon Construction, Inc.  
34 Cromwell Court  
Clark, NJ 07066

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**Resolution 18-73 Resolution Authorizing Execution of Equitable Sharing Agreement of Forfeited Assets with Department of Justice**

WHEREAS, the Middletown Township Police Department has applied for a pro rata share of forfeited assets from the U.S. Department of Justice derived from criminal prosecutions; and

WHEREAS, to receive such funds an Equitable Sharing Agreement must be entered with the U.S. Department of Justice on an annual basis.

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 Committee hereby authorizes and directs the Mayor and Chief of Police to execute an Equitable Sharing Agreement with the U.S. Department of Justice via the electronic portal by the agency administrator pursuant to the terms and conditions of the Agreement attached hereto and made part hereof.

**Resolution 18-74 Resolution for Temporary Emergency Appropriation**

WHEREAS, emergent conditions have arisen with respect to the payment of bills in a number accounts and no adequate provision has been made in a Year 2018 temporary budget for the aforesaid purposes, and

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

WHEREAS, the total temporary emergency resolutions adopted in the Year 2018 for the Township pursuant to the provisions of Chapter 96, PL 1951 (NJS 40A:4-20) including this resolution total \$17,470,035.66 for the Current Fund, and

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

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

2018 Temporary Budget Worksheet		
Account Number	Description	1/23/2018 Amount
<b>Current Fund</b>		
8-01-20-130-100-200	Finance - O&E	3,000.00
8-01-26-290-101-200	Snow - O&E	350,000.00
	<b>TOTAL</b>	<b>\$353,000.00</b>

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2. That said emergency temporary appropriations will be provided for in the 2018 budget under the appropriate titles.
3. That one certified copy of this resolution will be filed with the Director of Local Government Services.

**Resolution 18-75 Resolution Authorizing Grant Application for Emergency Management Performance Grant - EMAA**

**Resolution:** Approval to submit a grant application and execute a grant contract with the State of New Jersey, Division of State Police, Office of Emergency Management for a subaward from the Emergency Management Performance Grant – Emergency Management Agency Assistance (EMAA) Subaward Program.

BE IT RESOLVED the Committee of the Township of Middletown authorizes the Mayor and the Township Administrator, as agency authorized officials, or their successors to submit a grant application for an EMAA FY2017 subaward (FY17-EMPG-EMMA-1332) consisting of a total amount of \$20046.88, including up to a \$10,000 Federal Award and up to \$10,046.88 in Local Matching Funds. The purpose of grant is to enhance the Township of Middletown's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

BE IT FURTHER RESOLVED that the Mayor and the Township Administrator, as authorized agency officials, or their successors, are hereby authorized to sign the grant agreement on behalf of Middletown and that their signatures certify that the Township of Middletown does accept this subaward for the specific purpose described in its application.

**Resolution 18-76 Resolution Authorizing Award of Excess Liability Coverage Contract with Symetra for Township's Self-Insured Health Plan**

**WHEREAS**, the Township requires excess liability coverage for its self-insured health benefits plan; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5(m)) exempts insurance contracts from public bidding; and

**WHEREAS**, Symetra is the excess liability carrier recommended by the Township's insurance brokers and consultants for 2018.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that it hereby authorizes the award of an insurance contract to Symetra, 777 108<sup>th</sup> Avenue, NE, Suite 1200, Bellevue, Washington 98004 pursuant to the terms and conditions of the attached policy statements for 2018 in an amount not to exceed \$950,000.

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**BE IT FURTHER RESOLVED** that the Mayor and the Clerk are hereby authorized and directed to execute an Agreement for the provision of such insurance services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

**Resolution 18-77 Resolution Authorizing New § 457 Deferred Compensation Retirement Plan for Eligible Township Employees**

**WHEREAS**, the Township of Middletown ("Employer") has a Deferred Compensation Plan ("Plan") for the purpose of making available to eligible employees the accrual of tax benefits under § 457 of the Internal Revenue Code ("the Code"); and

**WHEREAS**, the Economic Growth and Tax Relief Reconciliation Act of 2001, the 2005 final regulations issued under the Uniformed Services Employment and Reemployment Rights Act of 1994, the Pension Protection Act of 2006, final Treasury Regulation §1.457-4, the Heroes Earnings Assistance and Relief Tax Act of 2008, the Worker, Retiree and Employer Recovery Act of 2008 and the Small Business Act of 2010 amended sections of the Code and the rules and/or regulations issued thereunder affecting Section 457 Deferred Compensation Plans ("Acts and Regulations"); and

**WHEREAS**, the Employer desires its Plan to conform with the changes in the Code and Treasury regulations brought about by the Acts and Regulations; and

**WHEREAS**, the Employer desires to adopt a restated Plan that conforms with the changes in the Code and Treasury regulations resulting from the Acts and Regulations; and

**WHEREAS**, such revised Plan shall supersede the previously adopted Plan.

**NOW, THEREFORE BE IT RESOLVED** the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the Employer hereby adopts a revised Plan 92-PD-Lincoln-121316.

**BE IT FURTHER RESOLVED** that Lincoln Retirement Services, LLC ("Lincoln") has agreed to continue to be the provider of the Deferred Compensation Program for employees and elected officials.

**BE IT FURTHER RESOLVED** that Lincoln will continue to provide, for the benefit of the participants the Alliance Lincoln account.

**BE IT FURTHER RESOLVED** that there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of Lincoln in the selection of a provider pursuant to N.J.A.C. 5:37 - 5.7.

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**BE IT FURTHER RESOLVED** that the Township Administrator or Assistant Township Administrator is authorized and directed to execute an Administrative Services Agreement with Lincoln (92-SA-Lincoln-121316) and such other agreements as are necessary to implement the Deferred Compensation Program with no cost or contribution by the Employer to the program.

**BE IT FURTHER RESOLVED** that the Township Administrator or Assistant Township Administrator is authorized and directed to serve as the “Administrator” of the Plan, represent the Employer, and execute individual deferred compensation agreements with each said participating employee.

**BE IT FURTHER RESOLVED** by the Employer that the Clerk forward a certified true copy of this resolution to the Township Administrator or Assistant Township Administrator.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services at P.O. Box 803; Trenton, NJ 08625-0803.

**Resolution 18-78 Resolution Authorizing and Directing the Planning Board to Undertake a Preliminary Redevelopment Investigation to Determine Whether the Delineated Area of Block 1088, Lots 1 And 3 (230 and 250 Half Mile Road), and Block 1086, Lots 29 and 30 (100 And 200 Schulz Drive) Satisfies The Criteria For Designation as an Area in Need of Redevelopment for Non-Condemnation Purposes**

**WHEREAS, N.J.S.A. 40A:12A-1, et seq.,** the Local Redevelopment and Housing Law (“LRHL”), sets forth the criteria for a determination of whether a delineated area may be designated as an area in need of redevelopment; and

**WHEREAS, N.J.S.A. 40A:12A-6** authorizes the Township of Middletown (“the Township”) to adopt a resolution directing its Planning Board to conduct a preliminary investigation to determine whether a delineated area is an area in need of redevelopment (“Redevelopment Area”) according to the criteria set forth under N.J.S.A. 40A:12A-5; and

**WHEREAS,** the Township Committee desires to authorize one of its pre-qualified Redevelopment Planners to assist the Planning Board in its preliminary investigation of Block 1088, Lots 1 and 3 (230 and 250 Half Mile Road), and Block 1086, Lots 29 and 30 (100 and 200 Schulz Drive) to determine if the delineated areas qualify as an area in need of redevelopment for non-condemnation purposes pursuant to the criteria set forth under N.J.S.A. 40A:12A-5 and 40A:12A-3.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that:

1. The Planning Board is hereby authorized and directed to undertake a preliminary redevelopment investigation of Block 1088, Lots 1 and 3 (230 and 250 Half Mile Road), and Block 1086, Lots 29 and 30 (100 and 200 Schulz Drive) to determine whether the delineated areas of investigation constitute being designated as an "area in need of redevelopment" according to the criteria set forth in N.J.S.A. 40A:12A-5 and 40A:12A-3 for non-condemnation purposes.
2. The Township Administrator and Township Planner are hereby authorized and directed to solicit one of the Township's pre-qualified Redevelopment Planners to assist the Planning Board in its preliminary investigation of the delineated area of investigation, and to begin preparation of a Redevelopment Plan in the event the Planning Board recommends that all or some of the delineated area of investigation constitutes an "area in need of redevelopment."
3. The Township Administrator, Township Planner and Township Attorney are each hereby authorized and directed to take any necessary and appropriate actions in connection with the preliminary investigation of the delineated area of investigation, and are hereby authorized and directed to take such actions, including but not limited to, the negotiation of any and all documents necessary to undertake the investigation as being hereby ratified and confirmed.
4. This Resolution shall become effective immediately upon adoption.

**Resolution 18-79 Resolution Authorizing Right of Way Agreement for Relocation of Stevenson Park Utilities**

**WHEREAS**, a request was received through the Township's contractors to relocate utility lines entering Stevenson Park; and

**WHEREAS**, the form of a right of way agreement has been agreed to by the Township Attorney and counsel for JCP&L.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that it hereby authorizes and directs the Mayor and Township Clerk to execute the Right of Way Agreement attached hereto and made part hereof pursuant to the terms and conditions contained therein for the limited purpose of providing electrical service to Stevenson Park.

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**Resolution 18-80- Payment of Bills:**

The Township Committee hereby approves a Resolution for payment of bills for January 23, 2018 in the amount of \$2,821,938.93.

**BINGO AND RAFFLE APPLICATIONS:**

Christian Brothers Academy	18-01
St Leo the Great School	18-02
Christian Brothers Academy	18-03
St. Leo the Great School	18-04
American Legion Post # 515	18-05
Monmouth Day Care Center Inc.	18-06
Navesink Hook & Ladder Co #1	18-07
Nut Swamp PTA	18-08
Nut Swamp PTA	18-09
Middletown Cultural Arts Center	18-10
Middletown Cultural Arts Center	18-11
Middletown Cultural Arts Center	18-12
Middletown High School N. PFA	18-13
Middletown High School N. PFA	18-14
St. Benedict School PTA	18-15
Middletown High School S. PFA	18-16
Middletown High School S. PFA	18-17
Fairview PTO	18-18
Fairview PTO	18-19
Fairview PTO	18-20
Fairview PTO	18-21

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

Township Clerk Heidi Brunt requested a motion to adopt resolution for transfer of liquor license 1331-33-023-005 from Hard Dock Liquor LLC to Jersey Shore Restaurant Associates, Inc.

It was moved by Mayor Murray, seconded by Committeeman Perry and carried to adopt resolution 18-81



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Roll Call Vote: Ayes: Perry, Scharfenberger, Settembrino, Mayor Murray  
Nays: None  
Abstention: None  
Absent: Fiore

**RESOLUTION 18-81 – Resolution Authorizing transfer of Liquor License 1331-33-023-005 from Hard Dock Liquor LLC to Jersey Shore Restaurant Associates, Inc.**

**WHEREAS**, an application has been filed for a Person to Person and Place to Place transfer of Plenary Retail Consumption License #1331-33-023-005 heretofore issued to Hard Dock Liquors LLC as an inactive License; and

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business.

**NOW, THEREFORE, BE IT RESOLVED** that the Middletown Township Committee, acting as A.B.C. Board, does hereby approve, effective January 23, 2018 the person to person / place to place transfer of the aforesaid Plenary Retail Consumption License for Hard Dock Liquors LLC as an inactive license to Jersey Shore Restaurant Associates, Inc., 1157 Highway 35, Middletown, New Jersey and does hereby direct the Township Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Jersey Shore Restaurant Associates, Inc. with premises to be located at 1157 Highway 35, Middletown, New Jersey, 07748 as an active license effective January 23, 2018."

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

- a. Division of A.B.C.  
Shelia Inverson  
PO BOX 087  
Trenton, NJ 08625-0087
- b. Police Department

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- c. Jersey Shore Restaurant Associates, Inc.  
2 Lily Court  
Holmdel, NJ 07733

Township Clerk Heidi Brunt requested a motion to adopt resolution authorizing approval of inactive Liquor License 1331-44-007-002 – Tramitz and DeFillippo

It was moved by Mayor Murray, seconded by Committeeman Perry and carried to adopt resolution 18-82

Roll Call Vote: Ayes: Perry, Scharfenberger, Settembrino, Mayor Murray  
Nays: None  
Abstention: None  
Absent: Fiore

**Resolution 18-82 - Resolution Authorizing Renewal of Inactive Plenary Retail Consumption License For The 2017-2018 And 2018-2019 License Years**

**WHEREAS**, application has been made to the Middletown Township Committee for a PLENARY RETAIL DISTRIBUTION LICENSE Christine Tramitz and Robert DeFillippo License # 1331-44-007-002 in a timely manner, for the year beginning July 1, 2017 and ending June 30, 2018 accompanied by a statutory fees and municipal fees; and

**WHEREAS**, the license applications has been duly investigated by the Office of the Chief of Police of the Township of Middletown, and it appearing that the application is in due form and that all legal formalities have been met; and

**WHEREAS**, The License has been inactive and the license holder has submitted a verified petition to the State of NJ Department of Public Safety, Division of Alcoholic Beverage Control for a Special Ruling under NJSA 33:1-12.39; and

**WHEREAS**, The Township has received a copy of the Special Ruling Granted by the Director of the Division of Alcoholic Beverage Control permitting the license be reviewed by the Township for renewal, terms of 2017-2018 and 2018-2019; and

**NOW, THEREFORE, BE IT RESOLVED** PLENARY RETAIL CONSUMPTION LICENSE Daron, LLC License # 1331-44-007-002 be renewed for 2017-2018 and 2018-2019; and

**BE IT FURTHER RESOLVED** that license # 1331-44-007-002 will be considered for renewal again for the 2018-2019 licensing term; and

**BE IT FURTHER RESOLVED** that the Township Clerk issue the necessary licenses

Regular Meeting

pursuant to this resolution and that a certified copy of this resolution be forwarded to the Director of Alcoholic Beverage Control of the State of New Jersey, provided that in each case payment of \$200.00 filing fee of licensee has been made to the Division of Alcoholic Beverage Control in accordance with P.L. 1970, Chapter 77.

**Resolution 18-83 Resolution Authorizing Renewal of Award of Contract For GPS Tracking Services**

**WHEREAS**, there exists a need for the Township to retain the services of a Professional GPS Tracking Services firm to work with the Middletown MIS and DPW Departments; and

**WHEREAS**, the Township sought competitive proposals from qualified GPS tracking professionals pursuant to the fair and open process as per N.J.S.A. 19:44A-20.5 for a contract for the providing of GPS tracking services, including providing support for the sites, and providing updates to the Township GPS program; and

**WHEREAS**, in 2014, the contract was solicited for a one year term with the option to the Township for additional one year extensions up to a total term of 7 years as permissible per N.J.S.A. 40A:11-15(5) for data-related services; and

**WHEREAS**, Vehicle Tracking Solutions, LLC is a recognized GPS tracking firm with an expertise with software products that track and report vehicle positions for the Township; and

**WHEREAS**, the contractor will also help to continue to provide additional GIS-related data for the Township; and

**WHEREAS**, subject to the certification of availability of funds, Vehicle Tracking Solutions, LLC, 10 East 5th Street, Deer Park, NY 11729 is qualified and has agreed to provide professional GPS services pursuant to the rate schedules provided for in its proposal from 2014.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that Vehicle Tracking Solutions LLC, is hereby awarded a contract to continue to serve as the Township's GPS Tracking and Management firm for 2018.

**BE IT FURTHER RESOLVED** this contract is open-ended pursuant to N.J.A.C. 5:34-5-2(8) with no firm quantities being guaranteed, therefore, funds will be certified and encumbered by individual purchase order prior to each request for service.

Roll Call Vote: Ayes: Perry, Scharfenberger, Settembrino, Mayor Murray  
Nays: None  
Abstention: None  
Absent: Fiore

Regular Meeting

**TOWNSHIP COMMITTEE COMMENTS:**

Committeeman Perry stated another meeting with great representation of those who make this town so great. He congratulated Fire Department Chief Anthony Citarella on ending his term in such a memorable way. He also congratulated Officer Manochio for being in the right place at the right time.

Committeeman Scharfenberger said the Fire Department can never remember a weak or poor performance from Chief Citarella who he said is very well trained and the Township is very fortunate to have had him.

Committeeman Settembrino also congratulated Chief Citarella for his instinct, training and good decision making process.

Mayor Murray announced the Public Information Officer and her Assistant are launching Middletown Minutes with the Mayor. She urged the public to sign up for this weekly email. She also mentioned the new business in town Goldfish Swim School. She also mentioned the Shared Service Agreement for Animal Control between Middletown and Hazlet.

**PUBLIC COMMENTS:**

Bob Gibney, 102 Midstream Place, Lincroft, discussed a broken pipe in front of his house and also the high water table in Lincroft. Township Engineer Ted Maloney responded that this problem is included in the capital program drainage project and that the town will be going out to bid in a few weeks. Mr. Maloney said he would call Mr. Gibney and give him the time frame when the project will be done.

Candace Madden - Leonardo, wanted to call attention to an Action Committee focused on Leonardo neighborhood safety issues on behalf of the residents. A petition on specific issues with 101 signatures was submitted to the Clerk.

**ADJOURNMENT**

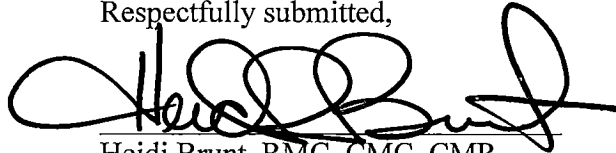
It was moved by Mayor Murray, seconded by Committeewoman Perry and carried to adjourn at 8:50 p.m.

Roll Call Vote: Ayes: Perry, Scharfenberger, Settembrino, Mayor Murray  
Nays: None  
Abstention: None  
Absent: Fiore

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Clerk Brunt stated motion carried to adjourn.

Respectfully submitted,



Heidi Brunt, RMC, CMC, CMR  
Township Clerk

Approved:



Kevin M Settembrino, Mayor  
Township of Middletown