

**PUBLIC AGENDA
HAZLET TOWNSHIP COMMITTEE**

(Action may be taken)

July 18, 2023

Meeting begins at 7:00 p.m.

(Subject to change pursuant to N.J.S.A. 10:4-8(d) – this agenda is tentative to the extent known at time of posting)

Time will be allotted for public comment at this meeting. Each speaker will be allotted a Five (5) Minute time limit when recognized by the Mayor. Individuals wishing to address the Committee, shall give their name and address. Although the Township Committee encourages public participation, it reserves the right, through the Mayor, to terminate remarks to and/or by an individual not in keeping with the conduct of a proper and efficient meeting. The Township Committee will not, during the public portion of this meeting, discuss matters involving any specific, prospective, or current employee.

1. Public Meeting Call to Order in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 with adequate notice of this meeting being provided to the Township's two official newspapers and published on the Township's website.
2. Roll Call by Municipal Clerk
3. Pledge of Allegiance and a moment of silence
192. Appointment of Robert Dickens to position of Police Lieutenant in the Hazlet Township Police Department.
Roll Call
193. Appointment of Patrick Wood to position of Police Sergeant in the Hazlet Township Police Department.
Roll Call
194. Appointment of Kevin Furlong to position of Police Officer in the Hazlet Township Police Department.
Roll Call
4. **Swearing in of new officers:**

William Poulous
Shane Hicks
Kevin Furlong
5. **Proclamation:** Thomas Enright Day
6. **Hazlet Township Police Department Award Ceremony**
7. **Public hearing to discuss the contents of an application to be submitted to the Monmouth County Office of Community Development.**

Hearing scheduled for July 18, 2023

8. **Citizen Hearing** – Anyone who would like to address the Township Committee regarding any matters including those items listed on the Agenda, please come up, print your name and address on the sign in sheet. Each speaker will be allotted a Five (5) Minute time limit when recognized by the Mayor. No participant may speak more than once on the same topic until all others who wish to speak on that topic have been heard.

Motion to close:

Offered _____ 2nd _____

Voice Vote:

9. **Approval of Meeting Minutes:**

Workshop: June 13, 2023

**Executive session: June 13, 2023
June 27, 2023**

Roll Call

10. New Business- Formal name request for Eighth Street Park.

11. Old Business None.

12. **ORDINANCE – SECOND READING BY TITLE** hearing scheduled for July 18, 2023. Mayor Sachs open the floor for public hearing.

1715-23 Bond Ordinance amending Bond Ordinance Number 1695-2022 finally adopted by the Township Committee of the Township of Hazlet, New Jersey on December 16, 2022.

Roll Call

1716-23 Ordinance of the Township of Hazlet, in the County of Monmouth, New Jersey authorizing establishment for Electronic Disbursement Controls.

Roll Call

13. **ORDINANCE – FIRST READING BY TITLE** – Hearing scheduled for August 8, 2023.

1717-23 Ordinance of the Township of Hazlet, County of Monmouth, State of New Jersey, adding Chapter 326 of the Township Code entitled “Aggressive Solicitation Prohibited”.

Roll Call

1718-23 Ordinance amending the code of the Township of Hazlet, Chapter 145, Brush, Grass and Weed

Roll Call

1719-23 Ordinance amending the code of the Township of Hazlet, Chapter 305, Vehicles and Traffic

Roll Call

1720-23 Ordinance providing funding for engineering and design services for pool master plan for the Township of Hazlet and appropriating \$125,000.00 for such purpose.

Roll Call

1721-23 Ordinance amending Chapter 196 Article 6 entitled Hazlet Railroad Station Parking Lot.

Roll Call

14. **RESOLUTIONS, MOTIONS AND APPOINTMENTS (CONSENT AGENDA):**

195. Authorizing the disposal of various items deemed to be broken or obsolete and of no monetary value.

Roll Call

15. **RESOLUTIONS SEPARATE FROM CONSENT AGENDA:**

196. Authorizing establishing a threshold for Russia/Belarus Certification.

Roll Call

197. Authorizing the advertisement of bids for the public sale of certain land owned by the Township of Hazlet known as Block 127.04, Lot 5.01, 8, 9, 10, 10.01, 12, 12.01.

Roll Call

198. Authorizing the advertisement of bids for the public sale of certain land owned by the Township of Hazlet known as Block 127.03, Lot 5 and 6.

Roll Call

199. Authorizing the Township Administrator to execute an agreement with JCP&L-Wildan Direct Install Agreement.

Roll Call

200. Authorizing the grant application to Monmouth County Board of County Commissioners regarding the 2023 Monmouth County Municipal Park Improvement Grant Program

Roll Call

201. Authorizing Payment Certificate number 7 and final for Lucas Brothers, Inc. for the 2022 Roadway Improvements Program.

Roll Call

202. Authorizing refunds for 2023 Hazlet Recreation Summer Camp and Swim Club memberships.

Roll Call

203. Authorizing the renewal of an Inactive Alcoholic Beverage License for July 1, 2023 through June 30, 2024 for MM Route 36, LLC.

Roll Call

16. **CORRESPONDENCE** CONSTRUCTION OFFICIAL- June 2023 Monthly Report- Received and read.

Appointment of Danielle Popelsky to the Hazlet Library Commission.

17. **PAYMENT OF BILLS** - \$732,098.80

Advance bill lists have been supplied to each Committee Member.

ROLL CALL

18. **RESOLUTION – Executive Session**

Authorize the entering into an Executive Session in accordance with the Open Public Meetings Act, P.L. 1975, Ch. 231 for the following item(s): Personnel, Contract, Litigation

19. ADJOURNMENT

Motion _____ 2nd _____

Voice Vote _____

Time: _____

RESOLUTION

APPOINTMENT OF ROBERT DICKENS TO POSITION OF POLICE LIEUTENANT IN
THE HAZLET TOWNSHIP POLICE DEPARTMENT

WHEREAS, the Township of Hazlet is in receipt of a Certification of Eligibles for the position of Police Lieutenant in the Hazlet Township Police Department; and

WHEREAS, it is the desire of the Township Committee to appoint Robert Dickens to said position of Police Lieutenant in the Hazlet Township Police Department.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Hazlet Township that Robert Dickens be and they are hereby appointed to the position of Police Lieutenant in the Hazlet Township Police Department effective July 18, 2023; at an annual base salary of \$139,231.69; and

BE IT FURTHER RESOLVED that the Certifying Agent process and forward the necessary paperwork to the Department of Personnel.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk

R-192

RESOLUTION

APPOINTMENT OF PATRICK WOOD TO POSITION OF POLICE SERGEANT IN THE
HAZLET TOWNSHIP POLICE DEPARTMENT

WHEREAS, the Township of Hazlet is in receipt of a Certification of Eligibles for the position of Police Sergeant in the Hazlet Township Police Department; and

WHEREAS, it is the desire of the Township Committee to appoint Patrick Wood to said position of Police Sergeant in the Hazlet Township Police Department.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Hazlet Township that Patrick Wood be and is hereby appointed to the position of Police Sergeant in the Hazlet Township Police Department effective July 18, 2023, at an annual base salary of \$129,819.76 prorated; and

BE IT FURTHER RESOLVED that the Certifying Agent process and forward the necessary paperwork to the Department of Personnel.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk

R-193

RESOLUTION

APPOINTMENT OF KEVIN FURLONG TO POSITION OF POLICE OFFICER IN THE
HAZLET TOWNSHIP POLICE DEPARTMENT.

WHEREAS, the Township of Hazlet is in receipt of a Certification of Eligibles for the position of Police Officer in the Police Department; and

WHEREAS, it is the desire of the Township Committee to appoint one (1) eligible to said position of police officer in the Township of Hazlet.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Hazlet Township that Kevin Furlong be and he is hereby appointed to the position of Police Officer in the Hazlet Township Police Department effective July 10, 2023.

BE IT FURTHER RESOLVED that he be compensated at an annual salary of \$53,028.14 pro rated, as set forth in the current PBA Contract; and

BE IT FURTHER RESOLVED that the Certifying Agent process and forward the necessary paperwork to the Department of Personnel.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk

ORDINANCE

**BOND ORDINANCE AMENDING BOND ORDINANCE
NUMBER 1695-2022 FINALLY ADOPTED BY THE TOWNSHIP
COMMITTEE OF THE TOWNSHIP OF HAZLET, NEW
JERSEY ON DECEMBER 16, 2022**

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HAZLET, 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 Hazlet, in the County of Monmouth, New Jersey (the "Township") entitled "Bond Ordinance Providing An Appropriation Of \$515,000 For Various Capital Acquisitions By And For The Township Of Hazlet In The County Of Monmouth, New Jersey And Authorizing The Issuance Of \$489,250 In Bonds Or Notes Of The Township For Financing Part Of The Appropriation" finally adopted on December 16, 2022 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. The Ordinance is hereby amended by (a) deleting the reference of "\$515,000" for the appropriation and estimated cost and "\$489,250" for the estimated maximum amount of bonds or notes and substituting in lieu therefor "\$615,000" and "\$584,250", respectively; by (b) deleting the reference to "\$25,750" for the down payment required by the Local Bond Law and substituting in lieu therefor "\$30,750"; by (c) deleting the reference to "11.60 years" for the average period of usefulness and substituting in lieu therefor "12.15" years; and by (d) deleting the reference to "\$100,000" for Section 20 costs and substituting in lieu therefor "\$120,000".

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. This Section 4 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 the 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 \$584,250.

Section 5. All other provisions of the Ordinance shall remain unchanged.

Section 6. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

ORDINANCE

**TOWNSHIP OF HAZLET, IN THE COUNTY OF MONMOUTH, NEW JERSEY AUTHORIZING
ESTABLISHMENT FOR ELECTRONIC DISBURSEMENT CONTROLS**

WHEREAS the Local Finance Board of the State of New Jersey adopted formal rules regarding "Electronic Disbursement Controls for Payroll Purposes" in order to provide formal authority for local governments to hire third-party payroll services/disbursing services to disburse funds to payroll agencies; and

WHEREAS, in order to have a payroll servicer provide disbursement services, the governing body of the Township of Hazlet must formally approve the principle of third-party having access to Township funds, formally assigning responsibility to an official to oversee the process by enacting an ordinance, and approving all contracts or extensions,

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Hazlet, Monmouth County, State of New Jersey, as follows:

CHAPTER 70, "THIRD-PARTY PAYROLL DISBURSEMENT" is hereby established in the Ordinances of the Township of Hazlet.

70-1. PURPOSE

The purpose and intent of these regulations is to abide by the requirements of N.J.S.A. 52:270-20.1 and NJ.AC. 5:30-17.1 et seq., governing electronic disbursement controls for payroll purposes.

70-2. DEFINITIONS

- A. Approval Officer -person(s) responsible for authorizing and supervising the activities of the payroll service
- B. Payroll Service -Third-party payroll service organization
- C. Municipality – Township of Hazlet, Monmouth County

70-3. AUTHORIZATION

- A. Township of Hazlet, Monmouth County, is authorized to use a payroll service to prepare payment documentation, take possession of Township funds, and make such disbursements itself on behalf of the Township.
- B. The following payroll service providers shall be required to comply with these regulations;
 - (1) Payroll service providers who use their own customized programming process to execute disbursement for the Township;
 - (2) Payroll service providers who use a third-party processor to execute disbursements for the Township.

70-4. TOWNSHIP REQUIREMENTS

- A. The appointment of a payroll service shall be pursuant to the Local Public Contracts Law, N.J.S.A. 40A: 11-1 et seq., and shall require the contractor to do the following, not by way of limitation: data collection, agency report preparation, calculation of withholding, direct deposit of payroll disbursements, and/or transfer of Township funds to contractor's account for subsequent disbursement of payment.
- B. Any renewal or extension of a contract under these regulations shall be by resolution pursuant to the Local Public Contracts Law.
- C. The Chief Financial Officer is hereby appointed the approval officer and is responsible for authorizing and supervising the activities of the payroll service and shall further be charged with the reconciliation and analysis of all general ledger accounts affected by the activities of the disbursing organization.
- D. If required by the contract between the Township and the payroll service, the payroll service is permitted to hold Township funds pending transmittal to a payee.

XX-5. PAYROLL SERVICE REQUIREMENTS

- A. A payroll service must meet all of the following requirements:
 - 1. Report any irregularities that may indicate potential fraud, noncompliance with appropriate laws, dishonesty, or gross incompetence on the part of the approval officer;
 - 2. Report circumstances that could jeopardize its ability to continue operations or otherwise interrupt the services provided to the Township.
- B. A payroll service must meet the requirements of N.J.A.C. 5:30-17.5, requiring that the approval officer be assured that the servicer has its own internal controls and appropriately guard against theft and other adverse conditions.
- C. All contracts entered into pursuant to these regulations and the laws authorizing the same shall comply with the requirements of N.J.A.C. 5:30- 17.6, which sets out a series of mandatory contractual terms and conditions.

70-6. ESTABLISHMENT OF SERVICE

Upon the adoption of these regulations, the Mayor, with the assistance of the Chief Financial Officer and the Township Attorney, as necessary is hereby authorized and directed to enter into a contract for payroll service in accordance with all local public contracting laws and N.J.A.C. 5:30-17. Appointment of the payroll service shall be by separate resolution of the Township pursuant to the Local Public Contracts Law.

XX-7. REPEALER

If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

XX-8. SEVERABILITY

Any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

XX-9. EFFECTIVE DATE

This Ordinance shall take effect upon passage and publication in accordance with the applicable law.

ORDINANCE

**THE TOWNSHIP OF HAZLET, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, ADDING CHAPTER 326
OF THE TOWNSHIP CODE ENTITLED
“AGGRESSIVE SOLICITATION PROHIBITED”**

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hazlet, County of Monmouth, State of New Jersey:

SECTION 1:

New Chapter 326, of the Code of the Township of Hazlet, entitled “Aggressive Solicitation Prohibited” is hereby adopted to read as follows:

326-1. Purpose and Intent

The purpose of this Chapter is to protect the rights of all people to safely exercise their First Amendment rights, as well as to protect the personal and property rights of those who choose not to participate.

- (1) The Township of Hazlet has a compelling governmental interest in imposing certain reasonable time, place, and manner regulations whenever potential First Amendment activities such as begging, solicitation and panhandling occur on streets, highways, sidewalks, walkways, plazas, and other public venues which may interfere with personal or property rights.
- (2) This Chapter is not intended to limit any person from exercising their constitutional right to solicit funds or engage in constitutionally protected activities. The provisions of this Chapter are established to narrowly tailor any such restrictions to protect the First Amendment rights of all people within the Township, to protect the rights of non-participating people and their property, and to fully ensure the rights and safety of all people and property.
- (3) Persons approached by individuals asking for money, objects or other things of any value are particularly vulnerable to real, apparent or perceived coercion when such request is accompanied by aggressive solicitation as defined below.
- (4) The Township desires to respect a person's right to solicit, beg or panhandle while simultaneously protecting other's right to not be coerced.

326-2. Definitions.

As used in this Chapter, the following words and terms shall have the meanings indicated. The meaning of all other terms and words not specifically defined shall be their generally accepted definition:

Aggressive solicitation shall mean:

- a. Continuing to solicit from a person after the person has given a negative response to or ignored such solicitation;
- b. Closely following behind, ahead or alongside a person after that person has given a negative response to such solicitation;
- c. While soliciting, intentionally touching or causing physical contact with another person or their property without that person's consent;
- d. While soliciting, intentionally blocking, or interfering with the safe or free passage of a pedestrian or vehicle by any means, including unreasonably causing a pedestrian or vehicle operator to take evasive action to avoid physical contact;
- e. Following the person being solicited, with the intent of asking that person for money or other things of value;
- f. Soliciting in a manner with conduct, words or gestures intended or likely to cause a reasonable person to fear immediate bodily harm, danger or damage to or loss of property, or otherwise be intimidated into giving money or any other thing of value;
- g. Soliciting in a group of two or more persons in an intimidating fashion;
- h. Soliciting any person within 25 feet of any bank, automated teller machine,, check cashing business, bus stop, train station, public restroom, pay telephone, theatre or place of public assembly, or of any outdoor seating area of any cafe, restaurant or other business;
- i. Soliciting any person in public after dark, which shall mean the time from sunset to sunrise;
- j. Using profane, threatening, or abusive language, while soliciting; or
- k. Soliciting money from anyone who is waiting in line for tickets, entering a public building or riding on public transportation;

Beg, begging, panhandling, solicit, or soliciting shall be synonymous and shall mean asking for money or objects of value, with the intention that the money or object be transferred at that time, and at that place.

326-3. Prohibited Activity.

It shall be unlawful for any person to aggressively solicit. Any police officer observing any person violating this provision, or if such activity is reported to the officer, the police officer may order such person to cease and desist such behavior and may issue a summons to such person if the person fails to comply with such order.

26-4. Penalty.

Any person found guilty of violating this article shall be punished by a fine not to exceed \$250.00 for each for each violation, or, the court may impose such community service as it shall determine in lieu of a monetary fine.

SECTION 2. Severability.

If any section of this ordinance shall be declared unconstitutional, invalid or inoperative, in whole or in part, by a court of competent jurisdiction, that shall not affect the remainder of this ordinance.

SECTION 3. Repealer.

All ordinances which are inconsistent with provisions of this ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

BE IT FURTHER ORDAINED that the Township Clerk shall publish this ordinance in an official newspaper of the municipality at least one week prior to the hearing on the adoption of this ordinance; and

BE IT FURTHER ORDAINED that this ordinance shall become effective after second reading and publication as required by law.

ORD #1717-23

ORDINANCE

**AMENDING THE CODE OF THE
TOWNSHIP OF HAZLET, CHAPTER 145, BRUSH, GRASS AND WEEDS**

BE IT ORDAINED by the Township Committee of the Township of Hazlet, in the County of Monmouth and State of New Jersey, that Chapter 145, Brush, Grass and Weeds, of the Code of the Township of Hazlet shall be amended to regulate bamboo and shall read as follows with the highlighted additions:

§ 145-1. Duties of owners and tenants.

A. It shall be the duty of any owner or tenant or person in possession of any lands in the Township:

- (1) To keep such lands free of brush, weeds, **bamboo**, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris, where the same are inimical to the preservation of public health, safety or general welfare of the Township, or which may constitute a fire hazard.
- (2) Where the lands abut or border upon any public street in the Township, to remove all grass, weeds, **bamboo**, brush and other debris from that part of the street bordering on their respective lands.

BE IT FURTHER ORDAINED that the Township Clerk shall publish this ordinance in an official newspaper of the municipality at least one week prior to the hearing on the adoption of this ordinance; and

BE IT FURTHER ORDAINED that this ordinance shall become effective after second reading and publication as required by law.

ORD #1718-23

ORDINANCE

**AMENDING THE CODE OF THE
TOWNSHIP OF HAZLET, CHAPTER 305, VEHICLES AND TRAFFIC**

BE IT ORDAINED by the Township Committee of the Township of Hazlet, in the County of Monmouth and State of New Jersey, that Chapter 305, Vehicles and Traffic, of the Code of the Township of Hazlet shall be amended by expanding the prohibited parking location on Clark Street and shall read as follows:

§ 305-14. Parking prohibited at all times on certain streets.

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Clark Street	South	From Beers Street to Route 35 and From Route 35 to Main Street

BE IT FURTHER ORDAINED that the Township Clerk shall publish this ordinance in an official newspaper of the municipality at least one week prior to the hearing on the adoption of this ordinance; and

BE IT FURTHER ORDAINED that this ordinance shall become effective after second reading and publication as required by law.

ORD#1719-23

ORDINANCE

PROVIDING FUNDING FOR ENGINEERING AND DESIGN SERVICES FOR POOL MASTER PLAN FOR THE TOWNSHIP OF HAZLET AND APPROPRIATING \$125,000 FOR SUCH PURPOSE.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HAZLET, IN THE COUNTY OF MONMOUTH AND STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The Township of Hazlet, in the County of Monmouth, New Jersey, authorizes engineering and design services for pool master plan to be undertaken, including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file in the Office of the Clerk, for the Township of Hazlet to be funded from the sources specified in Section 2 of the Ordinance.

Section 2. The amount of \$125,000 is hereby appropriated for the purposes stated in Section 1 of the Ordinance and which amount was funded from the Capital Improvement Fund.

Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Township determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the Township of Hazlet may lawfully make as a general improvement.

Section 4. All ordinances or parts of ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistency.

Section 5. This Ordinance shall take effect immediately upon due passage and publication according

ORD#1720-23

AN ORDINANCE AMENDING THE CODE OF THE
TOWNSHIP OF HAZLET, CHAPTER 196, ARTICLE VI,
SECTION 196-9

BE IT ORDAINED by the Township Committee of the Township of Hazlet, in the County of Monmouth and State of New Jersey, that Chapter 196, Article VI, Section 196-9 of the Code of the Township of Hazlet shall be amended to increase the daily parking rate at the Hazlet Railroad Station Parking Lot as follows:

§ 196-9. Fees Established.

C. Daily parking, 60 parking spots: \$4 per day.

BE IT FURTHER ORDAINED that the Municipal Clerk shall publish this ordinance in an official newspaper of the municipality at least one week prior to the hearing on the adoption of this ordinance; and

BE IT FURTHER ORDAINED that this ordinance shall become effective after second reading and publication as required by law.

RESOLUTION

DISPOSING OF VARIOUS ITEMS DEEMED TO BE BROKEN OR OBSOLETE AND OF NO MONETARY VALUE.

WHEREAS the Township of Hazlet is desirous of disposing various items (see attached list) deemed to be broken or obsolete equipment; and

WHEREAS, it has been determined that the existing various items are obsolete and of no monetary value.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Hazlet Township that the existing various items in the Hazlet Township be disposed of and be entered into the recyclable system or be disposed of as refuse be and hereby is authorized to dispose of the broken or obsolete property as scrap.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township, do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk

R-195

RESOLUTION

AUTHORIZING ESTABLISHING A THRESHOLD FOR RUSSIA/BELARUS CERTIFICATION

WHEREAS, on April 15, 2021 President Joseph Biden entered Executive Order 14024, Blocking property with Respect to Specified Harmful Foreign Activities of the Government of the Russian Federation, which declared a national emergency to deal with the threat from the Russian Federation and limited certain transactions; and

WHEREAS, on March 9, 2022, P.L. 2022, c. 3, was approved, which took effect immediately and shall expire upon the revocation of Executive Order 14024; and

WHEREAS, P.L. 2022, c. 3 impacts procurement by local contracting units as defined under the Local Public Contracts Law, and the Township of Hazlet is such a local contracting unit; and

WHEREAS, under P.L. 2022, c. 3, persons or entities on the State Treasury's Russia-Belarus list cannot enter into or renew a contract for the provision of goods and services with a local contracting unit and when a contract for goods or services is awarded, renewed, amended or extended, a local contracting unit shall require a vendor to contractor to certify that the vendor or contractor is not identified on the State Treasury's Russia-Belarus list; and

WHEREAS, the Department of Community Affairs, Division of Local Government Services ("LGS") Local Finance Order 2022-24 had the initially indicated that the threshold award of \$1000 would trigger the need to obtain a certification from a vendor or contractor; and

WHEREAS, Local Finance Notice 2023-11 superseded LFN 2022-24 and clarified that the \$1000 threshold referenced previously by the LGS was the State threshold as noted in Treasury Circular 23-09-DPP and that a local contracting unit "should rely on the advice of legal counsel in determining whether to apply its own local quote threshold to the Russia-Belarus certification"; and

WHEREAS, as the Township of Hazlet has a Qualified Purchasing Agent, and as such, has a higher bid threshold of \$44,000, the Township Attorney advises that the Township of Hazlet may establish a threshold amount of \$6,600 for contracts for goods and services before implementing the requirement of the Russia-Belarus certification from a vendor or contractor.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Hazlet Township that the local threshold amount for obtaining a Russia-Belarus certification shall be 15 percent of the applicable bid threshold established for contracts for goods and services for a local contracting unit with a Qualified Purchasing Agent, with that amount currently being \$6,600; and

IT FURTHER RESOLVED, a vendor is required to submit a certification of persons and entities engaging in prohibited activities of Russia or Belarus, pursuant to P.L., c. 3, for any contract for goods or services exceeding 15% of the applicable bid threshold, that amount currently being \$6,600.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk
R-196

RESOLUTION

AUTHORIZING THE ADVERTISING
FOR BIDS FOR THE PUBLIC SALE OF CERTAIN
LAND OWNED BY THE TOWNSHIP OF HAZLET

WHEREAS, Block 127.04, Lot 5.01 located on Leocadia Court; Block 127.04, Lot 8 located on Leocadia Court and Baur Avenue; Block 127.04, Lot 9 located on Leocadia Court and Baur Avenue; Block 127.04, Lot 10 located on Leocadia Court; Block 127.04, Lot 10.01 located on Leocadia Court; Block 127.04, Lot 12 located on Baur Avenue; and Block 127.04, Lot 12.01 located on Baur Avenue, in the Township of Hazlet, Monmouth County, New Jersey are owned by the Township of Hazlet and are not needed for public purposes; and

WHEREAS, it is in the best interest of the Township of Hazlet to advertise for the solicitation of bids from prospective purchasers for the public sale of these lots to the highest bidder at one auction with the lots to be sold together;

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

1. The above property shall be advertised for public sale pursuant to all requirements and procedures set forth in the Local Lands and Buildings Law (N.J.S.A. 40A:12-1 et seq.) subject to the following conditions:

(a) Bids shall be received by the Township Attorney on August 15, 2023 at 10:15 a.m. at the Hazlet Township Municipal Building, Main Meeting Room, 2nd Floor, located at 1776 Union Avenue, Hazlet, New Jersey, in the manner of a public auction in accordance with procedures to be announced by the Township Attorney prior to the public auction. The minimum bid shall be Three Hundred Thousand Dollars (\$300,000.00).

(b) All bids shall be referred to the Township Committee for review and final approval. The Township of Hazlet reserves the right to accept the highest bid or to reject any and all bids, including the highest bid, and shall make its decision known by resolution within fourteen (14) days after bids are received. If the highest bid is rejected, all payments made by the highest bidder shall be returned as soon as practicable.

(c) The highest bidder as designated by the Township Attorney shall make payment as follows:

(i) Certified, bank, or cashier's check made payable to the Township of Hazlet, in the amount of Fifty Thousand Dollars (\$50,000.00) upon the close of bidding; plus

(ii) Certified, bank or cashier's check made payable to the Township of Hazlet in the amount of Two Hundred Fifty Thousand Dollars (\$250,000.00) to be received by the Municipal Clerk at the Township Municipal

Building at 1776 Union Avenue, Hazlet, New Jersey on or before 4:30 p.m. on August 31, 2023. As to this payment, time is of the essence; plus

(iii) Certified, bank or cashier's check made payable to the Township of Hazlet for the balance of the bid at a closing to be held on or before September 19, 2023 through the mail, or at the Township Municipal Building at 1776 Union Avenue, Hazlet, New Jersey at a date and time to be mutually arranged.

(d) Upon the close of bidding, the highest qualified bidder, shall immediately execute an offer to purchase at their bid price, which offer shall include the terms and conditions specified herein. Said offer shall be irrevocable.

(e) Title shall be conveyed by Bargain and Sale Deed, containing a covenant that this property is not included on any recreation and open space inventory of lands prepared for the purpose of administering or enforcing Green Acres programs of the State of New Jersey. The deed description shall be by block and lot. The lots will be conveyed in one deed as Tract 1, Tract 2, Tract 3, Tract 4, Tract 5, Tract 6, and Tract 7. The Township makes no further representations.

(f) At closing of title, purchaser shall be responsible for all recording fees.

(g) Failure to comply with any of the above requirements or to close on or before September 19, 2023 shall entitle the Township of Hazlet to rescind its prior bid approval, hold the bidder in default, terminate any and all rights of the designated bidder in said property, and retain all monies theretofore deposited as liquidated damages.

(h) The property is to be conveyed subject to existing encumbrances, liens, zoning regulations, easements, restrictions of record, such facts as an accurate survey would reveal and any present or future assessments for the construction of improvements benefiting said property. The property is being sold in "As Is" condition.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk
R-197

RESOLUTION

AUTHORIZING THE ADVERTISING
FOR BIDS FOR THE PUBLIC SALE OF CERTAIN
LAND OWNED BY THE TOWNSHIP OF HAZLET

WHEREAS, Block 127.03, Lot 5 located on Brick Avenue and Block 127.03, Lot 6 located on Leocadia Court in the Township of Hazlet, Monmouth County, New Jersey are owned by the Township of Hazlet and are not needed for public purposes; and

WHEREAS, it is in the best interest of the Township of Hazlet to advertise for the solicitation of bids from prospective purchasers for the public sale of these lots to the highest bidder at one auction with the lots to be sold together;

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

1. The above property shall be advertised for public sale pursuant to all requirements and procedures set forth in the Local Lands and Buildings Law (N.J.S.A. 40A:12-1 et seq.) subject to the following conditions:

(a) Bids shall be received by the Township Attorney on August 15, 2023 at 10:00 a.m. at the Hazlet Township Municipal Building, Main Meeting Room, 2nd Floor, located at 1776 Union Avenue, Hazlet, New Jersey, in the manner of a public auction in accordance with procedures to be announced by the Township Attorney prior to the public auction. The minimum bid shall be Two Hundred Thousand Dollars (\$200,000.00).

(b) All bids shall be referred to the Township Committee for review and final approval. The Township of Hazlet reserves the right to accept the highest bid or to reject any and all bids, including the highest bid, and shall make its decision known by resolution within fourteen (14) days after bids are received. If the highest bid is rejected, all payments made by the highest bidder shall be returned as soon as practicable.

(c) The highest bidder as designated by the Township Attorney shall make payment as follows:

(i) Certified, bank, or cashier's check made payable to the Township of Hazlet, in the amount of Fifty Thousand Dollars (\$50,000.00) upon the close of bidding; plus

(ii) Certified, bank or cashier's check made payable to the Township of Hazlet in the amount of One Hundred Fifty Thousand Dollars (\$150,000.00) to be received by the Municipal Clerk at the Township Municipal Building at 1776 Union Avenue, Hazlet, New Jersey on or before 4:30 p.m. on August 31, 2023. As to this payment, time is of the essence; plus

(iii) Certified, bank or cashier's check made payable to the Township of Hazlet for the balance of the bid at a closing to be held on or before September 19, 2023 through the mail, or at the Township Municipal Building at 1776 Union Avenue, Hazlet, New Jersey at a date and time to be mutually arranged.

(d) Upon the close of bidding, the highest qualified bidder, shall immediately execute an offer to purchase at their bid price, which offer shall include the terms and conditions specified herein. Said offer shall be irrevocable.

(e) Title shall be conveyed by Bargain and Sale Deed, containing a covenant that this property is not included on any recreation and open space inventory of lands prepared for the purpose of administering or enforcing Green Acres programs of the State of New Jersey. The deed description shall be by block and lot. Both lots will be conveyed in one deed as Tract 1 and Tract 2. The Township makes no further representations.

(f) At closing of title, purchaser shall be responsible for all recording fees.

(g) Failure to comply with any of the above requirements or to close on or before September 19, 2023 shall entitle the Township of Hazlet to rescind its prior bid approval, hold the bidder in default, terminate any and all rights of the designated bidder in said property, and retain all monies theretofore deposited as liquidated damages.

(h) The property is to be conveyed subject to existing encumbrances, liens, zoning regulations, easements, restrictions of record, such facts as an accurate survey would reveal and any present or future assessments for the construction of improvements benefiting said property. The property is being sold in "As Is" condition.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk
R-198

RESOLUTION

AUTHORIZATION OF JCP&L-WILDAN DIRECT INSTALL AGREEMENT

WHEREAS, Ameritech as an affiliate of JCP&L has conducted an Energy Efficiency Assessment of 1766 Union Avenue and provided a work order including replacement of lighting fixtures with LED lighting and motion sensors for a total cost of \$75,948.01; and

WHEREAS, the Direct Install program offered by JCP&L through Wildan provides an incentive of \$30,662.90 for replacement of this equipment; and

WHEREAS, JCP&L provides financing through NEIF at 0% interest up to 60 months beginning at the completion of the project; and

WHEREAS, the total cost to the Township for the replacement of the Lighting Units will be \$43,485.11; and

WHEREAS, the CFO has certified \$8,697.02 is available in as evidenced by the attached certification of funds and future payments will need to be funded in subsequent budgets.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hazlet, in the County of Monmouth, State of New Jersey, that LED Lighting be installed at 1766 Union Avenue through the JCP&L-Wildan Direct Install Program, utilizing Ameritech as the affiliated installer for a total cost of \$43,485.11 to be financed up to 60 months at 0% interest and that the Municipal Administrator be authorized to execute the agreement.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk
R-199

RESOLUTION

Authorizing the grant application to Monmouth County Board of County Commissioners regarding the 2023
Monmouth County Municipal Park Improvement Grant Program

WHEREAS, the Monmouth County Board of County Commissioners has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County Park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

WHEREAS, the Governing Body of Hazlet Township desires to obtain County Open Space Trust Funds in the amount of \$500,000 to fund a new indoor recreation facility with multipurpose courts ; and

WHEREAS, the total cost of the project including all matching funds is \$3,972,000; and

WHEREAS, the Township of Hazlet is the owner of and controls the project site.

NOW, THEREFORE, BE IT RESOLVED BY Township Committee of Hazlet Township THAT:

1. Francis W. Mullen P.E. Township Engineer or his/her successor is authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program and (c) act as the municipal contact person and correspondent of the above named municipality; and
2. The Township of Hazlet is committed to this project and will provide the balance of funding necessary to complete the project as described in the grant application in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state, and local government rules, regulations and statutes thereto; and
4. Francis W. Mullen P.E. Township Engineer or his/her successor is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and
5. This resolution shall take effect immediately.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk
R-200

RESOLUTION

AUTHORIZING PAYMENT CERTIFICATE NUMBER 7 AND FINAL FOR LUCAS BROTHERS, INC. FOR THE
2022 ROADWAY IMPROVEMENTS PROGRAM

BE IT RESOLVED by the Township Committee of Hazlet Township that the Chief Financial Officer is hereby authorized to make payment on Payment Certificate Number 7 and Final for Lucas Brothers, Inc. for the 2022 Roadway Improvement Program in the amount of \$84,803.12; and

BE IT FURTHER RESOLEVED that the Chief Financial Officer has certified that the funds are available from Road Improvement Project (C-04-22-1681-00001).

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk
R-201

RESOLUTION

AUTHORIZING REFUNDS FOR 2023 HAZLET RECREATION SUMMER CAMP AND SWIM CLUB MEMBERSHIPS

WHEREAS, the Hazlet Recreation and Hazlet Swim and Tennis Club of the Township of Hazlet, in the County of Monmouth, State of New Jersey, collected monies associated with attending Hazlet Recreation summer camp and Hazlet Township swim club membership fees; and

WHEREAS, said monies have been received from the requestors indicated were deposited into the Recreation Trust Fund and the Swim Pool Operating Fund under Swim Club Membership; and

WHEREAS, refunds for the recreation camp fees and swim and tennis club membership fees have been requested from purist listed below.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of Hazlet Township that the Chief Financial Officer be authorized to return such fees as listed below.

BE IT FURTHER RESOLVED that the Municipal Clerk forward a certified copy of this resolution to Recreation and to the Finance Office.

APPLICANT

AMOUNT OF REFUND

Danielle Cimorelli
14 Lake Avenue.
Hazlet, NJ 07730

\$382.50 – Hazlet Recreation Camp

Alex Steen
265 Carr Avenue
Keansburg, NJ 07734

\$522.75 – Swim Club Membership

Shannon Donner
145 Hudson Ave
Hazlet, NJ 07734

\$437.75 - Swim Club Membership

Kathryn Abbud
803 Leonardoville Rd.
Leonardo, NJ 07737

\$680.00- Swim Club Membership

Rosemarie Abbud
673 Monmouth Avenue
Middletown, NJ 07758

\$680.00 - Swim Club Membership

Megan Lamb
602 Buckingham Circle
Middletown, NJ 07748

\$743.75- Swim Club Membership

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township, do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk
R-202

RESOLUTION

AUTHORIZING THE RENEWAL OF AN INACTIVE ALCOHOLIC BEVERAGE LICENSE FOR MM ROUTE 36 LLC FROM JULY 1, 2023 THROUGH JUNE 30, 2024

BE IT RESOLVED by the Township Committee of Hazlet Township that the ABC application of MM ROUTE 36 LLC for the renewal of Plenary Retail Consumption License #1339-33-018-005, an inactive license, is hereby granted by a letter dated July 13, 2023 from the Division of Alcoholic Beverage Control in accordance with N.J.S.A. 33:1-12.39 (Special Ruling), for the sole purpose of permitting the renewal application for the 2023-2024 licensing term; and

BE IT FURTHER RESOLVED that in order to activate the above referenced license, it will be necessary to file the necessary amendment pursuant to N.J.A.C. 13:2-2.14.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 18th day of July 2023.

Mary L. Lynch
Municipal Clerk
R-203