

**PUBLIC MEETING AGENDA
HAZLET TOWNSHIP COMMITTEE**

**August 8, 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

COMMITTEE MEMBER	PRESENT	ABSENT	LATE
Committeeman Cavuto		X	
Committeeman Glackin	X		
Committeeman Preston	X		
Deputy Mayor Terranova	X		
Mayor Sachs	X		

3. Pledge of Allegiance and a moment of silence

4. **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.

Jessica Burke- 432 Middle Rd- I live in front of the Rolling Hills Project. After reviewing the plans, I believe they are not being followed. A 50ft tree was torn down when it should not have been and now it is affecting my fencing to my backyard and the yard itself. Who will hold them accountable? Who will step in to stop them. The best way is to not approve their permits for their next phase.

James Gorman-Township Attorney- My recollection, they have pulled all the building permits.

Robert Bengivenga- Municipal Administrator- They are not even ready for framing inspection.

James Gorman-Township Attorney- I agree, too much has been happening. The engineer, myself the Administrator, Mayor and Committee need to come up with a plan. They have not responded to anything our engineer suggested. Internally, we will have to come up with a plan.

Ruth Alvarez- 434 Middle Rd- I am primarily here to support my neighbor. To come back from vacation and see the tree down. Who’s paying for the fence and clean up?

Mayor Sachs- I can tell you how it worked during Superstorm Sandy. The tree is on this person’s property and it falls onto your property, you are responsible to take down anything that is on your property. They are responsible for their side. It is like a car accident where the insurance pays out to get your car fixed to then go after the other person’s insurance. This is similar I would think, however that is how it normally works.

Ruth Alvarez- I am following up on two weeks ago. You requested a meeting.

Mayor Sachs- We have still not gotten that meeting in place yet. We have not gotten a response back.

Ruth Alvarez- As it was explained to me when he came to my side when it rained that day. He said no one has looked at it from your side before. To also back up my neighbor's point when they pushed the dirt up against my fence and now I am left with no drainage. I am the lowest point; you all know this.

Mayor Sachs- I can tell you what the engineer told me pertaining to the drainage in them tapping into the pipe. The reason it stops was because there is a gas main in the way of the piping. New Jersey Natural Gas will be out there tomorrow morning to move the line out of the way. They should be right behind then to continue that drain line. So the retention line and storm system on their property will have a place to drain.

Ruth Alvarez- The 6 ft Berm, now there is three feet from the berm to my fence and all of that needs irrigated because a drained was put there and it is higher than me. Two problems- the main one you are discussing with New Jersey Natural Gas coming and behind my house, they need to dig a ditch and add drainage. When does that happen?

Mayor Sachs- We, as a collected committee will discuss this in the executive session and come up with a plan of action. We will decide on how to move forward with the attorney's advice. The Engineer will know, and he can relay that back to you. He is part of the remedy here.

Ruth Alvarez- Is Dennis the person responsible for the communication to the neighbors?

Mayor Sachs- Correct. If not Dennis, Rob.

Maureen Miller- 4 Shorehaven- Wanted to speak about ordinance regarding pool master plan?

James Gorman- Township Attorney- They will be a public hearing portion on that tonight.

Committeeman Glackin- That is a separate portion of the meeting.

Bill Shewan- 28 Mason Dr- Regarding Hazlet Day. I believe the town needs an active Environmental Commission. It is not active. I was asked to attend a couple, however, when I go, some of the members are there and it is called off at the last minute. They do not have a quorum Some people that are there are interested however it starts with the leadership. It had been active in the past. Last year, and I did bring this to the attention of the committee was the first year that there was not a table on Hazlet Day. Regarding the ordinance of the Master Pool plan.

Mayor Sachs- There is no plans. We must put the ordinance in effect to spend that money. No plans have been developed.

Robert Bengivenga- Municipal Administrator- The \$125,000.00 is not borrowed money, it is capital money. To be able to use the money, we must have an ordinance to have a funding mechanism to do it.

Bill Shewan- I wanted to also speak regarding Bamboo. I agree it is intrusive. A friend of mine moved next to the park. They did not put the Bamboo in. They moved into the house and the Bamboo was in the park so it would be questionable who put it there.

Mayor Sachs- We have never planted Bamboo in any park in this town. We have been down there to cut things back; however it is as far we will go.

Motion to close:

Offered Committeeman Glackin 2nd Mayor Sachs

Voice Vote: Yes

5. **Proclamation- Prostate Cancer Awareness.**

6. **ORDINANCE – SECOND READING BY TITLE** – Hearing 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”.

Mayor Sachs opens the floor for public hearing.

No one spoke

**ORDINANCE OF 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.

Roll Call

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin	X		X			
Committeeman Preston			X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

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

Mayor Sachs opens the floor for public hearing.
No one spoke.

Motion to Close the hearing.

Roll Call

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin			X			
Committeeman Preston	X		X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

**AN 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.

Mayor Sachs opens the floor for public hearing

Motion to Close the hearing.

Roll Call

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin			X			
Committeeman Preston	X		X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

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

Mayor Sachs opens the floor for public hearing.

Motion to Close the hearing.

No one spoke.

Roll Call

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin			X			
Committeeman Preston	X		X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

**AN 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.

Roll Call

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin			X			
Committeeman Preston	X		X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

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.

Mayor Sachs opens the floor for public hearing.

Maureen Miller- 4 Shore haven- I am glad there is no plan. However, I was at the pool club one day and I saw some people measuring. What was that?

Robert Bengivenga- Municipal Administrator- How long ago was that?

Maureen Miller- About two weeks ago.

Robert Bengivenga- Municipal Administrator- It might have been surveyors. I do not know. On July 17, the Grand Center Parel, Charlie Snyder from that company was going to look at a pool that he is designing in Bound brook. I contacted him to see if he can stop by to look at the pool. One thing he notice was the master plan must incorporate phases because all the pools are kind of connected together. When you do renovations, you have to separate them. He just came to look at the pool to kind of get an idea of what it looks like, know where the pipes are, what is the filtration system and how old they are.

Maureen Miller- Where is the \$125,000.00 coming from?

Robert Bengivenga- Municipal Administrator- Utility pool funds.

Maureen Miller- The \$900,000.00?

Robert Bengivenga- Municipal Administrator- Comes out of that.

Maureen Miller- Will there be a committee for that? Who will be making the decisions?

Robert Bengivenga- Municipal Administrator- I assume it would be myself, a couple of the committee members, as well as the Recreation Director.

Maureen Miller- When something like this happens, and there are no plans or ideas, are you thinking of possibly closing the pool for next year?

Robert Bengivenga- Municipal Administrator- No. The plan is to have different phases. The first will be the step pool and sprinkle pool. Most of the heavy work will be done through out the year and minor stuff will be done in the summer but still have access to the other pools.

Maureen Miller-Is something like this going to be a financial burden to those who already come here?

Robert Bengivenga- Municipal Administrator- I think the committee will have to discuss based on the plan for next year.

Maureen Miller- I am just nervous that this is going to affect the pricing and those that love coming to the pool every year.

Motion to Close the hearing.

R Roll Call

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin			X			
Committeeman Preston	X		X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

AN 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.

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

Roll Call

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin			X			
Committeeman Preston	X		X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

1721-23 An ordinance amending the Code of the Township of Hazlet, Chapter 196, Article VI, Section 196-9.

Mayor Sachs opens the floor for public hearing.

No one spoke.

Motion to Close the hearing.

Roll Call

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin			X			
Committeeman Preston	X		X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

**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.

Roll Call

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin	X		X			
Committeeman Preston			X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

7. **ORDINANCE – FIRST READING BY TITLE** – Hearing scheduled for August 22, 2023.

1722-23 An ordinance amending and supplementing chapter 214 of Hazlet Code Entitled “ Fire Prevention”.

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 214
OF THE HAZLET CODE ENTITLED "FIRE PREVENTION"

BE IT ORDAINED, that the Township Committee desires to amend the Code as it regulates Fire Prevention in the Township of Hazlet.

BE IT FURTHER ORDAINED by the Township Committee of Hazlet, County of Monmouth, State of Jersey, as follows:

SECTION 1. The Township Committee hereby amends and adopts amendments to Chapter 214 of the Hazlet Township Code as follows:

Chapter 214-8

I. Registration Fees.

Registration fees for all additional uses shall be as follows:

- Type M uses - \$125.00 per year
- Type N uses - \$200.00 per year
- Type O uses - \$250.00 per year
- Type P uses - \$300.00 per year
- Type Q uses - \$675.00 per year

K. Site Plans

The fee for the review of any site plan or subdivision for the purpose of fire prevention as to the location of fire hydrants, fire drafting stations, water mains and fire lanes/zones shall be \$150 for major site plan review and \$75 for minor site plan review.

Chapter 214-29 – Fees for false alarms

Any owner of a building that declines to install and/or maintain a rapid entry box and entry system will be subject to the following fees for false fire alarms:

- A. For the first and second alarm in any given calendar year, a warning shall be issued. An owner, however, shall be assessed a fee of \$40 per hour for fire watch to respond and secure a building due to the activation of a false alarm.
- B. An owner shall be assessed a \$300 fee for the third activation of a false alarm within a calendar year. In addition, an owner shall be assessed a fee of \$40 per hour for fire watch to respond and secure a building due to the activation of a false alarm.
- C. An owner shall be assessed a \$500 fee for the fourth and subsequent activation of a false alarm within a calendar year. In addition, an owner shall be assessed a fee of \$40 per hour for fire watch to respond and secure a building due to the activation of a false alarm.

Chapter 214-38 – Application

Application should be made to the Bureau for the issuance of the certificate with the appropriate fee listed below:

- \$75.00 – includes on re-inspection.
- \$25.00 – each additional re-inspection fee.

SECTION 2. All other ordinances or part of ordinances inconsistent herewith are hereby repealed.

SECTION 3. This Ordinance shall be effective after second reading and publication as required by law.

Roll Call

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin	X		X			
Committeeman Preston			X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

8. RESOLUTIONS, MOTIONS AND APPOINTMENTS (CONSENT AGENDA):

Resolutions #212 through #225 are by Consent Agenda. All matters listed under Consent Agenda are considered to be routine by the Township Committee and will be enacted by one motion. There will be no separate discussions of these items. If discussion is desired by the Mayor or any member of the Township Committee, that item will be removed and will be considered separately. Advance copies of each resolution have been given to each Committee Member. The original resolutions are with the Municipal Clerk for inspection as listed below.

212. Authorizing the release of maintenance bond and escrow monies for Hazlet Route 36, LLC.

AUTHORIZING THE RELEASE OF MAINTENANCE BOND AND ESCROW MONIES FOR
HAZLET ROUTE 36, LLC

WHEREAS, there was previously posted with the Township of Hazlet a certain maintenance guarantee assuring the maintenance and repair of certain public improvements in connection with that project known as **HAZLET ROUTE 36, LLC, Block 63, Lot 1, 1.01, 2, 3, 7 & 8** ; and

WHEREAS, the two-year duration of said maintenance guarantee has expired; and

WHEREAS, an inspection of the improvements within and related to said project by the Township Engineer, CME Associates reveals no unsatisfactory conditions as stated in his report dated June 30, 2023.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Hazlet Township that upon certification by the Chief Financial Officer that all engineering inspection charges have been paid, the maintenance bond posted in the amount of \$5,391.30 be and the same is hereby released and the appropriate officers be and they are hereby authorized and directed to surrender and release said maintenance guarantee and any remaining escrow balance.

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 on the 8th day of August 2023.

Mary L. Lynch
Municipal Clerk
R-212

213. Authorizing the execution of a Commodity Resale Agreement with the County of Monmouth.

AUTHORIZING THE EXECUTION OF A COMMODITY RESALE AGREEMENT WITH THE COUNTY OF MONMOUTH

WHEREAS, *N.J.A.C. 5:34-7.15* authorizes the Local Government Entity to enter into Commodity Resale Agreements for the purchase of certain commodities from the County; and

WHEREAS, the County of Monmouth has authorized the renewal of the Monmouth County Commodity Resale System (SYSTEM IDENTIFIER 99174 – MCCR), for the period of August 8, 2023, through September 30, 2028; and

WHEREAS, it would be in the best interest of the Local Government Entity to become or remain a member of the Monmouth County Commodity Resale System for that period.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hazlet that the Mayor and Municipal Clerk be and they are hereby authorized to execute the attached Commodity Resale Agreement with the County of Monmouth; and

BE IT FURTHER RESOLVED that the Municipal Clerk forward a certified copy of this resolution, along with the executed Commodity Resale Agreement to Office of Shared Services, 1 East Main Street, Hall of Records Annex Freehold, New Jersey 07728.

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 on the 8th day of August 2023.

Mary L. Lynch
Municipal Clerk
R-213

214. Authorizing a change order to Rubb Inc. for the Salt Shed at Leocadia Court to increase the scope of the project to include a redesign for the opening of the shed and increase to the contract amount by \$7,450.00.

RESOLUTION

AUTHORIZING A CHANGE ORDER TO RUBB INC. FOR THE SALT SHED AT LEOCADIA CT. TO INCREASE THE SCOPE OF THE PROJECT TO INCLUDE A REDESIGN FOR THE OPENING OF THE SHED AND INCREASE TO THE CONTRACT AMOUNT BY \$7,450.00

BE IT RESOLVED, by the Township Committee of the Township of Hazlet that it hereby authorized the additional project scope of the salt shed to include redesigning the opening of the original design. The original contract amount of \$233,390.00 will be increased \$7,450.00 for a new contract amount of \$240,840.00.

BE IT FURTHER RESOLVED, that sufficient funding is available as evidenced by the attached certification of funds.

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 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-214

215. Appointment of Anthony Defalco in the Department of Public Works for the Township Vehicle Maintenance Garage as Mechanic “B”.

APPOINTMENT OF ANTHONY DEFALCO IN THE DEPARTMENT OF PUBLIC WORKS-
FOR THE TOWNSHIP VEHICLE MAINTENANCE GARAGE AS MECHANIC “B”

WHEREAS, there is a need to hire a Mechanic “B” in the Department of Public Works for the Township Vehicle Maintenance Garage; and

WHEREAS, Anthony Defalco has been recommended for the position by the Municipal Administrator; and

WHEREAS, Mr. Defalco holds all necessary certifications and is qualified to hold the position; and

WHEREAS, said position is a full-time position with the Township and Mr. Defalco will be entitled to all benefits associated with full-time employment with the Township, as per the Merchandise Drivers Local 641, IBT Contract; and

WHEREAS, the salary for said position shall be \$27.66 per hour; and

WHEREAS, the Township Committee desires to approve said appointment of Mr. Defalco as Mechanic “B” in the Department of Public Works-Vehicle Maintenance on August 9, 2023.

NOW THEREFORE BE IT RESOLVED that the appointment of Anthony Defalco to the position of Mechanic “B” in the Department of Public Works- Vehicle Maintenance for the Township of Hazlet is hereby approved on the terms and conditions set forth above.

BE IT FURTHER RESOLVED that the Finance Department file the necessary paperwork with the Department of Personnel.

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the above foregoing is a true copy of a Resolution was duly passed and adopted by the Township Committee at its meeting held on the 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-215

216. Appointment of employees for the Hazlet Township Swim Club for 2023 season.

APPOINTMENT OF EMPLOYEES FOR THE HAZLET TOWNSHIP
SWIM CLUB FOR 2023 SEASON

BE IT RESOLVED by the Township Committee of Hazlet Township that the following named employees be and they are hereby appointed to the Hazlet Township

Swim Club for the 2023 season:

SWIM CLUB:			
<u>Name:</u>	<u>Position:</u>	<u>Rate:</u>	<u>Start Date:</u>
Sun. Robert	Lifeguard	16.00	8/4/2023

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 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-216

217. Appointment of Charleigh Logothetis as part-time Alliance Substance Use Disorder Coordinator.

APPOINTMENT OF CHARLEIGH LOGOTHETIS AS PART-TIIME ALLIANCE SUBSTANCE USE DISORDER COORDINATOR

BE IT RESOLVED by the Township Committee of Hazlet Township that Charleigh Logothetis is hereby appointed as the part time Alliance Substance Use Disorder Coordinator for the Township of Hazlet; and

BE IT FURTHER RESOLVED that the stipend for this position is \$7,500.00 per year prorated as of August , 2023; and

BE IT FURTHER RESOLVED that the Finance Department file the necessary paperwork with the Department of Personnel

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the above foregoing is a true copy of a Resolution was duly passed and adopted by the Township Committee at its meeting held on the 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-217

218. Authorizing the transfer of Person-to-Person transfer of Plenary Retail Consumption License Number 1339-33-008-007.

**AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF PLENARY RETAIL
CONSUMPTION LICENSE NUMBER 1339-33-008-007**

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 1339-33-008-007 heretofore issued to Bertucci’s Restaurants, LLC. for premises located at 2847 Highway 35, Hazlet, New Jersey; 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 licensed business.

NOW, THEREFORE, BE IT RESOLVED that the Hazlet Township Committee does hereby approve, effective August 8, 2023 the transfer of the aforesaid Plenary Retail Consumption License to ELMO Liquor, LLC and does hereby direct the Municipal 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 ELMO Liquor, LLC effective August 8, 2023.

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 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-218

219. Authorizing the Mayor and Clerk to sign the DMHAS Grant with Monmouth County.

FORM 1B-DMHAS Youth Leadership Grant

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse (GCADA) established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey. In coordination with GCADA, the New Jersey Department of Human Services/Division on Mental Health and Addiction Services (DMHAS) has awarded a Youth Leadership Grant to the GCADA Municipal Alliance Program.

WHEREAS, The Township Council of the **Township of Hazlet**, County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Monmouth;

NOW, THEREFORE, BE IT RESOLVED by the Township of Hazlet, County of Monmouth, State of New Jersey hereby recognizes the following:

1. The Hazlet Township Committee does hereby authorize submission of an application for DMHAS Grant funding for the Hazlet Municipal Alliance for Three-year Term 9/1/23 – 9/30/25 in the amount of:

DMHAS Grant Funding \$ 5,004.07

2. The Hazlet Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
MICHAEL SACHS, MAYOR

CERTIFICATION

I, MARY L. LYNCH, Municipal Clerk of Hazlet Township do hereby certify that the above foregoing is a true copy of a Resolution was duly passed and adopted by the Township Committee at its meeting held on the 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-219

(#24B)

220. Authorizing the Mayor and Chief Financial Officer to execute agreement #24A-4 between the Township of Hazlet and County of Monmouth DEDR funds.

AUTHORINZING THE MAYOR AND CHIEF FINANCIAL OFFICER TO EXECUTE
AGREEEMENT #24A-4 BETWEEN THE TOWNSHIP OF HAZLET AND COUNTY OF
MONMOUTH FOR D.E.D.R. FUNDS

BE IT RESOLVED by the Township Committee of Hazlet Township that the Mayor and Chief Financial Officer are hereby authorized to execute Agreement #24A-4 between the Township

of Hazlet and the County of Monmouth for D.E.D.R in an amount not to exceed \$14,690.00 for a term of July 1, 2023 through June 30, 2024.

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 6th day of June, 2022.

Mary L. Lynch
Municipal Clerk

R-220

221. Authorizing to credit tax account for veteran deduction for 2023 tax year.

**AUTHORIZING TO CREDIT TAX ACCOUNT FOR VETERAN
DEDUCTION FOR THE 2023 TAX YEAR**

BE IT RESOLVED by the Township Committee of Hazlet Township, County of Monmouth, State of New Jersey, that the proper officers be and they are hereby authorized to credit the tax account \$250.00, for a Veteran Deduction, for the 2023 tax year, granted by the Tax Assessor.

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>AMOUNT</u>	<u>YEAR</u>
120.10	2	A & N CASCARELL	\$250.00	2023
183.05	25	DOUGLAS K BROWN	\$250.00	2023
42	3	BARBARA HAYES	\$250.00	2023

NOW THEREFORE BE IT RESOLVED that a copy of this Resolution be forwarded to the Tax Collector and the Chief Financial Officer.

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 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-221

222. Authorizing the release of escrow monies to Highview Homes, LLC.

AUTHORIZING THE RELEASE OF ESCROW MONIES TO HIGHVIEW HOMES, LLC

WHEREAS escrow monies were received from Highview Homes, LLC for property located at Block 68.13, Lot 26 and Block 69.01, Lot 8 for services to be rendered by Heyer Gruel & Associates, PA for review and preparation of reports for change in zoning designation; and

WHEREAS, the work has been completed on behalf of Heyer Gruel & Associates, PA and escrow monies left in the account may be released to Highview Homes, LLC in the amount of \$4,992.50

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Hazlet Township that the above monies be released back to Highview Homes, LLC.

BE IF FURTEHR RESOLVED that a copy of said resolution shall be furnished to the Chief Financial Officer and Highview Homes, LLC.

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 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-222

223. Authorizing Brandstetter Carroll, Inc. to provide Aquatic planning services for the renovation and improvements of existing Aquatic Facility for the Hazlet Swim and Tennis Club in the Township of Hazlet.

AUTHORIZING BRANDSTETTER CARROLL, INC. TO PROVIDE AQUATIC PLANNING SERVICES FOR THE RENOVATION AND IMPROVEMENTS OF THE EXISTING AQUATIC FACILITY FOR THE HAZLET SWIM AND TENNIS CLUB IN THE TOWNSHIP OF HAZLET

BE IT RESOLVED by the Township Committee of Hazlet Township that Brandstetter Carroll, Inc. is hereby authorized to provide Aquatic Planning Services for the renovation and improvement of the existing Aquatic Facility and associated amenities .for the Hazlet Swim and Tennis Club; in an amount not to exceed \$9,500,00.

BE IT ALSO RESOLVED, that this resolution is approved contingent upon the certification of funds and that the certification shall be attached hereto.

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 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-223

224. Authorizing T&M Associates to provide design services and construction administration and part-time observation services for Leocadia Court Improvements.

AUTHORIZING T&M ASSOCIATES TO PROVIDE DESIGN SERVICES AND
CONSTRUCTION ADMINISTRATION AND PART TIME OBSERVATION SERVICES FOR
LEOCADIA COURT IMPROVEMENTS

BE IT RESOLVED by the Township Committee of Hazlet Township that T&M

Associates is hereby authorized to provide the following services for Leocadia Court Improvements, not to exceed \$25,000.00;

- Design Services \$18,100.00
- Construction Administration &
Part Time Observation \$ 6,900.00

BE IT ALSO RESOLVED, that the Chief Financial Officer has certified that the funds are available pursuant to the attached certification of funds.

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 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-224

225. Authorizing T&M Associates to prepare and submit the NYDOT FY2024 Safe Route to School Grant Application.

RESOLUTION

AUTHORING T&M ASSOCIATES TO PREPARE AND SUBMIT THE NYDOT FY2024 SAFE ROUTE
TO SCHOOL GRANT APPLICATION

BE IT RESOLVED by the Township Committee of Hazlet Township that it hereby Authorizes T&M Associates to provide Engineering Services to submit the NJDOT FY 2024 Safe Route to School Grant Application; and

BE IT FURTHER RESOLVED that the cost for this service is not to exceed \$3,500.00 and to be billed in accordance with T&M contracted rate schedule.

BE IT FURTHER RESOLEVED that the Chief Financial Officer has certified that the funds are available from Engineering account (3-01-20-0165-00201).

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 8th day of August 2023.

Mary L. Lynch
Municipal Clerk

R-225

ROLL CALL

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin	X		X			
Committeeman Preston			X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

9. **CORRESPONDENCE** - CONSTRUCTION OFFICIAL- July 2023 Monthly Report- Received and read.

10. **PAYMENT OF BILLS** - \$2,453,473.33

Advance bill lists have been supplied to each Committee Member.

ROLL CALL

COMMITTEE MEMBER	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman Cavuto						X
Committeeman Glackin	X		X			
Committeeman Preston			X			
Deputy Mayor Terranova		X	X			
Mayor Sachs			X			

11. **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

12. **ADJOURNMENT**

Motion Committeeman Preston

2nd Committeeman Glackin

Voice Vote Yes

Time 7:53 pm