Mayor Frascella called the meeting to order at 7:00 p.m. and requested the Clerk to call the roll. The following members were present: Committeemen, Robert Faber, Mrs. LoriSue H. Mount and Mayor Robert A. Frascella. Also present at the dais: Dana L. Tyler, Municipal Clerk, Dianne Kelly, CFO/Administrator, Dennis A. Collins, Esq., Township Attorney. Absent: Committeeman Alexander and Committeeman Moslowski Jr.

Following the Flag Salute, the Clerk announced that the Notice requirements of R.S. 10:4-18 for an "Annual Notice" had been satisfied by the publication of the required advertisement in the Asbury Park Press and the Messenger Press January 12, 2017, posting the notice on the Board in the Upper Freehold Township Municipal Building and filing a copy of said notice with the Municipal Clerk.

Paul Gleitz from Monmouth County Open Space was present to ask the Township Committee for their direction and priorities for Land Preservation. Mr. Gleitz explained the 2017 Action Plan and what it includes. Some of the new information that Monmouth County is looking for is areas with ecology, connectivity to other pieces that Monmouth County currently owns, along with equity, resiliency and sustainability and historic preservation. If the Township Committee has specific recommendations, write a letter to him with specifics and they will be included in the plan.

Committeeman Faber stated that properties are being taken off the tax revenue of Upper Freehold and then nothing is being done with them. He would like to see the Farmland that Monmouth County purchases in Upper Freehold Township to be continued to be farmed instead of allowing the weeds to grow up. Also there is a concern with Deer population, perhaps Monmouth County could open up the hunting to a club in Upper Freehold Township and allow them to hunt the grounds.

Committeewoman Mount was also concerned with the amount of deer and feels as though a balance needs to be found. It is becoming a safety issue. Mrs. Mount also asked about the Old Imlaystown Municipal Building to see if there is some assistance in preserving or finding a use for the historic building.

Mayor Frascella suggested that perhaps better communication with the municipality might be a good idea. Perhaps the township has some suggestions on what might be of interest for Monmouth County to purchase rather than Monmouth County just buying what seems to be a good idea.

David Horsnall, Burlington Path Road, thanked Mr. Gleitz for coming and speaking with the Township Committee. Mr. Horsnall is on the Monmouth County Recreation Board and would also like to see a deer
management program. The involvement of the municipality is critical and he is hoping that there is a way to preserve the old municipal building.

The Township Committee directed the Township Administrator Kelly, to draft a letter and send it to Mr. Gleitz so their ideas can be included in the new plan.

**REPORTS:** Committee Liaisons will each provide reports on their respective departments, monthly reports prepared by Department Heads, listed herein, are on file in the office of the Municipal Clerk.

- Tax Collector’s Report – June 2017
- Treasurer Report – June 2017

**CORRESPONDENCE:** The following correspondence has been received and is on file in the office of the Municipal Clerk. These items will be kept at the counter for review for the next week.

- Borough of Allentown adopted a Resolution urging the State Legislature to Pass Common Sense Affordable Housing Rules
- State of NJ, Department of Transportation – Applications are being accepted for the NJ Department of Transportation’s 2018 State Aid program
- Hope Fire Company Letter thanking Monmouth County for the Stan Pipe – copy attached

**LAND USE:**

- Kube-Pak, 194 Route 526 – Remedial Action Protectiveness Biennial Certification Form – Soil
- Robbinsville Twp. – Public Hearing on August 10, 2017 at 7:00, Repealing Section 142-19C(3) of the Code of the Township of Robbinsville
- Robbinsville Twp. – Notice of Adoption of Amendment to Master Plan on July 13, 2017– Housing Element and Fair Share Plan of Robbinsville Township, Mercer County.

**RESOLUTION 140-17 A RESOLUTION AUTHORIZING PAYMENT OF BILLS**

The following Resolution was offered by Mrs. Mount, moved and seconded by Mr. Faber.

BE IT RESOLVED, that the following bills, properly certified be the Chief Financial Officer, be paid:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Current Fund</td>
<td>$2,899,262.69</td>
</tr>
<tr>
<td>Capital General Fund</td>
<td>3,609.78</td>
</tr>
<tr>
<td>Coah Trust Fund</td>
<td>5,268.70</td>
</tr>
<tr>
<td>Developer Escrow Fund</td>
<td>3,338.25</td>
</tr>
</tbody>
</table>

**Note:** In addition to matters listed on this agenda the Township Committee, the executive and legislative body of the Township of Upper Freehold may take any action in the form of a motion on other business as may be deemed necessary.
Dog Trust Fund $22.20
Municipal Drug Alliance Trust Fund $5,928.98
Open Space Trust Fund $16,112.80
Public Defender Trust Fund
Recreation Trust Fund $17,975.04

Total $2,951,518.44

This Resolution was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye; and Mayor Frascella aye.

RESOLUTION 141-17 A RESOLUTION ACKNOWLEDGING THE RESIGNATION OF FIREFIGHTER DRIVER – PATRICK DONOHER

The following Resolution was offered by Mrs. Mount, moved and seconded by Mr. Faber.

WHEREAS, Patrick Donoher was hired on a probationary basis as a Fulltime Firefighter/Driver effective March 2, 2015 by Resolution 75-15; and,

WHEREAS, Patrick Donoher was reclassified from a probationary basis to a permanent employee effective June 3, 2015 by Resolution 128-15; and,

WHEREAS, the Township Committee of Upper Freehold Township has received a letter of resignation from Patrick Donoher, Firefighter/Driver with the last day work July 28, 2017.

NOW THEREFORE BE IT RESOLVED that the Township Committee of Upper Freehold does hereby accept the resignation of Mr. Donoher.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Township Administrator/Chief Financial Officer (Personnel File), Fire Chief of Hope Company No. 1, the Borough of Allentown, and Patrick Donoher.

This Resolution was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye; and Mayor Frascella aye.

RESOLUTION 142-17 A RESOLUTION APPOINTING AN ACTING PART TIME
MUNICIPAL COURT ADMINISTRATOR FOR THE MUNICIPAL COURT

The following Resolution was offered by Mrs. Mount, moved and seconded by Mr. Faber.

WHEREAS, the Municipal Court Judge has informed the Township Committee that there is a need to appoint additional personnel as Acting Part-time Court Administrators to substitute for Township Court Personnel in times of their absence; and,

WHEREAS, Sandra Brodbeck is a Court Administrator in the State of New Jersey and is therefore qualified to serve as an Acting Part time Municipal Court Administrator; and,

WHEREAS, Chief Financial Officer has so certified that funds are available in account number 7-01-43-490-010, Municipal Court – Salary and Wages;

NOW, THEREFORE, BE IT RESOLVED that Sandra Brodbeck is appointed as Acting Part-time Court Administrator for the Municipal Court of Upper Freehold Township at the rate of $25.00 per hour without fringe benefits for work performed for the Municipal Court office, effective July 17, 2017.

BE IT FURTHER RESOLVED, that Sandra Brodbeck be compensated for handling necessary court business in connection with police events, "call outs", during non-business hours at $30.00 per call out.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Township Administrator/Chief Financial Officer and Court Administrator.

This Resolution was approved by the following vote:  Mr. Faber, aye; Mrs. Mount, aye; and Mayor Frascella aye.

RESOLUTION 143-17 A RESOLUTION GRANTING A RAFFLE LICENSE TO THE KNIGHTS OF COLUMBUS COUNCIL #7333

The following Resolution was offered by Mrs. Mount, moved and seconded by Mr. Faber.

BE IT RESOLVED, that Raffle License #RL 357-17 be granted to the Knights of Columbus Council#7333 for an On-Premises Raffle, to be held at the St. John’s Catholic Church, 1282 Yardville-Allentown Road, Upper Freehold Township on September 15 & 16, 2017.

This Resolution was approved by the following vote:  Mr. Faber, aye; Mrs. Mount, aye; and Mayor Frascella aye.

Note:  In addition to matters listed on this agenda the Township Committee, the executive and legislative body of the Township of Upper Freehold may take any action in the form of a motion on other business as may be deemed necessary.
CONSENT AGENDA

WHEREAS, the following resolutions having heretofore been placed on this agenda require no discussion and same having been previously reviewed by the members of the Township Committee be and are hereby adopted. The following Consent Agenda was offered by Mrs. Mount, moved and seconded by Mr. Faber.

RESOLUTION 144-17 A RESOLUTION GRANTING A RAFFLE LICENSE TO PITTIES & PALS RESCUE, INC.

BE IT RESOLVED, that Raffle License #RL 358-17 be granted to Pitties & Pals Rescue, Inc. for an Off-Premises Raffle, to be held at Gambler’s Ridge Golf Course, 121 Burlington Path Road, Upper Freehold Township on October 6, 2017.

RESOLUTION 145-17 A RESOLUTION GRANTING A RAFFLE LICENSE TO PITTIES & PALS RESCUE, INC.

BE IT RESOLVED, that Raffle License #RL 359-17 be granted to Pitties & Pals Rescue, Inc. for an On-Premises Raffle, to be held at Gambler’s Ridge Golf Course, 121 Burlington Path Road, Upper Freehold Township on October 6, 2017.

This Consent Agenda was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye; and Mayor Frascella, aye.

ORDINANCE 285-17 - INTRODUCTION

The following Ordinance was offered by Mrs. Mount, moved and seconded by Mr. Faber.

AN ORDINANCE AMENDING CHAPTER VII (TRAFFIC) AMENDING SECTION 7-30 ENTITLED “MID BLOCK CROSSWALKS” OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF UPPER FREEHOLD.

BE IN ORDAINED by the Mayor and Township Committee of the Township of Upper Freehold, County of Monmouth, and State of New Jersey that Chapter III (Police Regulations) of the Revised General Ordinances of the Township of Upper Freehold be and are hereby amended or

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supplemented as follows:

PURPOSE

The purpose of this Ordinance is to codify existing cross walks in the Township to permit enforcement of applicable law.

Chapter VII (Traffic) of the Revised General Ordinances of the Township of Upper Freehold be and are hereby amended or supplemented as follows (new text is double *underlined*, text to be deleted is struck through and notations to the reader and changes in subparagraph designations either with or without changes to content are *italicized*):

SECTION 1

7-30 MID-BLOCK CROSSWALKS.

A Mid-Block Crosswalk shall be established and maintained at the following location:

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jonathon Holmes Road</td>
<td>Between County Route 539 and Wygant Rd.</td>
</tr>
<tr>
<td>Burlington Path Road</td>
<td>Between County Route 539 and Wygant Rd.</td>
</tr>
<tr>
<td>Davis Station Road</td>
<td>Between County Route 539 and Grant Drive</td>
</tr>
<tr>
<td>Davis Station Road</td>
<td>Between Mill Pond Drive and Imlaystown Lake/Dam Bridge</td>
</tr>
</tbody>
</table>

SECTION 2:

REPEALER All Ordinances or parts thereof inconsistent with the provisions of this Ordinance is adjudged to be invalid, such adjudication shall apply only to section paragraph, subdivision, clause, or provision to adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 3:

Note: In addition to matters listed on this agenda the Township Committee, the executive and legislative body of the Township of Upper Freehold may take any action in the form of a motion on other business as may be deemed necessary.
All Ordinances or parts thereof which are inconsistent with or in conflict with this Ordinance or any part hereof are hereby repealed to the extent of said inconsistency.

If the provisions of any Section, subsection, paragraph, subdivision or clause of this Ordinance shall be adjudged invalid by a Court of competent jurisdiction, such Order or Judgment shall not affect or invalidate the remainder of any Section, subsection, paragraph, subdivision or clause of this Ordinance or any other Ordinance which is referred to herein by reference and to this end, the provisions of this Section, subsection, paragraph, subdivision or clause of this Ordinance are hereby declared to be severable.

This Ordinance shall take effect immediately upon its passage and publication according to law.

This Ordinance was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye; and Mayor Frascella aye.

**DISCUSSION:**

Recommendation of Award – 2016 Capital Program – Roadway Improvements. Committeeman Faber stated that Earle Asphalt did the last road project and there were 2 issues, they were the catch basins that need to be raised on Burlington Path Road and striping on Breza Road.

**RESOLUTION 146-17 A RESOLUTION AWARDING A CONTRACT FOR FY 2017 NJDOT MUNICIPAL AID ROAD PROGRAM - EARLE ASPHALT**

The following Resolution was offered by Mrs. Mount, moved and seconded by Mr. Faber.

WHEREAS, the Township Engineer advertised and received three (3) bids on July 27, 2017 for the FY 2017 NJDOT Municipal Aid Road Program, Improvements to Imlaystown Hightstown Road (Cty. Rt. 524 to Assunpink) and Davis Station Road (Meirs Road to Imlaystown) Alternate Bid Roadways: County Crosswalk & Curb Ramp (Davis Station), Babbitt Way, Yeger Drive, Lenn Drive, Roosevelt Road, Millpond Drive, Damiano Drive; and,

WHEREAS, the Township Engineer and the Municipal Clerk have reviewed the bids and recommended that Earle Asphalt of Farmingdale, New Jersey be awarded a contract for the project entitled Base Bid A: Imlaystown Hightstown Road, which they submitted the lowest responsible bid of Base Bid “A” $647,813.13 and Improvements to Davis Station Road (Meirs Road to Imlaystown) Bid “B” $448,500.00, Base Bid “D” Roosevelt Road $69,500.00, Base Bid “E” Babbitt Way, Yeger Drive and Lenn Road $379,300.00, Base Bid “F” Mill Pond Drive & Damiano Drive $120,100 for a total amount of $1,665,213.13, and;

WHEREAS, the award of this contract is subject to the approval of the New Jersey Department of Transportation approval; and,

WHEREAS, the award of this contract is subject to review and approval of the contract by the Township Attorney; and,

Note: In addition to matters listed on this agenda the Township Committee, the executive and legislative body of the Township of Upper Freehold may take any action in the form of a motion on other business as may be deemed necessary.
WHEREAS, the Township Committee has reviewed said recommendation; and,

WHEREAS, funds for this purpose are available and the Chief Financial Officer/Treasurer has so certified in writing.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Upper Freehold, County of Monmouth, State of New Jersey that the contract Base Bid “A” Imlaystown Hightstown Road, which they submitted the lowest responsible bid of Base Bid “A” $647,813.13 and Improvements to Davis Station Road (Meirs Road to Imlaystown) Bid “B” $448,500.00, Base Bid “D” Roosevelt Road $69,500.00, Base Bid “E” Babbitt Way, Yeger Drive and Lenn Road $379,300.00, Base Bid “F” Mill Pond Drive & Damiano Drive $120,100 for a total amount of $1,665,213.13, be and is hereby awarded to Earle Asphalt for their bid of $1,665,213.13 subject to review and approval of the Township Attorney.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute the contract for same.

BE IT FURTHER RESOLVED, that the Township Engineer is hereby authorized and directed to return the certified checks or bid bonds of the successful bidder upon receipt of a fully executed contract; and to return the certified checks or bid bonds of the unsuccessful bidders.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Township Attorney, Township Engineer, Chief Financial Officer/Treasurer, and Earle Asphalt.

This Resolution was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye;
and Mayor Frascella aye.

NJDOT 2018 Grant preparation – The Municipal Clerk will email the Roadway Inventory to the Township Committee. This will be on the next scheduled Township Committee meeting for further consideration.

Citizen Leadership Request – There are currently no openings on the Boards that the resident is requesting, however this will be included in the Re-Organizational packet in January for further consideration at that time.

PRIVILEGE OF PUBLIC:

Linda Greenwald, 33 Wygant Road – Stated for the record that she likes Wygant Road as it is and she doesn’t want it to be paved. Ms. Greenwald feels as though if it gets paved that there will be more traffic on the road.

PRIVILEGE OF COMMITTEE:

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Committeeman Faber - Stated Wygant Road is fine, he is against paving Wygant Road.

Committeewoman Mount – No Comment

Mayor Frascella – Recognized the Boy Scout who was sitting in the audience, working on his badges. Mayor Frascella thanked him for coming to the Township Committee meeting.

TOWNSHIP ATTORNEY READS RESOLUTION FOR TOWNSHIP COMMITTEE TO ADJOURN TO EXECUTIVE SESSION:

The following Resolution was offered by Mrs. Mount, moved and seconded by Mr. Faber.

BE IT RESOLVED that the following portion of this meeting dealing with the following generally described matters shall not be open to the public:

BE IT FURTHER RESOLVED that it is anticipated that the matters to be considered in private may be disclosed to the Public at a later date under the following circumstance.

BE IT FURTHER RESOLVED that private consideration is deemed required and is permitted because of the following noted exceptions set forth in the Act:

_____ 1. Rendered confidential by Federal law or that if disclosed would impair receipt of Federal funds.

_____ 2. Rendered confidential by State Statute or Court Rule.

_____ 3. Would constitute an unwarranted invasion of individual privacy.

_____ 4. Deals with collective bargaining, including negotiation positions.

_____ 5. Deals with purchase, lease or acquisition of real property with public funds.

_____ 6. Related to setting of bank rates or the investment of public funds and disclosure could adversely affect the public interest.

_____ 7. Related to tactics and techniques utilized in protecting the safety and property of the public and disclosure may adversely affect the public.

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2. These appointments are being made without competitive bidding because this appointment involve a
member of recognized professions, licensed and regulated by law, and are therefore specifically exempt under

3. This appointment is an appointment for the remainder of the Year 2017 and until she is re-appointed
and/or their successor is appointed and have qualified. Writings indicating the agreements between the parties
have been sent or shall be or are on file with Upper Freehold Township.

4. A copy of this Resolution shall be published in the newspaper as required by law.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Chief
Financial Officer and the above listed professional.

This Resolution was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye;
and Mayor Frascella aye.

RESOLUTION 148-17 A RESOLUTION APPOINTING ADDITIONAL COMPENSATION FOR AN
ACTING PART-TIME DEPUTY CLERK FOR THE MUNICIPAL COURT – JENNY ZEA-ACUNA

The following Resolution was offered by Mrs. Mount, moved and seconded by Mr. Faber.

WHEREAS, the Upper Freehold Township Court Administrator has informed the Township Committee
that there is a need to appoint person as Acting Part-Time Deputy Court Administrator to substitute for Township
Court Personnel in time of their absence; and,

WHEREAS, Jenny Zea-Acuna, Court Administrator for the Freehold Township is qualified to serve
Upper Freehold Township on a part-time basis, as needed; and,

WHEREAS, that Jenny Zea-Acuna was appointed as Acting Part-Time Deputy Court Administrator for
the Municipal Court of Upper Freehold in connection with “call outs” at $30.00 per call out by resolution 107-17 ;
and,

NOW, BE IT FURTHER RESOLVED, that Jenny Zea-Acuna be compensated for handling necessary
court business in connection with Upper Freehold Court during normal-business hours at $25.00 per hour.
RESOLUTION 149-17 A RESOLUTION APPOINTING ADDITIONAL COMPENSATION FOR AN ACTING PART-TIME DEPUTY CLERK FOR THE MUNICIPAL COURT – SARAH CAPRITTI

The following Resolution was offered by Mrs. Mount, moved and seconded by Mr. Faber.

WHEREAS, the Upper Freehold Township Court Administrator has informed the Township Committee that there is a need to appoint person as Acting Part-Time Deputy Court Administrator to substitute for Township Court Personnel in time of their absence; and,

WHEREAS, Sarah Capritti, Court Administrator for the Freehold Township is qualified to serve Upper Freehold Township on a part-time basis, as needed; and,

WHEREAS, that Sarah Capritti was appointed as Acting Part-Time Deputy Court Administrator for the Municipal Court of Upper Freehold in connection with “call outs” at $30.00 per call out by resolution 74-16; and,

NOW, BE IT FURTHER RESOLVED, that Sarah Capritti be compensated for handling necessary court business in connection with Upper Freehold Court during normal-business hours at $25.00 per hour.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer/Business Administrator and Court Administrator.

This Resolution was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye; and Mayor Frascella aye.

RESOLUTION 150-17 A RESOLUTION APPOINTING AN ACTING PART-TIME DEPUTY CLERK FOR THE MUNICIPAL COURT – KELLI A. HAND

The following Resolution was offered by Mrs. Mount, moved and seconded by Mr. Faber.

WHEREAS, the Upper Freehold Township Court Administrator has informed the Township Committee that there is a need to appoint a person as Acting Part-Time Deputy Court Administrator to substitute for Township Court Personnel in time of their absence; and,

Note: In addition to matters listed on this agenda the Township Committee, the executive and legislative body of the Township of Upper Freehold may take any action in the form of a motion on other business as may be deemed necessary.
WHEREAS, Kelli A. Hand, Court Administrator of East Windsor Municipal Court is qualified to serve Upper Freehold Township on a part-time basis, as needed.

NOW, THEREFORE BE IT RESOLVED, that Kelli Hand is hereby appointed as Acting Part-Time Deputy Court Administrator for the Municipal Court of Upper Freehold.

BE IT FURTHER RESOLVED, that Kelli Hand be compensated for handling necessary court business in connection with police events, “call outs”, during non-business hours at $30.00 per call out, and Municipal Court functions during normal business hours at $25.00 per hour.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer/Business Administrator and Court Administrator.

This Resolution was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye; and Mayor Frascella aye.

A motion was offered by Mrs. Mount, moved and seconded by Mr. Faber authorizing the Township Attorney to draft an agreement with the Borough of Allentown for Shared Municipal Court services.

This motion was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye; and Mayor Frascella aye.

A motion was offered by Mrs. Mount, moved and seconded by Mr. Faber to authorizing Fire Truck Engine 82-82 be repaired with Allentown paying a portion of the repair.

This motion was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye; and Mayor Frascella aye.

**MOTION TO ADJOURN:** There being no additional business, a motion was offered by Mrs. Mount, moved and seconded by Mr. Faber, that this meeting be adjourned. The motion was approved by the following vote: Mr. Faber, aye; Mrs. Mount, aye and Mayor Frascella. aye.

___________________________
Dana L. Tyler, RMC
Municipal Clerk

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