TOWNSHIP OF WALL

2700 Allaire Road
P.O. Box 1168
Wall, New Jersey 07719-1168

George K. Newberry, Mayor
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Mayor

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4/22/20

WELCOME TO WALL TOWNSHIP'S REMOTE ACCESS TOWNSHIP COMMITTEE MEETING

ACCESS CAN BE ACHIEVED BY PHONE, COMPUTER OR SMART DEVICE

- **PHONE ONLY (audio only without the ability to ask questions)**
  1. You will hear Township Committee and hear Attendees' questions but NOT be able to participate in the Public Comment portion of the meeting
  2. **To enter meeting via Non-Smart Phone do the following:**
     United States (Toll Free): **1 877 568 4106**
     United States: **+1 (646) 749-3129**
     Access Code: 599-952-757

  Please Note **You will have to re-start the call-in process if you enter a wrong number or the connection is not good.

- **SMART DEVICE (i.e. iPhone/ Android etc.)/ COMPUTER (audio and video you will have the ability to ask questions)**
  1. You will be able to hear and see the Township Committee and other Attendees and participate in the Public Comment portion of the meeting
  2. To join the Meeting via this option, click on the Township Committee's Meeting remote access URL below or copy into your browser: **https://www.gotomeet.me/WallTwp/tc**
  3. Please note if you have never used "GoToMeeting" you should download the App in advance, so you are prepared to view, listen and participate in the Township Committee's Meeting. To do so click here: **https://global.gotomeeting.com/install/599952757**

  Please Note In the event that your PC does not have a microphone please select the Phone Audio Option and follow the remaining instructions in the "Go to Meeting" App.

- **Meeting Guidelines and Participation Rules**
  a) We encourage you to join the meeting prior to its start time, you will be placed in a "waiting room" until the meeting starts.
  b) You will join muted and must remain muted until you are acknowledged during the Public Comment portion of the Meeting. Only the Meeting Organizer will "unmute/ mute" a participate and/ or attendee.
  c) In order to participate in the Public Comment portion of the Meeting you must type a request to the Meeting Organizer via the "Chat" feature in the app. You must state your Name and Address for the record.
  d) You will be acknowledged when it is your turn to comment.
  e) The "Chat" feature should only be used to indicate your desire to participate in the Public Comment portion of the meeting
  f) Please note Public Comments are limited to seven (7) minutes.

  Please Note In order maintain necessary decorum, violators of the above rules will be disconnected from the meeting.

TOWNSHIP OF WALL
REGULAR MEETING AGENDA
APRIL 22, 2020

7:00 PM
REMOTE MEETING

Please be advised that while Townhall is closed to the public, the Township Committee will be conducting the following regular business meeting by remote access in accordance with the stipulations from the State of New Jersey. The meeting will be accessible via phone or by computer. Please click the link below for instructions.
https://www.gotomeet.me/WallTwp/tc

Executive Portion

1. Sunshine Statement

   In compliance with the "Open Public Meetings Act," Chapter 231, P.L. 1975, adequate notice of this meeting has been provided in the following manner: the annual notice was forwarded to the official township newspapers and was posted in the Wall Township Municipal Building. All notices are on file with the Township Clerk.

2. Roll Call

3. Review of the Public Business Meeting Agenda

7:30 PM
REMOTE MEETING

Public Business Portion

1. Salute to the Flag and a Moment of Silence

2. Sunshine Statement

   In compliance with the "Open Public Meetings Act," Chapter 231, P.L. 1975, adequate notice of this meeting has been provided in the following manner: the annual notice was forwarded to the official township newspapers and was posted in the Wall Township Municipal Building. All notices are on file with the Township Clerk.

3. Roll Call

4. COVID-19 Update

5. INTRODUCTION OF **ORDINANCE NO. 5-2020** AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY TO EXCEED THE MUNCIPAL BUDGET APPROPRIATIONS LIMIT AND ESTABLISH A CAP BANK (N.J.S.A. 40A: 1-45.14) FOR CALENDAR YEAR 2020

   Re: CAP Bank 2020

   Motion that **ORDINANCE NO. 5-2019** be adopted as to its first reading and advertised for second reading and public hearing on **May 27, 2020** at 7:30 pm. Pursuant to law.

   Motion - Second - Roll-Call Vote

6. SECOND READING OF **ORDINANCE NO. 3-2020** AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF WALL SPECIFICALLY CHAPTER 203 "TAX EXEMPTIONS AND ABATEMENT"

   Re: Tax Exemptions and Abatement

   Upon completion of the Public Hearing followed by public comment, if any, a motion is made to close the Public Hearing and to adopt **ORDINANCE NO. 3-2020** as to its second and final reading and advertise it pursuant to law.

   Motion - Seconded - Roll-Call Vote

Draft

7. SECOND READING OF **ORDINANCE NO. 4-2020** AN ORDINANCE AUTHORIZING THE TOWNSHIP OF WALL ("TOWNSHIP") TO PROVIDE LEGAL COUNSEL AND INDEMNIFICATION FOR OFFICIALS, EMPLOYEES AND APPOINTEES OF THE TOWNSHIP IN CERTAIN ACTIONS BROUGHT AGAINST SAID OFFICIALS, EMPLOYEES AND APPOINTEES

   Re: Indemnification

   Upon completion of the Public Hearing followed by public comment, if any, a motion is made to close the Public Hearing and to adopt **ORDINANCE NO. 4-2020** as to its second and final reading and advertise it pursuant to law.

   Motion - Seconded - Roll-Call Vote

8. 2020 Budget Presentation

9. INTRODUCTION OF **BUDGET RESOLUTION NO. 20-0408** – INTRODUCING THE 2020 MUNICIPAL BUDGET
   Motion that **BUDGET RESOLUTION NO. 20-0408** be adopted as to its first reading and advertised for second reading and public hearing on **May 27, 2020** at 7:30 pm. Pursuant to law.

   Motion - Second - Roll-Call Vote

10. **Consent Agenda**
    All items listed on the "Consent Agenda" are considered routine by the Township and will be adopted or approved collectively by a single motion and roll-call vote of a majority of the Township Committee. All items are available for public inspection on the Township's website at wallnj.com and in the office of the Township Clerk. There will be no separate discussion of these items. If a discussion is desired on any item, it will be considered separately. The Mayor asks if any member of the Township Committee wishes to consider any item separately. If not, he/she requests a **Motion** to approve the items listed. **Motion- Second-Roll Call Vote**

    A. **Approval of Minutes:**
       - 3/11/2020
       - 3/25/2020

    Resolution No. 20-0409 - Approval of vouchers for April 9, 2020 through April 22, 2020 in the amount of $2,043,624.29

    Resolution No. 20-0410 – Authorization to read the 2020 Municipal Budget by title only

    Resolution No. 20-0411 – Authorization to declare eligibility to participate in a self-examination of the annual budget

    Resolution No. 20-0412 – Acknowledging that members of the Wall Township Governing Body have familiarized themselves with the contents of the United State Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

    Resolution No. 20-0413 - Authorization to execute fiscal year 2021-2023 agreement with Monmouth County for cooperative participation in the Community Development Block Grant Program pursuant to the Interlocal Services Act

    Resolution No. 20-0414 – Authorization to approve certain township refund(s)
       - Clerk/ Special Event Food License
       - Youth Center/ Meatball Gala Sponsorship Package
       - Collections/ Tax

    Resolution No. 20-0415 – Authorization to approve personnel actions:

NAME	DEPARTMENT/POSITION	SALARY	EFFECTIVE DATE
Nicholas Havens	Police/ PT EMT	$20.00/hour	4/23/2020
Michael Sulewski	Police/ PT EMT	$20.00/hour	4/23/2020
William King	Police/ PT EMT	$20.00/hour	4/23/2020
Kieran King	Police/ PT EMT	$20.00/hour	4/23/2020

11. **End of Consent Agenda**
    Motion - Second - Roll Call Vote

12. **Public Comment:** Opportunity for anyone to comment with a limit of seven (7) minutes per speaker

Draft

The public comment portion of our meeting is to allow the public to bring to the Committee's attention their concerns or comments. In accordance with N.J.S.A. 10: 4-12(a), the Committee asks the public to limit their comments to seven minutes or less. The Committee will respect the public's time by refraining any comment until the speaker has finished with their allotted time. It should be further noted that the public comment portion of our meeting is not structured as a question and answer session. If a member of the public has questions, they seek answers to, an appointment can be made with the Township Administrator's office during regular business hours. The attorney will regulate the time during the comment portion of our meeting.

13. **Close Public Comment**
    Motion - Second – Roll Call Vote

14. **Closing Comments from the Township Committee:**

15. **Resolution No. 20-0416**– Authorizing a discussion of matters in private session
    Motion – Second – Roll-Call Vote

16. **Motion to Adjourn**
    Motion - Second - Voice Vote - All in Favor

Draft

This agenda reflects to the extent known at the time of the posting, pursuant to N.J.S.A. 10:4-8(d). The agenda is tentative and is subject to amendment, additions or deletions prior to the meeting.

TOWNSHIP OF WALL

ORDINANCE 5-2020

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH STATE OF NEW JERSEY AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMIT AND ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) FOR CALENDAR YEAR 2020

WHEREAS, the Local Government Cap Law, N.J.S.A 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Wall in the County of Monmouth finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, fiscal responsibility, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 1.0% increase in the budget for said year, amounting to $333,791.39 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriations in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Wall, in the County of County of Monmouth, with a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Township of Wall shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to $1,168,269.87 and that the CY 2020 municipal budget for the Township of Wall be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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

Introduced on: **April 22, 2020**

Adopted:

Attest: _____ Approve:_____

Roberta Lang, RMC — Carl Braun

Township Clerk — Deputy Mayor

Introduction

TOWNSHIP OF WALL

ORDINANCE NO. 3-2020

AN ORDINANCE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF WALL SPECIFICALLY CHAPTER 203 "TAX EXEMPTIONS AND ABATEMENT"

WHEREAS, The New Jersey Constitution authorizes the state legislature to enact general laws under which municipalities may adopt ordinances granting exemptions or abatements from taxation on buildings and structures in areas declared in need of rehabilitation in accordance with statutory criteria, within such municipalities and to the land comprising the premises upon which such buildings or structures are erected and which is necessary for the fair enjoyment thereof. Such exemptions shall be for limited periods of time as specified by law, but not in excess of five years; and

WHEREAS, "The Five-Year Exemption and Abatement Law", P.L. 1991, Chapter 441, N.J.S.A. 40A:21-1 et seq. (the "Act"), requires a municipality to adopt an ordinance setting for the terms and conditions under which the Township may enter into a five-year tax abatement agreement with redevelopers constructing structures in an area declared in need of rehabilitation; and

WHEREAS, the Township of Wall wishes to amend the existing Chapter 203 "Tax Exemptions and Abatements" so that it conforms with the changes in the Act;

NOW, THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Wall, in the County of Monmouth, in the State of New Jersey, as follows:

Section 1. Chapter 203 entitled "Tax Exemptions and Abatements" of the Code of the Township of Wall be and the same is hereby deleted in its entirety and replaced with the attached new Chapter 203 Five-Year Tax Exemption and Abatement:

Section 2. All Ordinances, or parts thereof, inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of such inconsistency.

Section 4. Should any section, paragraph clause or any other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

Section 5. This Ordinance shall take effect upon its passage and publication according to law.

Introduced: March 25, 20220

Adopted: April 22, 2020

Attest: **Approve:**

Roberta M. Lang, RMC Township Clerk	Carl Braun Deputy Mayor

Second Reading

SUMMARY AND NOTICE
TOWNSHIP OF WALL
ORDINANCE NO. 3-2020

AN ORDINANCE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF WALL SPECIFICALLY CHAPTER 203 "TAX EXEMPTIONS AND ABATEMENT"

Adoption of this Ordinance will replace the existing Chapter 203 entitled "Tax Exemptions and Abatements" with a new Chapter 203 entitled Five-Year Exemption and Abatement

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on March 25, 2020, and finally adopted on April 22, 2020. Copies of said Ordinance will be made available at the Clerk's Office in the Township of Wall, to members of the general public who shall request the same or may be viewed in full on the Township's website www.wallnj.com under Legal Notices.

Roberta M. Lang, RMC
Township Clerk

Second Reading

Chapter 203. Five-Year Exemption and Abatement

§ 203-1. Legislative authority.

A. The New Jersey Constitution authorizes the state legislature to enact general laws under which municipalities may adopt ordinances granting exemptions or abatements from taxation on buildings and structures in areas declared in need of rehabilitation in accordance with statutory criteria, within such municipalities and to the land comprising the premises upon which such buildings or structures are erected and which is necessary for the fair enjoyment thereof. Such exemptions shall be for limited periods of time as specified by law, but not in excess of five years. See Article 8, Section 1, paragraph 6.

B. This chapter is enacted pursuant to the Five-Year Exemption and Abatement Law, N.J.S.A. 40A:211 et seq. (hereinafter referred to as the "Act"). This article is also enacted pursuant to N.J.S.A. 40A:12A-5g of the Local Redevelopment and Housing Law.

§ 203-2. Findings and purpose.

The governing body of the municipality finds and declares that there are areas within the municipality which are in need of rehabilitation by private enterprise. The governing body further finds and declares that tax incentives are useful economic stimulants to promote the construction and rehabilitation of commercial and industrial structures in areas threatened with economic and social decline. It is the intent and purpose of this article to permit the municipality the greatest flexibility possible within the constitutional limitations to address problems of deterioration and decay.

§ 203-3. Definitions.

As used in this chapter, the following terms shall have the following meanings as set forth in the Act.

ABATEMENT

That portion of the assessed value of a property, as it existed prior to construction, improvement or conversion of a building or structure thereon, which is exempted from taxation pursuant to the Act.

ANNUAL PERIOD

A duration of time comprising 365 days, or 366 days when the included month of February has 29 days, that commences on the date that an exemption or abatement for a project becomes effective pursuant to § 16 of P.L. 1991, c. 441 (N.J.S.A. 40A:21-16).

AREA IN NEED OF REHABILITATION

A portion or all of a municipality which has been determined to be an area in need of rehabilitation or redevelopment pursuant to the Local Redevelopment and Housing Law, P.L. 1992, c. 79 (N.J.S.A. 40A:12A-1 et seq.),

ASSESSOR

The officer of a taxing district charged with the duty of assessing real property for the purpose of general taxation.

COMMERCIAL OR INDUSTRIAL STRUCTURE

A structure, or part thereof, used for the manufacturing, processing or assembling of material or manufactured products, or for research, office, industrial, commercial, retail, recreational, hotel or motel facilities, or warehousing purposes, or for any combination thereof, which the governing body determines will tend to maintain or provide gainful employment within the municipality, assist in the economic development of the municipality, maintain or increase the tax base of the municipality, and maintain or diversify and expand commerce within the municipality. It shall not include any

structure, or part thereof, used or to be used by any business relocated from another qualifying municipality unless: the total square footage of the floor area of the structure, or part thereof, used or to be used by the business at the new site, together with the total square footage of the land used or to be used by the business, exceeds the total square footage of that utilized by the business at its current site of operations by at least 10%; and the property that the business is relocating to has been the subject of a remedial action plan costing in excess of $250,000 performed pursuant to an administrative consent order entered into pursuant to authority vested in the Commissioner of Environmental Protection under. P.L. 1970, c. 33 (N.J.S.A. 13:1D-1 et seq.), the Water Pollution Control Act, P.L. 1977, c. 74 (N.J.S.A. 58:10A-1 et seq.), the Solid Waste Management Act, P.L. 1970, c. 39 (N.J.S.A. 13:1E-1 et seq.), and the Spill Compensation and Control Act, P.L. 1976, c. 141 (N.J.S.A. 58:10-23.11 et seq.).

COMPLETION

Substantially ready for the intended use for which a building or structure is constructed, improved or converted.

CONSTRUCTION

The provision of a new dwelling, multiple-dwelling or commercial or industrial structure, or the enlargement of the volume of an existing multiple-dwelling or commercial or industrial structure by more than 30%, but shall not mean the conversion of an existing building or structure to another use.

EXEMPTION

That portion of the Assessor's full and true value of any improvement, conversion, alteration or construction not regarded as increasing the taxable value of a property pursuant to the Act.

IMPROVEMENT

A modernization, rehabilitation, renovation, alteration or repair which produces a physical change in an existing building or structure that improves the safety, sanitation, decency or attractiveness of the building or structure as a place for human habitation or work, and which does not change its permitted use. In the case of a multiple dwelling, it includes only improvements which affect common areas or elements or three or more dwelling units within the multiple dwelling. In the case of a multiple-dwelling or commercial or industrial structure, it shall not include ordinary painting, repairs and replacement of maintenance items, or an enlargement of the volume of an existing structure by more than 30%. In no case shall it include the repair of fire or other damage to a property for which payment of a claim was received by any person from an insurance company at any time during the three-year period immediately preceding the filing of an application pursuant to the Act.

PROJECT

The construction, improvement or conversion of a structure in an area in need of rehabilitation that would qualify for an exemption, or an exemption and abatement, pursuant to P.L. 1991, c. 441

(N.J.S.A. 40A:21-1 et seq.).

§ 203-4. Municipal ordinance granting exemptions or abatements.

A. An ordinance adopted pursuant to the Act may be amended from time to time. An amendment to an ordinance shall not affect any exemption, abatement or tax agreement previously granted and in force prior to the amendment.

B. Application for exemptions and abatements from taxation may be filed pursuant to an ordinance so adopted to take initial effect in the tax year in which the ordinance is adopted, and for tax years thereafter as set forth in the Act, but no application for exemptions or abatements shall be filed in the 11th tax year, or any tax year thereafter, unless the ordinance is readopted by the governing body pursuant to the Act.

§ 203-5. Designation of areas in need of rehabilitation.

A. The areas within the municipality located within the West Belmar Gateway Area Redevelopment Area, as amended from time to time, are areas in need of rehabilitation. Application for exemptions and abatements from taxation may be filed with the Assessor of the municipality for eligible projects located within the West Belmar Gateway Redevelopment Area.

§ 203-6. Commercial and industrial projects.

A. This chapter provides for the exemption from taxation of improvements to commercial and industrial structures. In determining the value of real property, the municipality shall regard up to the Assessor's full and true value of the improvements as not increasing the value of the property for a period of five years, notwithstanding that the value of the property to which the improvements are made is increased thereby. During the exemption period, the assessment on the property shall not be less than the assessment thereon existing immediately prior to the improvements, unless there is damage to the structure through action of the elements sufficient to warrant a reduction.

B. Exemptions for commercial and industrial improvements shall be authorized on an individual basis after review, evaluation and approval of each application by the governing body of the municipality.

§ 203-7. Contents of application for tax agreement.

Applicants for exemptions or abatements from taxation for new construction of commercial or industrial structures shall provide the municipality with an application setting forth the following information:

A. A general description of a project for which exemption and abatement is sought;

B. A legal description of all real estate necessary for the project;

C. Plans and drawings which illustrate the general design of the project and all the structures to be constructed;

D. The total number of full-time and part-time employees employed at the subject property prior to the new construction. A description of the number, classes and type of employees to be employed at the project site within two years of the completion of the project;

E. A statement of the reasons for seeking tax exemption and abatement on the project, and a description of the benefits to be realized by the applicant if a tax agreement is granted;

F. Estimates of the cost of completing such project;

G. A statement showing the real property taxes currently being assessed at the project site, estimated tax payments that would be made annually by the applicant on the project during the period of the agreement and estimated tax payments that would be made by the applicant on the project during the first full year following the termination of the tax agreement;

H. If the project is a commercial or industrial structure, a description of any lease agreements between the applicant and proposed users of the project, and a history and description of the users' businesses.

§ 203-8. Tax agreement.

All tax agreements shall be applied for and granted on a project basis in accordance with the following procedures:

A. All applications for exemptions and abatements from taxation shall be reviewed by the Assessor of the municipality to insure that they were filed in a timely manner, are complete and comply with the applicable state law and municipal law. The Assessor shall thereafter refer the application, along with a tax agreement and ordinance, to the governing body of the municipality for its review, evaluation and approval.

B. The Standard Form Five-Year Tax Agreement is hereby approved. All tax agreements shall be approved using only the standard form with the individual application for exemption and abatement from taxation attached as an exhibit to the agreement.

C. The governing body of the municipality must review and evaluate all applications for exemptions or abatements from taxation before approving them.

D. No exemption or abatement for a commercial or industrial improvement shall be granted until the application and tax agreement is approved by ordinance of the governing body of the municipality. The adopting ordinance shall include the following findings and determinations:

(1) The project is a commercial or industrial project which is eligible for exemption or abatement from taxation.

(2) The project will maintain or provide gainful employment within the municipality.

(3) The project will assist in the economic development of the municipality.

(4) The project will maintain or increase the tax ratable base of the municipality.

(5) The project will maintain or diversify and expand commerce within the municipality.

(6) The economic benefits derived from the project outweigh any negative effects associated with granting the exemption or abatement from taxation.

§ 203-9. Formula for computation of payments in lieu of full property tax.

The tax agreement shall provide for the applicant to pay to the municipality, in lieu of full property tax payments, an amount annually based on the tax phase-in approach, which shall be an amount equal to a percentage of taxes otherwise due according to the following schedule:

A. In the first full year after completion, no payment in lieu of taxes otherwise due.

B. In the second full year after completion, an amount not less than 20% of the taxes otherwise due.

C. In the third full year after completion, an amount not less than 40% of taxes otherwise due.

D. In the fourth full year after completion, an amount not less than 60% of taxes otherwise due.

E. In the fifth full year after completion, an amount not less than 80% of taxes otherwise due.

§ 203-10. Duration of tax agreements.

A. All tax agreements entered into by the municipality pursuant to the Act shall be in effect for no more than the five full calendar years next following the date of completion of the project.

B. All projects subject to a tax agreement as provided herein shall be subject to all applicable federal, state and local laws and regulations on pollution control, worker safety, discrimination in employment, housing provisions, zoning, planning and building code requirements.

C. That percentage which the payment in lieu of taxes for a property bears to the property tax which would have been paid had an exemption and abatement not been granted for the property under the agreement shall be applied to the valuation of the property to determine the reduced valuation of the property to be included in the valuation of the municipality for determining equalization for county tax apportionment and school aid during the term of the tax agreements covering the properties, and at the termination of an agreement for a property, the reduced valuation procedure required under the Act shall no longer apply.

D. Within 30 days after the execution of a tax agreement, the City Clerk shall forward a copy of the agreement to the Director of the Division of Local Government Services in the Department of Community Affairs.

§ 203-11. Termination of agreement.

A. If during any tax year prior to the termination of the tax agreement the property owner ceases to operate or disposes of the property, or fails to meet the conditions for qualifying, then the tax which would have otherwise been payable for each tax year shall become due and payable from the property owner as if no exemption and abatement had been granted. The Assessor of the municipality shall notify the property owner and the tax collector forthwith. The tax collector shall, within 15 days thereof, notify the owner of the property of the amount of taxes due.

B. However, with respect to the disposal of the property, where it is determined that the new owner of the property will continue to use the property pursuant to the conditions which qualified the property, no tax shall be due, the exemption and the abatement shall continue, and the agreement shall remain in effect.

C. At the termination of a tax agreement, a project shall be subject to all applicable real property taxes as provided by state law and regulation and local ordinance, but nothing herein shall prohibit a project, at the termination of an agreement, from qualifying for and receiving the full benefits of any other tax preferences provided by law.

§ 203-12. Assessed value of property under exemption or abatement.

The Assessor shall determine, on October 1 of the year following the date of the completion of an improvement, conversion or construction, the true taxable value thereof. Except for projects subject to a tax agreement pursuant to the Act and this article, the amount of tax to be paid for the tax year in which the project is completed shall be based on the following:

A. The assessed valuation of the property for the current tax year, minus the amount of the abatement, if any, allowed pursuant to the Act and prorated, plus any portion of the assessed valuation of the improvement, conversion or construction not allowed an exemption pursuant to the Act, also prorated.

B. Subject to the provisions of the adopting ordinance, the property shall continue to be treated in the appropriate manner for each of the four tax years subsequent to the original determination by the Assessor and shall be prorated for the final tax year in which the exemption or abatement expires.

§ 203-13. Subsequent exemptions or abatements.

A. This article also provides that an additional improvement, conversion or construction completed on a property granted a previous exemption or abatement pursuant to the Act during the period in which such previous exemption or abatement is in effect shall be qualified for an exemption, or exemption and abatement, just as if such property had not received a previous exemption or abatement.

B. In such case, the additional improvement, conversion or construction shall be considered as separate for the purposes of calculating exemptions and abatements, pursuant to the Act, except that the assessed value of any previous improvement, conversion or construction shall be added to the assessed valuation as it was prior to that improvement, conversion alteration or construction for the purpose of determining the assessed valuation of the property from which any additional abatement is to be subtracted.

§ 203-14. Ineligible properties.

A. No exemption or abatement shall be granted, or tax agreement entered into, pursuant to the Act with respect to any property for which property taxes are delinquent or remain unpaid. The existence of a tax installment agreement shall not make the property eligible.

B. Residential dwellings and multiple dwellings are not eligible for exemption or abatement from taxation for the improvements, conversion alteration or construction pursuant to this article.

§ 203-15. Application forms and date due; records.

A. No exemption or abatement shall be granted pursuant to the Act except upon written application filed with and approved by the Assessor of the taxing district wherein the improvement, conversion alteration or construction is made.

B. Every application shall be on a form prescribed by the Director of the Division of Taxation in the Department of the Treasury and provided for the use of claimants by the governing body of the municipality constituting the taxing district and shall be filed with the Assessor within 30 days, including Saturdays and Sundays, following the completion of the improvement, conversion alteration or construction.

C. Every application for exemption, or exemption and abatement, within a municipality adopting the provisions of the Act which is filed within the time specified shall be approved and allowed by the Assessor to the degree that the application is consistent with the provisions of the adopting ordinance or the tax agreement, provided that the improvement, conversion alteration or construction for which the application is made qualifies as an improvement, a conversion alteration or construction pursuant to the provisions of the Act and the tax agreement, if any.

D. In the absence of a tax agreement to the contrary, the granting of an exemption, or exemption and abatement, shall relate back to, and take effect as of, the date of completion of the project, or portion or stage of the project for which the exemption, or exemption and abatement, is granted. It shall continue for five annual periods from that date. The grant of the exemption, or exemption and abatement, or tax agreement shall be recorded and made a permanent part of the official tax records of the taxing district, which record shall contain a notice of the termination date thereof.

TOWNSHIP OF WALL

ORDINANCE NO. 4-2020

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF WALL ("TOWNSHIP") TO PROVIDE LEGAL COUNSEL AND INDEMNIFICATION FOR OFFICIALS, EMPLOYEES AND APPOINTEES OF THE TOWNSHIP IN CERTAIN ACTIONS BROUGHT AGAINST SAID OFFICIALS, EMPLOYEES AND APPOINTEES

WHEREAS, it is not the intention of the Township to defend or indemnify public officials, employees or appointees against claims related to their intentional acts or omissions, gross negligence, willful or intentional acts or omissions or criminal conduct or activities; and

WHEREAS, the reference to officials shall include all elected and appointed officials such as the members of the Township Committee and the Mayor, the Township Clerk, the Township Administrator and all department heads; and

WHEREAS, persons who represent the Township of Wall as officials, employees and appointees provide critical services to the Township. In order for the Township to attract and retain qualified and dedicated persons who are willing to participate in public service it is advisable to assist such persons in protecting themselves against claims by third parties for their alleged negligent acts or omissions and to provide them with legal representation by an attorney assigned by the Township; and

WHEREAS, the way to provide that protection is for the Township to agree to indemnify and defend all Township officials, employees and appointees against claims made against them by third parties for alleged negligent acts or omissions.

.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Committee of the Township of Wall that:

Section 1. Except as hereinafter provided, the Township shall, upon the request of any present or former official, employee or appointee of the Township provide for indemnification and legal defense of any civil action brought against said person or persons arising from a neglient act or omission falling within the scope of their public duties.

Section 2. The Township shall not indemnify any person against the payment of punitive damages, penalties, or fines, but may provide for the legal defense of such claims in accord with the standards set forth herein. The Township may refuse to provide for the defense and indemnification of any civil action referred to herein if the Mayor and Township Committee determines that: (a) the act or omission did not occur within the scope of a duty authorized or imposed by law; (b) the act or failure to act was the result of fraud, willful misconduct or malice of the person requesting defense and indemnification; or (c) the defense of the action or proceeding by the Township would create a conflict of interest between the Township and the person or persons involved.

Section 3. The terms of this ordinance and the definition of official, employee and appointee are to be construed liberally in order to effectuate the purposes of this ordinance except that these terms shall not mean: (a) any person who is not a natural person; (b) any person while providing goods or services of any kind under any contract with the Township except an employment contract; (c) any person while providing legal or engineering services for compensation unless said person is a full-time employee of the Township and (d) any person who as a condition of his or her appointment or contract is required to indemnify and defend the Township and/or secure insurance related to their acts or omissions.

Second Reading

Section 4. The Township shall provide for the defense and indemnification of any present or former official, employee or appointee of the Township who becomes a defendant in a civil action if the person or persons involved: (a) acted or failed to act in a matter in which the Township has or had an interest; (b) acted or failed to act in the discharge of a duty imposed or authorized by law; and (c) acted or failed to take action in good faith. For purposes of this ordinance, the duty and authority of the Township to defend and indemnify shall extend to a cross-claim or counterclaim against said person.

Section 5. The Township may provide for the defense of any action set forth herein and as a condition of such defense the Township may assume exclusive control over the representation of the person who seeks a defense or indemnification and such person shall cooperate fully with the Township.

Section 6. The Township may provide for the defense pursuant to this ordinance by authorizing its attorney to act on behalf of the person being defended or by employing other counsel for this purpose or by asserting the right of the Township under any appropriate insurance policy that requires the insurer to provide a defense.

Section 7. The Township shall not indemnify or defend any person who is not an employee of the Township or who is employed by, or provides services to, a vendor to the Township or any entity that provides goods or services to the Township including, but not limited to, professional services.

Introduced: March 25, 20220

Adopted: April 22, 2020

Attest:	**Approve:**
Roberta M. Lang, RMC Township Clerk	Carl Braun Deputy Mayor

Second Reading

SUMMARY AND NOTICE

TOWNSHIP OF WALL

ORDINANCE NO. 4-2020

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF WALL ("TOWNSHIP") TO PROVIDE LEGAL COUNSEL AND INDEMNIFICATION FOR OFFICIALS, EMPLOYEES AND APPOINTEES OF THE TOWNSHIP IN CERTAIN ACTIONS BROUGHT AGAINST SAID OFFICIALS, EMPLOYEES AND APPOINTEES

Adoption of this Ordinance will authorize the township to provide legal counsel and indemnification for officials, employees, and appointees of the township in certain actions brought against said officials, employees, and appointees

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on March 25, 2020, and finally adopted on April 22, 2020. Copies of said Ordinance will be made available at the Clerk's Office in the Township of Wall, to members of the general public who shall request the same or may be viewed in full on the Township's website www.wallnj.com under Legal Notices.

Roberta M. Lang, RMC
Township Clerk

Second Reading

2020 BUDGET Presentation

Township of Wall

2020 BUDGET GOALS

- Minimize Current Year Tax Increase without Reduction in Services
- Prioritize Spending Reductions to Minimize Impact on Current Services
- Achieve Fiscal Stability by Considering Both the Short and Longer Term Financial Impact of This Year's Budget Decisions
- Address Infrastructure Needs while reducing dependency upon borrowing
- Address Changes in Staff Duties/Needs in Order to Respond to Evolving Demands
- Meet State Guidelines on Spending Cap and Levy Cap
- Respond to the current economic pressures resulting from the COVID-19 Pandemic.

STATE BUDGET MANDATES

- **2.0% Cap on Increase of Municipal Property Taxes**
  - **2020 Budget is *under* the 2.0% Tax Levy Cap by $4,065,918.60 or 6.74 cents in the tax rate.**
- **2.0% Cap on Appropriations**
  - **2020 Budget is *under* the 2.0% Appropriations Cap by $1,407,355.43**

2020 BUDGET ACTIONS

1. Individual meetings were convened with all Township Committee Chairs, Dept. Directors and support staff during development and review process.
2. Full "baseline" review of all Departments' operational costs.
3. Analyzed all revenue items to minimize dependency on taxation.
4. Leveraged all funding sources to reduce need on borrowing.
5. Revisited the budget and utilized *ear-marked* reserves to eliminate a *projected* tax rate increase.

Two Sections to Each Budget

1. Revenue

2. Appropriations

Revenue

Comparison of Non-Tax Revenue vs. 5 & 10 Year Averages

		5-year Average			10-year Average		
	2020	Average	vs. 2020	% vs. 2019	Average	vs. 2020	% vs. 2019
Local Sources							
ABC & Other Licenses	37,500.00	47,800	(10,300)	-21.55%	76,700	(39,200)	-51.11%
Other Licenses	80,000.00	72,800	7,200	9.89%	36,400	43,600	119.78%
Construction Code	742,000.00	784,400	(42,400)	-5.41%	701,200	40,800	5.82%
Fees and Permits	82,000.00	90,600	(8,600)	-9.49%	136,500	(54,500)	-39.93%
Court Fees	706,500.00	744,300	(37,800)	-5.08%	711,150	(4,650)	-0.65%
Tax Int & Costs	350,000.00	462,000	(112,000)	-24.24%	482,200	(132,200)	-27.42%
Investment Int.	110,000.00	61,600	48,400	78.57%	51,000	59,000	115.69%
Legal settlement		-	-		6,220	(6,220)	-100.00%
Hotel Tax	185,000.00	176,000	9,000	5.11%	130,100	54,900	42.20%
W&S Indirect	347,973.24	351,156	(3,183)	-0.91%	239,992	107,981	44.99%
Sub-Total	2,640,973.24	2,790,656	(149,683)	-5.36%	2,571,462	69,511	2.70%
State Aid							
Energy Receipts Tax	3,530,777.00	3,527,396	3,381	0.10%	3,525,874	4,903	0.14%
Special Legislative		-	-	n/a	-	-	n/a
Federal Aid		-	-	n/a	-	-	n/a
Sub-Total	3,530,777.00	3,527,396	3,381	0.10%	3,525,874	4,903	0.14%
Grants							
FEMA		73,423	(73,423)	-100.00%	101,711	66,757	65.63%
Grants	168,468.84	716,651	(548,182)	-76.49%	453,299	(284,830)	-62.83%
Sub-Total	168,468.84	790,074	(621,605)	-78.68%	555,010	(386,541)	-69.65%
Other Revenue							
Interlocal	129,022.00	126,903	2,119	1.67%	140,285	(11,263)	-8.03%
Delinquent Taxes	1,175,000.00	1,465,000	(290,000)	-19.80%	1,377,170	(202,170)	-14.68%
Other Reserves	2,322,995.54	540,480	1,782,516	329.80%	380,138	1,942,858	511.09%
Reserve for Debt Service	-	93,156			46,578		
Sunnyside Repayment	66,667.00	66,667	-		53,334	13,333	25.00%
Surplus	5,696,842.62	4,563,388	1,133,454	24.84%	3,521,335	2,175,508	61.78%
Sub-Total	9,390,527.16	6,855,594	2,534,933	36.98%	5,518,839	3,871,688	70.15%
Total Non-Tax Revenue	15,730,746.24	13,963,719	1,767,027	12.65%	12,171,185	3,559,561	29.25%
Current Taxes	27,926,019.15	27,309,378	616,641	2.26%	26,481,104	1,444,915	5.46%
Grand Total	43,656,765.39	41,273,097	2,383,668	5.78%	38,652,289	5,004,476	12.95%

Comparison of Non-Tax Revenue

2020 vs. 1, 5, and 10 Year Periods

					1-Year Change		5-Year Change		10-Year Change	
	2020	2019	2016	2011	Actual	%	Actual	%	Actual	%
Local Sources										
ABC & Other Licenses	37,500.00	37,500.00	89,000.00	66,000	-	0.00%	(51,500)	-57.87%	(28,500)	-43.18%
Other Licenses	80,000.00	65,000.00			15,000	23.08%	80,000		80,000	
Construction Code	742,000.00	880,000.00	800,000.00	560,000	(138,000)	-15.68%	(58,000)	-7.25%	182,000	32.50%
Fees and Permits	82,000.00	80,000.00	117,000.00	282,000	2,000	2.50%	(35,000)	-29.91%	(200,000)	-70.92%
Court Fees	706,500.00	705,000.00	750,000.00	615,000	1,500	0.21%	(43,500)	-5.80%	91,500	14.88%
Tax Int & Costs	350,000.00	350,000.00	680,000.00	329,000	-	0.00%	(330,000)	-48.53%	21,000	6.38%
Investment Int.	110,000.00	85,000.00	25,000.00	115,000	25,000	29.41%	85,000	340.00%	(5,000)	-4.35%
Legal settlement			-	-	-		-		-	
Hotel Tax	185,000.00	180,000.00	165,000.00		5,000	2.78%	20,000	12.12%	185,000	
W&S Indirect	347,973.24	358,003.15	343,758.99		(10,030)	-2.80%	4,214	1.23%	347,973	
Sub-Total	2,640,973.24	2,740,503.15	2,969,759	1,967,000	(99,530)	-3.63%	(328,786)	-11.07%	673,973	34.26%
State Aid										
Energy Receipts Tax	3,530,777.00	3,524,353.00	3,524,353	3,524,353	6,424	0.18%	6,424	0.18%	6,424	0.18%
Special Legislative					-		-		-	
Federal Aid					-		-		-	
Sub-Total	3,530,777.00	3,524,353.00	3,524,353	3,524,353	6,424	0.18%	6,424	0.18%	6,424	0.18%
		-								
Grants										
FEMA					-		-		-	
Grants	168,468.84	377,723.67	1,238,556.45	192,262	(209,255)	-55.40%	(1,070,088)	-86.40%	(23,793)	-12.38%
Sub-Total	168,468.84	377,723.67	1,238,556	192,262	(209,255)	-55.40%	(1,070,088)	-86.40%	(23,793)	-12.38%
Other Revenue										
Interlocal	129,022.00	126,494.00	128,400.00	323,334	2,528	2.00%	622	0.48%	(194,312)	-60.10%
Delinquent Taxes	1,175,000.00	1,150,000.00	1,700,000.00	950,000	25,000	2.17%	(525,000)	-30.88%	225,000	23.68%
Other Reserves	2,322,995.54	156,209.22	-	450,000	2,166,786	1387.11%	2,322,996		1,872,996	416.22%
Reserve for Debt Service	-	157,000.00			(157,000)	-100.00%	-		-	
Sunnyside Repayment	66,667.00	66,667.00	66,667.00		-	0.00%	-	0.00%	66,667	
Surplus	5,696,842.62	5,561,828.71	3,341,183.62	2,892,369	135,014	2.43%	2,355,659	70.50%	2,804,474	96.96%
Sub-Total	9,390,527.16	7,218,198.93	5,236,251	4,615,703	2,172,328	30.10%	4,154,277	79.34%	4,774,825	103.45%
Total Non-Tax Revenue	15,730,746.24	13,860,778.75	12,968,919.06	10,299,317.90	1,869,967	13.49%	2,761,827	21.30%	5,431,428	52.74%
Current Tax Levy	27,926,019.15	27,675,840.69	26,647,034.76	24,657,924.41	250,178	0.90%	1,278,984	4.80%	3,268,095	13.25%
Grand Total	43,656,765.39	41,536,619.44	39,615,953.82	34,957,242.31	2,120,146	5.10%	4,040,812	10.20%	8,699,523	24.89%
Portion of total budget supported by taxation	63.97%	66.63%	67.26%	70.54%						

Comparison of Reliance upon Local Taxation

2020 vs. 1, 5, & 10 Year Historical Data

Revenue Source	2020	2019	2016	2011
Total Non-Tax Revenue	15,730,746.24	13,860,778.75	12,968,919.06	10,299,317.90
Current Tax Levy	27,926,019.15	27,675,840.69	26,647,034.76	24,657,924.41
Grand Total	43,656,765.39	41,536,619.44	39,615,953.82	34,957,242.31
Portion of total budget supported by taxation	63.97%	66.63%	67.26%	70.54%

Note: State reduction in ERT Aid in 2005-2010 of $922,172
or $74.03 annually to a homeowner of an average assessed house

Appropriations:

What are the planned uses of the Revenue?

Discretionary vs. Non-Discretionary Comparison

Non-Discretionary Items	47%
Discretionary Items	53%

2020 Budget Appropriations Summary

	Budgeted Amount	2020 % Of Total
Public Safety	11,651,750	26.69%
Public Works	6,608,285	15.14%
Insurance	4,811,839	11.02%
Pension & Social Security	4,776,566	10.94%
Debt Service	3,936,807	9.02%
Reserve for Uncollected Taxes	2,773,639	6.35%
Capital Improvements	2,594,600	5.94%
General Government	2,573,470	5.89%
Engineering, Construction, & Land Use	1,464,593	3.35%
Utilities	1,065,000	2.44%
Recreation	606,829	1.39%
Municipal Court	510,456	1.17%
Grants	168,469	0.39%
Total Budget	43,656,765.39	

2020 Appropriation Summary Comparison
1, 5, & 10 Year Budgets

	2020		2019		2016		2011	
	Budgeted Amount	2020 % Of Total	Budgeted Amount	2019 % Of Total	Budegted Amount	2016 % Of Total	Budgeted Amount	2011 % Of Total
Public Safety	11,651,750	26.69%	11,318,354	27.25%	10,201,219	25.75%	9,359,063	26.77%
Public Works	6,608,285	15.14%	6,323,572	15.22%	5,767,576	14.56%	6,283,164	17.97%
Insurance	4,811,839	11.02%	4,507,417	10.85%	4,349,912	10.98%	3,145,258	9.00%
Pension & Social Security	4,776,566	10.94%	4,611,637	11.10%	4,099,329	10.35%	4,339,163	12.41%
Debt Service	3,936,807	9.02%	4,165,007	10.03%	3,993,766	10.08%	4,154,272	11.88%
Reserve for Uncollected Taxes	2,773,639	6.35%	2,772,947	6.68%	2,630,729	6.64%	2,099,451	6.01%
Capital Improvements	2,594,600	5.94%	1,090,000	2.62%	1,140,000	2.88%	100,000	0.29%
General Government	2,573,470	5.89%	2,546,168	6.13%	2,380,668	6.01%	1,772,821	5.07%
Engineering, Construction, & Land Use	1,464,593	3.35%	1,363,390	3.28%	1,496,287	3.78%	1,387,122	3.97%
Utilities	1,065,000	2.44%	1,185,000	2.85%	1,185,000	2.99%	1,165,000	3.33%
Recreation	606,829	1.39%	573,171	1.38%	467,390	1.18%	443,002	1.27%
Municipal Court	510,456	1.17%	552,770	1.33%	470,522	1.19%	496,866	1.42%
Grants	168,469	0.39%	517,187	1.25%	1,433,556	3.62%	212,062	0.61%
Total Budget	43,656,765.39		41,536,619.44		39,617,970		34,957,242	

SUMMARY INFORMATION

Composition of Total Taxes

Comparison of 2015 to 2019

	2015		2019	
	Tax Rate	% Of Total	Tax Rate	% Of Total
Municipal	0.722	25.00%	0.463	24.37%
County incl. Library & Open Space	0.466	16.14%	0.299	15.74%
School Board	1.700	58.86%	1.138	59.89%
Total	2.888		1.900	

Impacts of Municipal Taxation

Proposed Tax Rate	0.463
Proposed Increase in Rate	0
Average Assessed House	481,503
1 Cent on Average Homeowner	48.50
Revenue to the Township per 1 Cent in Rate	603,153

Costs to the Average Wall Township Homeowner for all Municipal Services

	Annually	Monthly	Weekly	Daily
Total Increase to the Average Assessed Home	0.00	0.00	0.00	0.00
Total Municipal Taxes on an Average Assessed Home	2,229.36	185.78	42.87	6.11

2020 Budget Summary and Fact Sheet

2020 Proposed Budget	43,656,765.39
2019 Budget	41,536,619.44
Increase (Decrease)	2,120,145.95
Percentage Budget Increase (Decrease)	5.10%

2020 Projected Non-Tax Revenues	15,730,746.24
2019 Non-Tax Revenues	13,860,778.75
Increase (Decrease)	1,869,967.49
Percentage Non-Tax Increase (Decrease)	13.49%

Maximum Allowed to be Raised by Taxes	31,991,937.75
2020 Amount to be Raised by Taxes	27,926,019.15
Amount under (over) the Levy Cap	4,065,918.60

2020 Amount to be Raised by Taxes	27,926,019.15
2019 Amount Raised by Taxes	27,675,840.69
Increase	250,178.46
Percentage Increase	0.90%

2020 Projected Tax Rate	0.463
2019 Tax Rate	0.463
Increase	0
Percentage Increase	0.00%

An Increase of Local Purpose Tax of	0
On an Average Assessed House of	481,503
Equals an Annual increase of Taxation of	0

TOWNSHIP OF WALL

RESOLUTION NO. 20-0408

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL INTRODUCTION OF BUDGET

MUNICIPAL BUDGET NOTICE

BE IT RESOLVED, by the Township Committee of the Township of Wall that the following statements of revenues and appropriations shall constitute the Municipal Budget of the Township of Wall, County of Monmouth for the Fiscal Year 2020;

General Appropriations:

1.	Appropriations within "CAPS"	$34,381,449.18
2.	Appropriations excluded from "CAPS"	$6,501,677.35
3.	Reserve for Uncollected Taxes (Item M, Sheet 29) -Based on Estimated 97.67 Percent of Tax Collections	$2,773,638.86
4.	Total General Appropriations (Item 9, Sheet 29)	$43,656,765.39
5.	Less: Anticipated Revenues Other that Current Property Tax (Item 5, Sheet 11) (i.e. Surplus, Miscellaneous Revenues and Receipts from Delinquent Taxes)	$15,730,746.24
6.	Difference: Amount to be raised by Taxes for support of Municipal Budget: (as follows) (a) Local Tax for Municipal Purposes including Reserve for Uncollected Taxes (Item 6(a), Sheet 11)	$27,926,019.15

BE IT FURTHER RESOLVED, that said Budget will be published in the *Coast Star* in the issue of April 30th , 2020.

AND THAT, the Governing Body of the Township of Wall does hereby approve the preceding as the Budget for the year 2020:

ROLL CALL			
Committeeman	**Vote**	**Abstension**	**Absent**
Committeeman Farrell	Yea		
Committeeman Kingman	Yea		
Committeeman Orender	Yea		
Deputy Mayor Braun	Yea		
Mayor			Vacant

Notice is hereby given that the Budget and Tax Resolution was approved by the Township Committee of the Township of Wall, County of Monmouth, on April 22, 2020.

A hearing on the Budget and Tax Resolution will be held at The Municipal Complex, on May 27, 2020 at 7:30 o'clock p.m. at which time and place objections to said Budget and Tax Resolution for the year 2020 may be presented by taxpayers or other interested persons. Due to current restrictions due to COVID 19 this meeting may take place remotely. Instructions can be found on the Townships website www.wallnj.com

Copies of the budget are available in the office of the Municipal Clerk at the Municipal Building, 2700 Allaire Rd., New Jersey, 732- 449-8444, during the hours of 8:30 A.M. to 4:00 P.M.

I, Roberta M. Lang, Municipal Clerk of the Township of Wall in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Mayor and Council of the Township of Wall in the County of Monmouth in the State of New Jersey at a Meeting held on April 22, 2020

Roberta M. Lang, RMC
Municipal Clerk

Draft

TOWNSHIP OF WALL

RESOLUTION NO. 20-0409

CERTIFICATION OF TOWNSHIP FUNDS
APRIL 9, 2020 THROUGH APRIL 22, 2020 IN THE AMOUNT OF $2,043,624.29

We, the undersigned members of the Township Committee of the Townsnip of Wall have reviewed the information provided by the Township Administrator and rely on his recommendation that the attached vouchers are in proper order and may be executed for payment. This authorization for execution does not extend to any voucher that would constitute a conflict of interest for any of the undersigned Committee members.

VACANT
Mayor

Carl Braun, Deputy Mayor

Timothy J. Farrell, Committeeeman

Kevin P. Orender, Committeeman

Thomas M. Kingman, Committeeman

Draft

TOWNSHIP OF WALL

RESOLUTION NO. 20-0410

AUTHORIZING THE 2020 MUNICIPAL BUDGET TO BE READ BY TITLE ONLY AT THE TIME OF PUBLIC HEARING

AUTHORIZING THE 2020 MUNICIPAL BUDGET TO BE READ BY TITLE ONLY AT THE TIME OF PUBLIC HEARING

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget be read by title only at the time of public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing, a complete copy of the approved budget as advertised has been posted on the Township website, http://wallnj.com/294/Township-Financial-Documents , and copies have been made available by the Clerk to persons requesting them; and

WHEREAS, these conditions have been met.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wall, in the County of Monmouth, State of New Jersey, that it is hereby declared that the conditions of N.J.S.A. 40A:4-8, as amended set forth in subsection 1, have been met and therefore the Municipal Budget for year 2020 shall be read by title only.

I, Roberta M. Lang, Municipal Clerk of the Township of Wall in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Mayor and Council of the Township of Wall in the County of Monmouth in the State of New Jersey at a Meeting held on April 22, 2020

_____

Roberta M. Lang, RMC
Municipal Clerk

Draft

TOWNSHIP OF WALL

RESOLUTION NO. 20-0411

AUTHORIZATION TO DECLARE ELIGIBILITY TO PARTICIPATE IN SELF EXAMINATION OF THE ANNUAL BUDGET

WHEREAS, N.J.S.A. 40A: 4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Township of Wall has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Township of Wall meets the necessary conditions to participate in the program for the 2020 budget year, so now therefore

BE IT RESOLVED, by the Township Committee of the Township of Wall, County of Monmouth that in accordance with N.J.A.C. 5:30-7.6a&b and based upon the Chief Financial Officer's certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
   a. Payment of interest and debt redemption charges
   b. Deferred charges and statutory expenditures
   c. Cash deficit of preceding year
   d. Reserve for uncollected taxes
   e. Other reserves and non-disbursement items
   f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met.
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and N.J.A.C. 5:30-5.
4. That pursuant to the Local Budget Law:
   a. All estimates of revenue are reasonable, accurate, and correctly stated
   b. Items of appropriations are properly set forth
   c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Bond Law, except that failure to meet the deadlines of N.J.S.A. 40A: 4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Director of the Division of Local Government Services

I Roberta M. Lang, Clerk, of the Township of Wall, do hereby certify that the foregoing is a true copy of a resolution adopted by the Township Committee, of the Township of Wall, at a regular meeting held on April 22, 2020.

_____

Roberta M. Lang RMC,
Township Clerk

Draft

TOWNSHIP OF WALL

RESOLUTION NO. 20-0412

RESOLUTION ACKNOWLEDGING THAT MEMBERS OF THE WALL TOWNSHIP GOVERNING BODY HAVE FAMILIARIZED THEMSELVES WITH THE CONTENTS OF THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq*., (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and,

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto; and,

NOW, THEREFORE BE IT RESOLVED, That the Wall Township Committee, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

I, Roberta Lang, Municipal Clerk of the Township of Wall in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Committee of the Township of Wall in the County of Monmouth in the State of New Jersey at a meeting held on April 22, 2020.

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Roberta Lang, RMC
Municipal Clerk

Draft

GOVERNING BODY CERTIFICATION PURSUANT TO P.L. 2017, C.183 OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964"

RESOLUTION NO. 20-0412

GROUP AFFIDAVIT FORM FOR MUNICIPALITIES AND COUNTIES
NO PHOTOCOPIES OF SIGNATURES

STATE OF NEW JERSEY
COUNTY OF MONMOUTH

We, members of the governing body of the Township of Wall being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Township Committee of the Township of Wall in the county of Monmouth;
2. Pursuant to P.L. 2017, c.183, we have familiarized ourselves with the contents of the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq*., (April 25, 2012);
3. We are familiar with the local unit's hiring practices as they pertain to the consideration of an individual's criminal history;
4. We certify that the local unit's hiring practices comply with the above-referenced enforcement guidance.

Committeeperson	**Signature**
Committeeman Farrell	
Committeeman Kingman	
Committeeman Orender	
Deputy Mayor Braun	
Mayor	Vacant

Sworn to and subscribed before me this
_____day of _____
Notary Public of New Jersey

_____ _____
Notary Signature Roberta M.Lang, RMC

The Municipal Clerk shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be executed before a municipality or county can submit its approved budget to the Division of Local Government Services. The executed certificate and the adopted resolution must be kept on file and available for inspection.

Draft

TOWNSHIP OF WALL

RESOLUTION NO. 20-0413

AUTHORIZATION TO EXECUTE THE FY2021-2023 AGREEMENT WITH MONMOUTH COUNTY FOR COOPERATIVE PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM PURSUANT TO THE INTERLOCAL SERVICES ACT

WHEREAS, certain Federal funds are potentially available to Monmouth County under Title I of the Housing and Community Development Act of 1974, as amended, commonly known as the Community Development Block Grant Program; and

WHEREAS, it is necessary to establish a legal basis for the County and its people to benefit from this program; and

WHEREAS, an Agreement has been proposed under which the Township of Wall and the County of Monmouth in cooperation with other municipalities will establish an Interlocal Services Program pursuant to N.J.S.A. 40:8B-1; and

WHEREAS, it is in the best interest of the Township of Wall to enter into such an agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Governing Body of the Township of Wall , that the agreement entitled "Agreement Between the County of Monmouth and Certain Municipalities Located Therein for the Establishment of a Cooperative Means of Conducting Certain Community Development Activities", a copy of which is attached hereto, be executed by the Mayor and Municipal Clerk in accordance with the provisions of law; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon its enactment.

I, Roberta Lang, Municipal Clerk of the Township of Wall in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Committee of the Township of Wall in the County of Monmouth in the State of New Jersey at a meeting held on April 22, 2020

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Roberta M. Lang, RMC
Municipal Clerk

Draft

TOWNSHIP OF WALL

RESOLUTION NO. 20-0414

AUTHORIZATION TO APPROVE TOWNSHIP REFUND(S)

WHEREAS, the appropriate Department Head(s) has notified the Chief Financial Officer that certain refunds are appropriate; and,

WHEREAS, the Chief Financial Officer has reviewed the circumstances surrounding these refunds and has recommended to the Township Committee that the appropriate Township officials be authorized to issue said refunds.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wall that the appropriate Township officials be and are hereby authorized to issue the refunds in accordance with the memorandum from the respective Department Head(s) to the Chief Financial Officer:

CLERK REFUND

NAME	AMOUNT	REASON
The Ivy League	$50.00	Cancellation of Touch A Truck – Special Event Food License Application Fee

YOUTH CENTER

NAME	AMOUNT	REASON
O'Brien Funeral Home	$250.00	Cancellation of Meatball Gala – Sponsorship Package
Allaire Community Farms	$250.00	Cancellation of Meatball Gala – Sponsorship Package
Garrow Wellness Center	$1,000.00	Cancellation of Meatball Gala – Sponsorship Package

TAX REFUNDS

NAME	ADDRESS	BLOCK	LOT	AMOUNT	REASON
Cenlar c/o Corelogic	4404 Belmar Blvd Adrian Gennusa	930	32	$2,268.04 – 2020	TDV – Mtg Paid in error

I, Roberta M. Lang, Clerk of the Township of Wall, do hereby certify that the foregoing is a true copy of a Resolution adopted by the Township Committee of the Township of Wall at a Regular Meeting held on April 22, 2020.

Roberta M. Lang, RMC
Township Clerk

Draft

TOWNSHIP OF WALL

RESOLUTION NO. 20-0415

AUTHORIZING CERTAIN PERSONNEL ACTIONS

WHEREAS, the Chief of Police has recommended the appointment of the following individual; and

WHEREAS, the Township Administrator concurs with the findings of the Chief of Police and hereby recommends to the Township Committee that the following appointment be made.

NAME	DEPARTMENT/POSITION	SALARY	EFFECTIVE DATE
Nicholas Havens	Police/ PT EMT	$20.00/hour	4/23/2020
Michael Sulewski	Police/ PT EMT	$20.00/hour	4/23/2020
William King	Police/ PT EMT	$20.00/hour	4/23/2020
Kieran King	Police/ PT EMT	$20.00/hour	4/23/2020

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wall that the aforesaid personnel actions be and are hereby authorized on the effective date set forth below.

I, Roberta Lang, Municipal Clerk of the Township of Wall in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Committee of the Township of Wall in the County of Monmouth in the State of New Jersey at a meeting held on April 22, 2020

_____

Roberta M. Lang, RMC
Municipal Clerk

Draft