TOWNSHIP OF WALL

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

Carl Braun, Mayor
Thomas M. Kingman, Deputy Mayor
Timothy J. Farrell
Kevin P. Orender

(732) 449-8444 Ext. 2200
FAX (732) 449-8996

6/24/20

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
JUNE 24, 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

Agenda Review:

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. **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:**
      - 05/27/2020

   B. **Resolution No. 20-0606 -** Approval of vouchers for June 11, 2020 through June 24, 2020 in the amount of $1,822,359.61

   D. **Resolution No. 20-0607** - Authorization to approve certain township refund(s):
      - Tax
      - Utility
      - Recreation

   E. **Resolution No. 20-0608** - Authorization for contract renewal with United Health Care/ Oxford Plan for the period of July 1, 2020 – June 30, 2021 at a reduction of 5% from last year's contract

   F. **Resolution No. 20-0609** - Authorization to execute a lease with North Wall Little League for the use of Municipal Property

   G. **Resolution No. 20-0610** - Authorization to execute a contract with Mission Control to provide the technical platform to implement an E-Sports League at a cost not to exceed $600.00

   H. **Resolution No. 20-0611** - Authorization to execute a contract with Envirotactics for Monitoring

Draft

and Well Abandonment/ Installation and Confirmatory Groundwater Sampling services at the former Wall Auto Wreckers site - Block 6 Lot 6 - 1822 Route 71 at a cost not to exceed $9,855.00

I. **Resolution No. 20-0612** - Authorization to execute a contract with Envirotactics for Licensed Site Remediation Professional (LSRP) services at the former Wall Auto Wreckers site - Block 6 Lot 6 - 1822 Route 71 at a cost not to exceed $12,325.00

J. **Resolution No. 20-0613** - Authorization to approve personnel actions:

NAME	DEPARTMENT/POSITION	SALARY	EFFECTIVE DATE
Jeffrey Rogers	DPW/ Part-Time Recycling Center Attendant	$13.96/ hour	6/25/2020

K. **Resolution No. 20-0614** - Authorization to designate the internal roadway of the Municipal Complex between Allaire Road and Baileys Corner Road as Veterans Drive in honor of the Military Veterans of Wall Township

L. **Resolution No. 20-0615** - Authorization to execute a lease with Wall Soccer Club for the use of Municipal Property

M. **Resolution No. 20-0616** - Authorization to execute a Developers Agreement with John D. Pittenger Builder for the development of Longmeadow Commons, an affordable housing project to be developed in accordance with the Township's December 18, 2019 settlement agreement with the Fair Share Housing Center- Block 151 Lot 10.01 & 20- 1920 Highway 35

N. **Resolution No. 20-0617** - Authorization to execute a Developers Agreement with K. Hovnanian at Wall Quail Ridge, LLC for the development of Townes at Quail Ridge an affordable housing project in accordance with the Township's December 18, 2019 settlement agreement with the Fair Share Housing Center Block 942 Lot 132- 4151 Dunroamin Road

O. **Resolution No. 20-0618** - Authorization to execute a Developers Agreement with Sea Glass on Atlantic, LLC for the development of an affordable housing project in accordance with the Township's December 18, 2019 settlement agreement with the Fair Share Housing Center Block 819 Lot 13- 1809 Atlantic Avenue

P. **Resolution No. 20-0619 -** Authorization to sign the first amendment to agreement for payment in lieu of taxes for Glen Oaks and Resolution of need which corrects the lot identification as the result of a subdivision

Q. **Resolution No. 20-0620**- Authorization to amend a contract with H2M for Allenwood Wells No. 10 & No. 11 for an additional $110,500.00 to a total amount not to exceed $ 171,940.00

R. **Resolution No. 20-0621** - Authorization to execute Change Order No. 3 with A.C. Schultes for Allenwood Wells No. 10 & No. 11 for an increase of $120,528.20 for a new total not to exceed $2,363,420.20

S. **Resolution No. 20-0622** – Authorization to execute an emergency contract with Lucas Construction Group, LLC for retaining wall repairs on a time and material basis not to exceed $30,000.00

T. **Resolution No. 20-0623** - Authorization for a block party road closure for Hill Avenue on Saturday, July 11, 2020 from 12:00pm – 11:00pm with a rain date of Sunday, July 12, 2020

U. **Resolution No. 20-0624** - Authorization for a block party road closure for Dorsett Drive on Saturday, September 12, 2020 from 4:30pm – 8:30pm with no rain date

V. **Resolution No. 20-0625** – Authorization to execute an agreement with Community Hospital Group, Inc. for Medicare billing for Emergency Medical Services provided by Wall EMS

W. **Resolution No. 20-0626** – Authorization to execute an agreement with Robert Wood Johnson Health Network for Medicare billing for Emergency Medical Services provided by Wall EMS

X. **Resolution No. 20-0627** - Authorization to amend and supplement Resolution No. 20-0516 and Resolution No. 20-0604 to allow for additional flexibility to existing ordinances for temporary outdoor dining areas and the temporary outdoor sale of goods

End of Consent Agenda
Motion - Second - Roll Call Vote

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

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.

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

Draft

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

9. **Resolution No. 20-0628** - Authorization to discuss matters in private session
Motion – Second – Roll-Call Vote

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

Draft

TOWNSHIP OF WALL

RESOLUTION NO. 20-0606

CERTIFICATION OF TOWNSHIP FUNDS
JUNE 11, 2020 THROUGH JUNE 24, 2020 IN THE AMOUNT OF $1,822,359.61

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.

_____
Carl Braun, Mayor

_____
Thomas M. Kingman, Deputy Mayor

_____
Timothy J. Farrell, Committeeeman

_____
Kevin P. Orender, Committeeman

TOWNSHIP OF WALL

RESOLUTION NO. 20-0607

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:

TAX REFUNDS					
NAME	**ADDRESS**	**BLOCK**	**LOT**	**AMOUNT**	**REASON**
David Glaser - c/o Corelogic	1204 Oak Road	340	41	$3,651.19 – **2020**	TDV – Mtg Paid in error

UTILITY REFUNDS					
NAME	**ADDRESS**	**ACCOUNT**	**AMOUNT**	**REASON**	**CREDIT/ REFUND**
Androse Assoc of Allaire LLC	1933 Highway 35	4905649-6 (inactive account)	$17.85-**2015 W** $43.43-**2015 S**	Overpayment	$61.28

RECREATION REFUNDS		
NAME	**AMOUNT**	**REASON**
Scarlet Harris	$20.00	Summer Camp

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 June 24, 2020.

Roberta M. Lang, RMC
Township Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0608

AUTHORIZATION TO RENEW ITS CONTRACT WITH UNITED HEALTHCARE INC. AND ITS OXFORD HEALTH PLAN FOR THE PROVISION OF EMPLOYEE HEALTH INSURANCE

WHEREAS, the Township is required to provide health insurance benefits to all qualifying employees; and

WHEREAS, the Township, with the assistance of its health insurance consultant, Brown and Brown Metro, LLC., has recently completed its annual solicitation for such services; and

WHEREAS, the Township has determined that United Healthcare Inc. through its Oxford Plan has provided the required coverages combined with responsive customer service for the Township over the past 12 months; and

WHEREAS, the Township Administrator re-convened the Health Benefit Task Force which is made up of a cross-section of union and non-union employees to review the proposal summaries and past experiences; and

WHEREAS, as a result of the above processes the Township Administrator recommends the Township enter into this annual agreement

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Wall, County of Monmouth, New Jersey that the contract with United Healthcare of New Jersey for the purpose of providing health insurance benefits through its Oxford Health Plan to all qualifying employees and officials shall be renewed for the period July 1, 2020 to June 30, 2021.

BE IT FURTHER RESOLVED, that all Township officials including, but not limited to the Mayor, the Township Administrator and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions and to execute all required documents and agreements as are necessary to effectuate the provisions of this resolution.

I, Roberta M. Lang, Township 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 June 24, 2020.

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Roberta M. Lang, RMC
Township Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0609

AUTHORIZATION EXECUTE A LEASE WITH NORTH WALL LITTLE LEAGUE FOR THE USE OF MUNICIPAL PROPERTY

WHEREAS, pursuant to N.J.S.A :40A:12-14, the Township of Wall is permitted to enter into a lease with a non-profit entity for nominal consideration; and,

WHEREAS, the Township of Wall seeks to lease municipal property to North Wall Little League, having a mailing address of P.O. Box 1242, Wall, NJ 07719 for recreational baseball, softball and related activities; and,

WHEREAS, the parties to the lease understand that it is their interests to enter into a lease which will delineate the rights and responsibilities of each party; and,

WHEREAS, the tenant understands that it does not have an exclusive use of the fields and that the Wall Township Recreation Department shall in all cases direct the appropriate use of athletic fields; and,

WHEREAS, the tenant understands that it shall fully indemnify the municipality of Wall Township and that it shall provide proof of acceptable insurance coverage as a requirement of the lease; and,

NOW, THEREFORE, BE IT RESOLVED, the Wall Township Mayor is hereby authorized to execute a lease agreement with North Wall Little League, having a mailing address of P.O. Box 1242, Wall, NJ 07719 for recreational baseball, softball and related activities; and,

BE IT FURTHER RESOLVED, that all Township officials including, but not limited to the Mayor, the Township Administrator and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

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 Council of the Township of Wall in the County of Monmouth in the State of New Jersey at a meeting held on June 24, 2020

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Roberta Lang, RMC
Municipal Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0610

AUTHORIZATION FOR THE EXECUTION OF A CONTRACT WITH MISSION CONTROL TO PROVIDE THE TECHNICAL PLATFORM TO IMPLEMENT AN ESPORTS LEAGUE

WHEREAS, Mission Control is in the business of designing and operating a software-as-a-service platform which facilitates the formation of recreational esports leagues; and

WHEREAS, esports provides an opportunity for indoor amusement for participants; and

WHEREAS, esports provides an opportunity for friendly indoor competition; and

WHEREAS, Mission Control presented the Township with an opportunity to provide its residents with access to an esports platform; and

WHEREAS, the Township's Director of Recreation supports an opportunity to permit the residents of the Township to participate in esports; and

WHEREAS, the Director of Recreation recommends that the Township enter into a contract with Mission Control in an amount not to exceed $600.00 as a Tier 1 participant and that it participate in revenue sharing with Mission Control by charging league registration fees; and

WHEREAS, the Chief Financial Officer of the Township of Wall, hereby certifies to the Township Committee of the Township of Wall that funds are available to enter into a contract with Mission Control to provide the technical platform to implement an esports league in an amount not to exceed $600.00.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wall that the Mayor is hereby authorized to sign the agreement with Mission Control in an amount not to exceed $600.00 and that the Township participate in revenue sharing with Mission Control by charging league registration fees.

BE IT FURTHER RESOLVED that the Mayor, or his designee, is hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

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 Council of the Township of Wall in the County of Monmouth in the State of New Jersey at a meeting held on June 24, 2020

_____

Roberta M. Lang, RMC
Municipal Clerk

CERTIFICATION

I, Tom O'Hara, Chief Financial Officer of the Township of Wall, do hereby certify to the Township Committee of the Township of Wall that funds are available to enter into a contract with Mission Control to provide the technical platform to implement an esports league in an amount not to exceed $600.00.

_____ Date: _____

Tom O'Hara,
Chief Financial Officer

TOWNSHIP OF WALL

RESOLUTION NO. 20-0611

AUTHORIZATION TO CONTRACT WITH ENVIROTACTICS, INC. TO PERFORM LICENSED SITE REMEDIATION PROFESSIONAL SERVICES (LSRP) AT THE WALL AUTO WRECKERS SITE, 1822 ROUTE 71 IN WALL TOWNSHIP IN AN AMOUNT NOT TO EXCEED $9,855.00

WHEREAS, the Township of Wall previously conducted remedial action and obtained a Groundwater Remedial Action Permit from NJDEP for property located at 1822 Route 71 in Wall Township; and,

WHEREAS, NJDEP requires that the permittee, Wall Township, conduct monitoring, maintenance and evaluation for compliance and effectiveness of the remedial action and to demonstrate that the remedial action and control activities continue to be protective of public health, safety and the environment; and,

WHEREAS, it is required to perform confirmatory groundwater sampling, abandonment of a damaged monitoring well and installation of a new monitoring well in order to continue compliance with NJDEP requirements; and,

WHEREAS, to effectuate compliance with NJDEP permit requirements, Wall Township desires to contract with Envirotactics, Inc. in an amount not to exceed $9,855.00 for environmental services as outlined in the firm's proposal dated March 19,2019; and,

WHEREAS, Wall Township Engineer, Mr. Zahorsky, has reviewed the proposal submitted by Envirotactics, Inc. and has determined that the charges for professional services of the proposal are reasonable and responsive to DEP requirements; and,

WHEREAS, pursuant to N.J.S.A. 40A:11-5 the subject matter of this contract is excepted from public bidding requirements because the contract amount is less than $17,500.00 and the services to be provided are professional in nature; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Wall, County of Monmouth, New Jersey that Wall Township is authorized to contract with Envirotactics, Inc. in the not to exceed amount of $9,855.00, forthe professional services outlined in its proposal dated March 19, 2019 and that all Township officials including, but not limited to, the Mayor, Administrator, and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

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 June 24, 2020

_____

Roberta Lang, RMC
Municipal Clerk

Certification

I, Tom O'Hara, Chief Financial Officer of the Township of Wall, do hereby certify to the Township Committee of the Township of Wall that funds are available to perform licensed site remediation professional services (LSRP) at the Wall Auto Wreckers Site, 1822 Highway 71 in Wall Township in an amount not to exceed $9,855.00.

Operating		
Account	**Description**	**Amount**
0-01-20-165-000-299	Engineering- Other Expenses	$9,855.00

_____ Date: 06/24/20

Tom O'Hara,
Chief Financial Officer

TOWNSHIP OF WALL

RESOLUTION NO. 20-0612

AUTHORIZATION TO CONTRACT WITH ENVIROTACTICS, INC. TO PERFORM LICENSED SITE REMEDIATION PROFESSIONAL SERVICES (LSRP) AT THE WALL AUTO WRECKERS SITE, 1822 ROUTE 71 IN WALL TOWNSHIP IN AN AMOUNT NOT TO EXCEED $12,325.00

WHEREAS, the Township of Wall previously conducted remedial action and obtained a Groundwater Remedial Action Permit and Soil Remedial Action Permit from NJDEP for property located at 1822 Route 71 in Wall Township; and,

WHEREAS, NJDEP requires that the permittee, Wall Township, conduct monitoring, maintenance and evaluation for compliance and effectiveness of the remedial action and to demonstrate that the remedial action and control activities continue to be protective of public health, safety and the environment; and,

WHEREAS, to effectuate compliance with NJDEP permit requirements, Wall Township desires to contract with Envirotactics, Inc. in an amount not to exceed $12,325.00 for environmental services as outlined in the firm's proposal dated November 18, 2019; and,

WHEREAS, Wall Township Engineer, Mr. Zahorsky, has reviewed the proposal submitted by Envirotactics, Inc. and has determined that the charges for professional services of the proposal are reasonable and responsive to DEP requirements; and,

WHEREAS, pursuant to N.J.S.A. 40A:11-5 the subject matter of this contract is excepted from public bidding requirements because the contract amount is less than $17,500.00 17,500.00 and the services to be provided are professional in nature; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Wall, County of Monmouth, New Jersey that Wall Township is authorized to contract with Envirotactics, Inc. in the not to exceed amount of $12,325.00, for pursuant to the professional services outlined in of its proposal dated November 18, 2019 and that all Township officials including, but not limited to, the Mayor, Administrator, and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

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 June 24, 2020.

_____

Roberta Lang, RMC
Municipal Clerk

Certification

I, Tom O'Hara, Chief Financial Officer of the Township of Wall, do hereby certify to the Township Committee of the Township of Wall that funds are available to perform licensed site remediation professional services (LSRP) at the Wall Auto Wreckers Site, 1822 Highway 71 in Wall Township in an amount not to exceed $12,325.00.

Operating		
Account	**Description**	**Amount**
0-01-20-165-000-299	Engineering- Other Expenses	**$12,325.00**

_____ Date: 6/24/20

Tom O'Hara,
Chief Financial Officer

TOWNSHIP OF WALL

RESOLUTION NO. 20-0613

AUTHORIZATION TO APPROVE CERTAIN PERSONNEL ACTIONS

WHEREAS, the Department Head has recommended the appointment of the following individual(s); and

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

NAME	DEPARTMENT/POSITION	SALARY	EFFECTIVE DATE
Jeffrey Rogers	DPW/ Part-Time Recycling Center Attendant	$13.96/ hour	6/25/2020

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 June 24, 2020.

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Roberta M. Lang, RMC
Municipal Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0614

AUTHORIZATION TO DESIGNATE THE INTERNAL ROADWAY OF THE MUNICIPAL COMPLEX BETWEEN ALLAIRE ROAD AND BAILEYS CORNER ROAD AS VETERANS DRIVE IN HONOR OF THE MILITARY VETERANS OF WALL TOWNSHIP

WHEREAS, veterans of the armed services of the United States of America have throughout this nation's history made a profound contribution to our safety and security; and

WHEREAS, the men and women who have served in the Army, Navy, Air Force, Marines, Coast Guard and Merchant Marines during wartime have risked their own well-being for the common good, so that we all may continue to enjoy the benefits and blessing of freedom; and

WHEREAS, citizens of Wall Township have answered our nation's call to serve in times of war and crisis; and

WHEREAS, Wall Township desires to recognize the service and sacrifice of its citizens who have served during wartime; and

WHEREAS, throughout our country's history, generations of men and women have answered the call to leave their families, their jobs, and put their futures and even their lives on the line to valiantly defend our nation and its inalienable rights; and

WHEREAS, we owe a debt of gratitude to our veterans and wish to express our appreciation to all of our veterans for their selfless service to this State and the United States; and

WHEREAS, the citizens of Wall Township want to express their profound gratitude and appreciation to all the men and women who served in our nation in the armed services, Reserves and National Guard; and

WHEREAS, the citizens of Wall Township wish to honor the memory of all the men and women who gave their lives while serving our nation in the armed services; and

WHEREAS, the citizens of Wall Township strongly support the efforts and sacrifices made by all men and women of the armed forces – active duty, reserve, National Guard and veterans – to protect the United States and preserve our way of life; and

WHEREAS, designating the internal roadway of the Municipal Complex between Allaire Road and Baileys Corner Road as Veterans Drive in honor of the military veterans of Wall Township would be an appropriate way to honor the members of the Armed Forces of the United States.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Township of Wall does hereby approve designating the internal roadway of the Municipal Complex between Allaire Road and Baileys Corner Road as Veterans Drive in honor of the military veterans of Wall Township and hereby approve installation of appropriate signage bearing that designation.

BE IT FURTHER RESOLVED that the Mayor, or his designee, is hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

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 Council of the Township of Wall in the County of Monmouth in the State of New Jersey at a meeting held on June 24, 2020.

_____

Roberta M. Lang, RMC
Municipal Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0615

AUTHORIZATION EXECUTE A LEASE WITH WALL SOCCER CLUB FOR THE USE OF MUNICIPAL PROPERTY

WHEREAS, pursuant to N.J.S.A :40A:12-14, the Township of Wall is permitted to enter into a lease with a non-profit entity for nominal consideration; and,

WHEREAS, the Township of Wall seeks to lease municipal property to Wall Soccer Club, having a mailing address of P.O. Box 1221, Wall, NJ 07719 for recreational soccer and related activities; and,

WHEREAS, the parties to the lease understand that it is their interests to enter into a lease which will delineate the rights and responsibilities of each party; and,

WHEREAS, the tenant understands that it does not have an exclusive use of the fields and that the Wall Township Recreation Department shall in all cases direct the appropriate use of athletic fields; and,

WHEREAS, the tenant understands that it shall fully indemnify the municipality of Wall Township and that it shall provide proof of acceptable insurance coverage as a requirement of the lease; and,

NOW, THEREFORE, BE IT RESOLVED, the Wall Township Mayor is hereby authorized to execute a lease agreement with Wall Soccer Club, having a mailing address of P.O. Box 1221, Wall, NJ 07719 for recreational soccer and related activities; and,

BE IT FURTHER RESOLVED, that all Township officials including, but not limited to the Mayor, the Township Administrator and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

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 Council of the Township of Wall in the County of Monmouth in the State of New Jersey at a meeting held on June 24, 2020

_____

Roberta Lang, RMC
Municipal Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0616

AUTHORIZATION TO EXECUTE A DEVELOPERS AGREEMENT WITH JOHN D. PITTENGER BUILDER FOR THE DEVELOPMENT OF LONGMEADOW COMMONS, AN AFFORDABLE HOUSING PROJECT TO BE DEVELOPED IN ACCORDANCE WITH THE TOWNSHIP'S DECEMBER 18, 2019 SETTLEMENT AGREEMENT WITH THE FAIR SHARE HOUSING CENTER- BLOCK 151 LOT 10.01 & 20 - 1920 HIGHWAY 35

WHEREAS, the Township filed a Lawsuit encaptioned In the Matter of the Township of Wall, County of Monmouth, in the Superior Court, Law Division, Monmouth County under Docket No. MON-L-5604-05 (the "Lawsuit"); and

WHEREAS, pursuant to In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015) (Mount Laurel IV), the Township filed the Lawsuit on July 2, 2015 seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan ("Fair Share Plan"), as may be further amended in accordance with the terms of the settlement, satisfies its "fair share" of the regional need for low and moderate income housing pursuant to the Mount Laurel doctrine; and

WHEREAS, the Township simultaneously sought and ultimately secured an Order protecting the Township from all exclusionary zoning lawsuits while it pursues approval of its Fair Share Plan; and

WHEREAS, the Township of Wall ("Township") entered into an Amended Settlement Agreement with Fair Share Housing Center ("FSHC"), dated December 18, 2019; and

WHEREAS, the Amended Settlement Agreement replaced the July 2019 Settlement Agreement in its entirety; and

WHEREAS, pursuant to the Amended Settlement Agreement, the Township and FSHC agreed to settle the Lawsuit; and

WHEREAS, the Settlement Agreement refers to properties that will be developed as part of the settlement with FSHC; and

WHEREAS, John D. Pittenger Builder ("Developer") is one of the entities that will develop one of the sites identified in the Amended Settlement Agreement; and

WHEREAS, that property is identified as Block 151 Lot(s) 10.01 & 20 as shown on the tax map of the Township (the "Property"); and

WHEREAS, the Township and the Developer negotiated the terms that have been set forth in the Developer's Agreement;

WHEREAS, the Developer has signed the Developer's Agreement; and

WHEREAS, in order to cause the Developer's Agreement to be binding on the Developer, it must be signed by a duly authorized representative of the Township.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Wall, County of Monmouth, New Jersey that the Mayor, on behalf of the Township, is hereby authorized to sign the Developer's Agreement for the Property that has been signed by John D. Pittenger Builder.

BE IT FURTHER RESOLVED, that all Township officials including, but not limited to the Mayor, the Township Administrator and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions and to execute all required documents and agreements as are necessary to effectuate the provisions of this resolution.

I, Roberta M. Lang, Township 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 June 24, 2020.

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Roberta M. Lang, RMC
Township Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0617

AUTHORIZATION TO EXECUTE A DEVELOPERS AGREEMENT WITH K. HOVNANIAN AT WALL QUAIL RIDGE, LLC FOR THE DEVELOPMENT OF TOWNES AT QUAIL RIDGE AN AFFORDABLE HOUSING PROJECT IN ACCORDANCE WITH THE TOWNSHIP'S DECEMBER 18, 2019 SETTLEMENT AGREEMENT WITH THE FAIR SHARE HOUSING CENTER BLOCK 942 LOT 132- 4151 DUNROAMIN ROAD

WHEREAS, the Township filed a Lawsuit encaptioned In the Matter of the Township of Wall, County of Monmouth, in the Superior Court, Law Division, Monmouth County under Docket No. MON-L-5604-05 (the "Lawsuit"); and

WHEREAS, pursuant to In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015) (Mount Laurel IV), the Township filed the Lawsuit on July 2, 2015 seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan ("Fair Share Plan"), as may be further amended in accordance with the terms of the settlement, satisfies its "fair share" of the regional need for low and moderate income housing pursuant to the Mount Laurel doctrine; and

WHEREAS, the Township simultaneously sought and ultimately secured an Order protecting the Township from all exclusionary zoning lawsuits while it pursues approval of its Fair Share Plan; and

WHEREAS, the Township of Wall ("Township") entered into an Amended Settlement Agreement with Fair Share Housing Center ("FSHC"), dated December 18, 2019; and

WHEREAS, the Amended Settlement Agreement replaced the July 2019 Settlement Agreement in its entirety; and

WHEREAS, pursuant to the Amended Settlement Agreement, the Township and FSHC agreed to settle the Lawsuit; and

WHEREAS, the Settlement Agreement refers to properties that will be developed as part of the settlement with FSHC; and

WHEREAS, K. Hovnanian at Wall Quail Ridge, LLC ("Developer") is one of the entities that will develop one of the sites identified in the Amended Settlement Agreement; and

WHEREAS, that property is identified as Block 942 Lot(s) 132 as shown on the tax map of the Township (the "Property"); and

WHEREAS, the Township and the Developer negotiated the terms that have been set forth in the Developer's Agreement;

WHEREAS, the Developer has signed the Developer's Agreement; and

WHEREAS, in order to cause the Developer's Agreement to be binding on the Developer, it must be signed by a duly authorized representative of the Township.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Wall, County of Monmouth, New Jersey that the Mayor, on behalf of the Township, is hereby authorized to sign the Developer's Agreement for the Property that has been signed by K. Hovnanian at Wall Quail Ridge, LLC

BE IT FURTHER RESOLVED, that all Township officials including, but not limited to the Mayor, the Township Administrator and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions and to execute all required documents and agreements as are necessary to effectuate the provisions of this resolution.

I, Roberta M. Lang, Township 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 June 24, 2020.

_____

Roberta M. Lang, RMC
Township Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0618

AUTHORIZATION TO EXECUTE A DEVELOPERS AGREEMENT WITH SEA GLASS ON ATLANTIC, LLC FOR THE DEVELOPMENT OF AN AFFORDABLE HOUSING PROJECT IN ACCORDANCE WITH THE TOWNSHIP'S DECEMBER 18, 2019 SETTLEMENT AGREEMENT WITH THE FAIR SHARE HOUSING CENTER BLOCK 819 LOT 13- 1809 ATLANTIC AVENUE

WHEREAS, the Township filed a Lawsuit encaptioned In the Matter of the Township of Wall, County of Monmouth, in the Superior Court, Law Division, Monmouth County under Docket No. MON-L-5604-05 (the "Lawsuit"); and

WHEREAS, pursuant to In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015) (Mount Laurel IV), the Township filed the Lawsuit on July 2, 2015 seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan ("Fair Share Plan"), as may be further amended in accordance with the terms of the settlement, satisfies its "fair share" of the regional need for low and moderate income housing pursuant to the Mount Laurel doctrine; and

WHEREAS, the Township simultaneously sought and ultimately secured an Order protecting the Township from all exclusionary zoning lawsuits while it pursues approval of its Fair Share Plan; and

WHEREAS, the Township of Wall ("Township") entered into an Amended Settlement Agreement with Fair Share Housing Center ("FSHC"), dated December 18, 2019; and

WHEREAS, the Amended Settlement Agreement replaced the July 2019 Settlement Agreement in its entirety; and

WHEREAS, pursuant to the Amended Settlement Agreement, the Township and FSHC agreed to settle the Lawsuit; and

WHEREAS, the Settlement Agreement refers to properties that will be developed as part of the settlement with FSHC; and

WHEREAS, Sea Glass on Atlantic, LLC ("Developer") is one of the entities that will develop one of the sites identified in the Amended Settlement Agreement; and

WHEREAS, that property is identified as Block 819 Lot(s) 13 as shown on the tax map of the Township (the "Property"); and

WHEREAS, the Township and the Developer negotiated the terms that have been set forth in the Developer's Agreement;

WHEREAS, the Developer has signed the Developer's Agreement; and

WHEREAS, in order to cause the Developer's Agreement to be binding on the Developer, it must be signed by a duly authorized representative of the Township.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Wall, County of Monmouth, New Jersey that the Mayor, on behalf of the Township, is hereby authorized to sign the Developer's Agreement for the Property that has been signed by Sea Glass on Atlantic, LLC.

BE IT FURTHER RESOLVED, that all Township officials including, but not limited to the Mayor, the Township Administrator and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions and to execute all required documents and agreements as are necessary to effectuate the provisions of this resolution.

I, Roberta M. Lang, Township 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 June 24, 2020.

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Roberta M. Lang, RMC
Township Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0619

AUTHORIZATION TO SIGN THE FIRST AMENDMENT TO AGREEMENT FOR PAYMENT IN LIEU OF TAXES FOR GLEN OAKS AND RESOLUTION OF NEED WHICH CORRECTS THE LOT IDENTIFICATION AS THE RESULT OF A SUBDIVISION

WHEREAS, TRG NJ IV, LLC ("TRG") entered into that certain Agreement for Payment in Lieu of Taxes, dated April 12, 2017, with the Township of Wall to exempt certain real property to be used for the development of the apartment portion of the Glen Oaks Project from real property taxes so long as TRG makes payments in lieu of said taxes to the Township pursuant to the terms of the agreement ("Pilot Agreement"); and

WHEREAS, Glen Oaks, an affiliated entity of TRG, is the successor in interest to TRG; and

WHEREAS, the Township Planning Board granted preliminary and final major site plan and preliminary and final major subdivision approval by resolution adopted on June 17, 2019 ("Approval") for the construction of a residential development consisting of 60 market-rate townhouses and 120 apartment rental units of which 20% of the rental units will be restricted for affordable housing ("Glen Oaks Project") on the property previously designed as Block 774, Lot 8 on the office tax map of the Township of Wall ("Lot 8"); and

WHEREAS, the Approval permitted the subdivision of Lot 8 into 62 lots, one of which, Lot 8.3201, contains the apartment portion of the Glen Oaks Project; and

WHEREAS, it is necessary for the Mayor and Township Committee to authorize a representative of Wall Township to sign the First Amendment to Agreement for Payment in Lieu of Taxes ("First Amendment") so that Lot 8.3201 is designated as the site to which the Pilot Agreement is applicable; and

WHEREAS, pursuant to the provisions of the New Jersey Housing and Mortgage Financing Agency Law of 1983, as amended (N.J.S.A. 55:14K-1 et seq.) and the rules promulgated thereunder at N.J.A.C. 5:80-1 et seq., the governing body of the Municipality hereby determines that there is a need for this apartment portion of the Glen Oaks Project in the Municipality; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Wall, County of Monmouth, New Jersey that:

(1) The Mayor is hereby authorized to sign the First Amendment on behalf of the Township;

(2) The Mayor and Township Committee finds and determines that the proposed Project will meet or meets an existing housing need and will advance the economic, housing and social needs of the neighborhood and the Township; and

(3) The Mayor and Township Committee does hereby adopt the within Resolution and makes the determination and findings herein contained by virtue of, pursuant to, and in the conformity with the provisions of the HMFA Law with the intent and purpose that the Agency shall rely thereon in making a mortgage loan to the Sponsor, which shall construct, own and operate the Project.

BE IT FURTHER RESOLVED, that all Township officials including, but not limited to the Mayor, the Township Administrator and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions and to execute all required documents and agreements as are necessary to effectuate the provisions of this resolution.

I, Roberta M. Lang, Township 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 June 24, 2020.

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Roberta M. Lang, RMC
Township Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0620

AUTHORIZATION TO AMEND THE PROFESSIONAL SERVICES CONTRACT WITH H2M ARCHITECTS & ENGINEERS TO PERFORM CONSTRUCTION AND INSPECTION SERVICES IN SUPPORT OF THE CONSTRUCTION OF TWO NEW WELLS (WELLS 10 AND 11)

WHEREAS, a professional services contract was awarded to H2M Architects & Engineers ("H2M") by way of Resolution No. 18-0417 based on the proposal of H2M dated April 23, 2018 to perform construction and inspection services in support of the construction of two new Wells (Wells 10 and 11); and

WHEREAS, by way of correspondence, dated February 26, 2020, H2M advised the Township Engineer that Well 10 has been installed and permitted to operate by NJDEP and that during the course of the construction phase, several unforeseen conditions had arisen leading to the necessity for additional administrative and inspection efforts by H2M on behalf of the Township; and

WHEREAS, NJDEP required modification to the plans for the two Wells; and

WHEREAS, H2M worked with NJDEP to prepare a design revision and coordinated its installation with the contractor; and

WHEREAS, H2M has also continued to support the Township with various construction administration needs during the extended delay caused by NJDEP; and

WHEREAS, H2M seeks an amendment to its contract to reflect those efforts as well as an increased budget to continue its construction administration services through the next phase of the project; and

WHEREAS, the budget proposed by H2M also includes any construction administration that may arise should additional elements be added to the contractor's scope, such as the proposed SCADA improvements at the Allenwood site, however, that scope of services specifically excludes any engineering design or specification writing services for additional construction elements; and

WHEREAS, H2M requested an amendment to its contract with the Township to increase its budget by an additional $110,500.00 to an amount not to exceed $171,940.00; and

WHEREAS, the Township Engineer reviewed and approved the request of H2M; and

WHEREAS, the Township Engineer recommends authorization of the amendment to the H2M contract; and

WHEREAS, certification of availability of funds is hereby provided by the Township's Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the contract for professional services awarded to H2M with regard to Wells 10 and 11 is hereby increased by an additional $110,500.00 to an amount not to exceed $171,940.00 based on the terms and scope of services set forth in the letter dated February 26, 2020 submitted by H2M.

BE IT FURTHER RESOLVED that the Mayor, or his designee, is hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

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 Council of the Township of Wall in the County of Monmouth in the State of New Jersey at a meeting held on June 24, 2020.

_____

Roberta M. Lang, RMC
Municipal Clerk

Certification

I, Tom O'Hara, Chief Financial Officer of the Township of Wall, do hereby certify to the Township Committee of the Township of Wall that funds are available for the service contract with H2M Architects & Engineers to perform construction and inspection services in support of the construction of two new Wells (Wells 10 and 11) in the total (not to exceed) amount of $110,500.00 (one hundred ten thousand five hundred dollars and zero cents).

Operating		
Account	**Description**	**Amount**
0-09-55-512-000-001	Capital Outlay	$110,500.00

_____ Date: _____

Tom O'Hara,
Chief Financial Officer

TOWNSHIP OF WALL

RESOLUTION NO. 20-0621

AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 3 FOR AN INCREASE IN THE CONTRACT AMOUNT FOR THE WELL #11 MODIFICATIONS WELL OUTSIDE VAULT ACS#D29143

WHEREAS, the Township of Wall entered into a contract with A.C. Schultes, Inc. ("Contractor") for Wall Township Well #11 Modifications Well outside vault (the "Project"); and

WHEREAS, authorization is requested to execute Change Order No. 3 for an increase in the contract amount by $120,528.20; and,

WHEREAS, as a result of Change Order No. 3 the current contract price shall be $2,363,420.20; and

WHEREAS, the Township Engineer recommends that the Township Committee authorize Change Order #3; and

WHEREAS, certification of availability of funds is hereby provided by the Township's Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Wall, County of Monmouth and State of New Jersey hereby authorizes execution of Change Order No. 3 amending its contract with the Contractor by $120,528.20 which will increase the contract price to $2,363,420.20; and,

BE IT FURTHER RESOLVED that all Township officials including, but not limited to, the Mayor, the Township Administrator and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

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 June 24, 2020.

_____

Roberta Lang, RMC
Municipal Clerk

Certification

I, Tom O'Hara, Chief Financial Officer of the Township of Wall, do hereby certify to the Township of Wall that funds are available for Change Order No. 3 amending its contract with A.C. Schultes, Inc. by $120,528.20 which will increase the contract price to $2,363,420.20 (two million three hundred sixty three four hundred twenty and twenty cents).

Capital		
Account	**Description**	**Amount**
0-09-55-512-000-001	Capital Outlay	$120,528.20

_____ Date: _____

Tom O'Hara,
Chief Financial Officer

TOWNSHIP OF WALL

RESOLUTION NO. 20-0622

AUTHORIZATION TO AWARD AN EMERGENCY CONTRACT TO LUCAS CONSTRUCTION GROUP, INC. FOR RETAINING WALL REPAIRS ON A TIME AND MATERIAL BASIS NOT TO EXCEED $30,000.00 (THIRTY THOUSAND DOLLARS)

WHEREAS, The Township of Wall after a major rainstorm, was called to the property located at Block 880 Lot 23 which is commonly known as 1611 Bass Point Drive for damage to a retaining wall; and

WHEREAS, the Wall Township Engineer Matthew J Zahorsky determined that the damage to the retaining wall was caused by flooding created when the Township drainage system was blocked during a heavy rain event; and

WHEREAS, the Township Administrator, Jeffry Bertrand and the Township Engineer, Matthew Zahorsky determined due to the nature and magnitude of the damage, the repair is an emergency repair; and

WHEREAS, Administrator Bertrand and Engineer Zahorsky reviewed the repair proposed by Lucas Construction Group, Inc. and determined the cost to be reasonable and appropriate for the scope of work to be performed; and

WHEREAS, Lucas Construction Group, Inc. was prepared to immediately undertake the necessary repair in order to limit any further damage and to eliminate a dangerous condition; and

WHEREAS, NJ Local Public Contract Law 40A:11-6 permits the execution of an emergency contract by the Township Administrator in accordance with certain circumstances and further identifies the process the Township must follow to approve such contracts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee Members of the Township of Wall, County of Monmouth, New Jersey that the Township hereby authorize an emergency contract to Lucas Construction Group, Inc. to repair a damaged retaining wall in an amount not to exceed $30,000.00, acknowledges the process and circumstances to award said emergency contract to Lucas Construction Group, Inc. in an amount not to exceed $30,000.00 (thirty thousand dollars).

This resolution is subject to the filing of certification from the CFO as to the availability of funds per N.J.A.C.5:30-5.3 (a).

BE IT FURTHER RESOLVED, that all Township officials including, but not limited to the Mayor, the Township Administrator and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

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 June 24, 2020.

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Roberta M. Lang, RMC
Municipal Clerk

Certification

I, Thomas O'Hara, Chief Financial Officer of the Township of Wall, do hereby certify to the Township Committee of the Township of Wall that funds are available for the work and services provided by Lucas Construction Group, Inc. to repair a retaining wall on an emergency basis at a cost not to exceed $30,000.00.

Operating		
Account	**Description**	**Amount**
0-01-26-291-000-299	DPW Special Projects	$30,000.00

_____ Date: _____

Thomas O'Hara, CFO
Chief Financial Officer

TOWNSHIP OF WALL

RESOLUTION NO. 20-0623

AUTHORIZING THE CLOSING OF HILL AVENUE FOR A BLOCK PARTY

WHEREAS, Dawn Thompson has requested a street closing for Hill Avenue between Edgemere and Evans Roads for the purpose of a Block Party; and

WHEREAS, the closing will occur on Saturday, July 11, 2020 between the hours of 12:00 P.M. until 11:00 P.M.; and

WHEREAS, there the rain date is scheduled for Sunday, July 12, 2020 between the hours of 12:00 P.M. until 11:00 P.M; and

WHEREAS, the aforesaid proposal has been reviewed and approved by the Traffic Bureau of the Police Department; and,

WHEREAS, the Mayor of the Township of Wall is authorized by Section 215-20 of the Code of the Township of Wall to order the closing of any street to motor vehicle traffic, and;

NOW THEREFORE, I, Carl Braun, Mayor of the Township of Wall, do hereby order as follows: Hill Avenue between Edgemere and Evans Roads will be closed. This street will be closed to all but emergency vehicle traffic on Saturday, July 11, 2020 between the hours of 12:00 P.M. until 11:00 P.M. with the rain date scheduled for Sunday, July 12, 2020.

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 June 24, 2020.

Roberta M. Lang, RMC
Township Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0624

AUTHORIZING THE CLOSING OF DORSETT DRIVE FOR A BLOCK PARTY

WHEREAS, Tara Hughes has requested a street closing for Dorsett Drive for the purpose of a Block Party; and

WHEREAS, the closing will occur on Saturday, September 12, 2020 between the hours of 4:30 P.M. until 8:30 P.M.; and

WHEREAS, there is no rain date scheduled; and

WHEREAS, the aforesaid proposal has been reviewed and approved by the Traffic Bureau of the Police Department; and,

WHEREAS, the Mayor of the Township of Wall is authorized by Section 215-20 of the Code of the Township of Wall to order the closing of any street to motor vehicle traffic, and;

NOW THEREFORE, I, Carl Braun, Mayor of the Township of Wall, do hereby order as follows: Dorsett Drive at the intersections of Dorsett Drive and Garrett Drive will be closed. This street will be closed to all but emergency vehicle traffic on Saturday, September 12, 2020 between the hours of 4:30 P.M. until 8:30 P.M. with no rain date.

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 June 24 2020.

Roberta M. Lang, RMC
Township Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0625

AUTHORIZATION FOR THE TOWNSHIP OF WALL TO ENTER IN TO AN AGREEMENT WITH COMMUNITY HOSPITAL GROUP INC. d/b/a JFK MEDICAL CENTER AND THE WALL TOWNSHIP EMERGENCY MEDICAL SERVICES FOR THE BILLING OF MEDICARE PATIENTS' SERVICES

WHEREAS, Medicare reimbursement rules prohibit the submission of separate bills from an ALS provider and a BLS provider under circumstances where a patient has been treated by the ALS provider but transported by a BLS provider; and

WHEREAS, Community Hospital Group Inc. d/b/a JFK Medical Center is a duly licensed ALS (Advanced Life Support) provider; and

WHEREAS, Wall Township Emergency Medical Services is a duly licensed operator of an ambulance transport service which provides BLS (Basic Life Support) ambulance transport services to the community; and

WHEREAS, Medicare reimbursement rules require that there be an Agreement in place between ALS and BLS providers governing their respective rights to bill for services so that an ALS provider can bill for the services of a BLS provider; and

WHEREAS, Wall Township Emergency Medical Services is desirous of entering in to an Agreement with Community Hospital Group Inc. d/b/a JFK Medical Center for the billing of such services by the ALS provider which will provide for payment to Wall Township Emergency Medical Services as outlined in the Agreement.

NOW THEREFORE BE IT RESOLVED by the Mayor and Township of Wall that the attached Agreement may be entered into with Community Hospital Group Inc. d/b/a JFK Medical Center; and

BE IT FURTHER RESOLVED that this resolution shall remain in effect including annual updates to Medicare rates as applicable unless dissolved by the parties; and

BE IT FURTHER RESOLVED that the Township officials are authorized to take such action as is necessary to effectuate the terms of this resolution.

I, Roberta 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 June 24, 2020

Roberta M. Lang, RMC
Township Clerk

TOWNSHIP OF WALL

RESOLUTION NO. 20-0626

AUTHORIZATION FOR THE TOWNSHIP OF WALL TO ENTER IN TO AN AGREEMENT WITH ROBERT WOOD JOHNSON HEALTH NETWORK AND THE WALL TOWNSHIP EMERGENCY MEDICAL SERVICES FOR THE BILLING OF MEDICARE PATIENTS' SERVICES

WHEREAS, Medicare reimbursement rules prohibit the submission of separate bills from an ALS provider and a BLS provider under circumstances where a patient has been treated by the ALS provider but transported by a BLS provider; and

WHEREAS, Robert Wood Johnson Health Network is a duly licensed ALS (Advanced Life Support) provider; and

WHEREAS, Wall Township Emergency Medical Services is a duly licensed operator of an ambulance transport service which provides BLS (Basic Life Support) ambulance transport services to the community; and

WHEREAS, Medicare reimbursement rules require that there be an Agreement in place between ALS and BLS providers governing their respective rights to bill for services so that an ALS provider can bill for the services of a BLS provider; and

WHEREAS, Wall Township Emergency Medical Services is desirous of entering in to an Agreement with Robert Wood Johnson Health Network for the billing of such services by the ALS provider which will provide for payments to Wall Township Emergency Medical Services as outlined in the Agreement.

NOW THEREFORE BE IT RESOLVED by the Mayor and Township of Wall that the attached Agreement may be entered into with Robert Wood Johnson Health Network; and

BE IT FURTHER RESOLVED that this resolution shall remain in effect including annual updates to Medicare rates as applicable unless dissolved by the parties; and

BE IT FURTHER RESOLVED that the Township officials are authorized to take such action as is necessary to effectuate the terms of this resolution.

I, Roberta 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 June 24, 2020

Roberta M. Lang, RMC
Township Clerk

TOWNSHIP OF WALL
RESOLUTION NO. 20-0627

AMENDING AND SUPPLEMENTING RESOLUTION NOS. 20-0516 AND 20-0516 TO ALLOW TEMPORARY OUTDOOR DINING AREAS AND TO EXTEND THE DURATION OF TEMPORARY OUTDOOR SALE OF GOODS

WHEREAS, a worldwide pandemic has occurred involving the coronavirus more commonly known as COVID-19; and

WHEREAS, on March 9, 2020, pursuant to Executive Order No. 103, the Governor of the State of New Jersey declared a State of Emergency pursuant to N.J.S.A. App. A.:9-33 et seq. and a Public Health Emergency pursuant to N.J.S.A. 26:13-1 et seq. due to COVID-19; and

WHEREAS, on March 16, 2020, pursuant to Executive Order No. 104, the Governor of the State of New Jersey set forth numerous restrictions encouraging the practice of social distancing so as to help minimize and slow the spread of COVID-19; and

WHEREAS, on March 21, 2020, pursuant to Executive Order No. 107, the Governor of the State of New Jersey, among other things, ordered the closure of non-essential businesses and encouraged businesses remaining open to establish rules permitting employees to work from home; and

WHEREAS, on June 3, 2020, pursuant to Executive Order No. 150, permitted the re-opening of certain businesses including outdoor dining at food and beverage establishments; and

WHEREAS, this pandemic has presented unprecedented conditions that have caused countries throughout the world to shut down their economies, resulting in the worst economic contraction in nearly a century; and

WHEREAS, the economy in Wall has been similarly impacted, and it has caused great hardship and uncertainty to the businesses of Wall; and

WHEREAS, in consideration of the above, the Township Committee of the Township of Wall has determined it in the best interests of Wall, its businesses, residents and visitors to implement thoughtful and meaningful policies and programs to assist the business community in Wall; and

WHEREAS, helping local businesses to begin to recover from the adverse effects of COVID-19 at this difficult time supports the Township Committee's long-standing goal of fostering a robust and growing economy that enables entrepreneurship, employment opportunities, offers valuable products and services, maintains a healthy ratable base, and sustains property values; and

WHEREAS, the provisions set forth in Chapter 140-164(A)(3) pertaining to nonresidential outdoor displays and sales, is sufficient and proper in a typical business atmosphere, but present a potential impediment to recovery from the effects of COVID-19 on the economy; and

WHEREAS, granting the Land Use Officer the authority to grant temporary permits superseding certain provisions of the Ordinances without formal site plan review can help assist business recovery; and

WHEREAS, on June 3, 2020, pursuant to Executive Order No. 150, permitted the re-opening of certain businesses including outdoor dining at food and beverage establishments; and

WHEREAS, since the adoption of Resolution 20-0516, Wall Township has received 11 formal applications proposing outdoor seating; and

WHEREAS, eight of those eleven applications have been unable to place their outdoor dining in their originally desired location due to restrictions placed in Resolution No. 20-0516 as amended by Resolution No. 20-0604.

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

1. The Land Use Officer is hereby authorized to issue temporary permits to applicants seeking to operate Temporary Outdoor Dining Areas and Temporary Outdoor Retail Areas as defined below:

Temporary Outdoor Dining Area (TODA)

A designated area on the premises of an approved and legally operating retail food establishment or restaurant, but outside the principal building, where patrons may sit at tables while consuming food and beverages. An area already legally operating an outdoor dining area shall not be considered a TODA unless the operation or area functions differently than approved.

Temporary Outdoor Retail Area (TORA)

A designated area on the premises of an approved and legally operating retail establishment, but outside the principal building, where patrons may purchase goods normally sold inside the establishment. An area already legally operating an outdoor retail area shall not be considered a TORA unless the operation or area functions differently than approved.

2. Any TODA shall comply with the following:

a. No TODA shall be permitted within a required side or rear yard setback or buffer area, unless that area has already been legally developed.

b. No structure requiring building or plumbing permits shall be permitted within a TODA or TODA access area.

c. No raw bars, bars serving alcoholic beverages, games, or outdoor cooking shall be permitted.

d. No drive aisles shall be obstructed except where adequate safety measures, site circulation, ingress, and egress has been established to the satisfaction of the Township Engineer, Wall Township Police Department, and Wall Township Bureau of Fire Prevention.

e. No handicapped parking spaces shall be obstructed unless adequate alternative handicapped parking spaces are provided to the satisfaction of the Township Engineer

f. No fire lanes shall be obstructed unless otherwise permitted under State and Federal regulations and codes or where additional or alternative egress has been approved by the Wall Township Bureau of Fire Prevention.

g. A minimum three-foot wide unobstructed pedestrian passage to a height of eight feet above the ground shall be maintained for any TODA occupying a pedestrian sidewalk

h. Every TODA and its access shall be completely protected by vehicle safety bollards, blocks, barriers, or other safety structure or feature spaced at a minimum distance of three feet and a maximum distance of five feet. All such structures and features shall be located on the premises and shall not adversely impact vehicular or pedestrian traffic.

i. TODAs within parking spaces shall be permitted in parking lots provided the property owner or manager has approved the location.

j. The parking space to table ratio that exists during normal operation shall be maintained.

k. No outdoor entertainment or sound amplification system shall be permitted.

l. Alcohol shall only be permitted as granted by the New Jersey Division of Alcohol and Beverage Control and if permitted within a TODA must be served only with a meal to seated patrons at tables only.

m. Current Township standards for lighting shall be enforced.

n. No additional dumpsters shall be permitted.

o. The hours of operation for TODAs shall be 9 AM to 8:30 PM Sunday through Thursday, and 9 AM to 9:30 PM Friday and Saturday. An additional half an hour for cleanup shall be permitted after the foregoing hours of operation.

p. Written approval must be granted by the Bureau of Fire Prevention, Wall Township Police Department, and Freehold Area Health Department prior to the issuance of any zoning permit.

3. No TODA or TORA shall be considered impervious coverage.
4. Any TORA shall comply with section 140-164(A)(3) except that there shall be no limit on the number or frequency of temporary sales.

5. Any TORA or TODA that is determined to be unsafe or a public nuisance either by the Bureau of Fire Prevention, Wall Township Police Department, Freehold Area Health Department, or Wall Township Code Enforcement Office before or during the operation of said TORA or TODA shall have its permit revoked until such nuisance or safety issue is satisfactorily addressed in the opinion of each department.

6. All applicants for a TODA or TORA shall submit a completed zoning permit application on a form prepared by the Land Use Officer.

7. If the applicant is not the property owner, said application shall be signed by the property owner or manager.

8. The fee for a TODA or TORA zoning permit shall be $40.

9. Any TODA or TORA shall comply with all local ordinances not superseded by this resolution.

BE IT FURTHER RESOLVED, that this resolution shall not supersede any state or federal law.

BE IT FURTHER RESOLVED, that this resolution shall expire on December 31, 2020, and all TODA or TORAs and all associated site work must be removed by said date unless otherwise determined by the Township Committee of Wall.

BE IT FURTHER RESOLVED, that all Township officials including, but not limited to the Mayor, the Township Administrator and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

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 Committee of the Township of Wall in the County of Monmouth in the State of New Jersey at a meeting held on _____.

_____

Roberta M. Lang, RMC
Municipal Clerk