



**MANCHESTER TOWNSHIP
COUNCIL MEETING AGENDA
February 13, 2023
5:00 PM**

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1. CALL TO ORDER

2. STATEMENT:

Adequate notice of this meeting was provided in accordance with the Open Public Meetings Act, pursuant to Public Law 1975, Chapter 231. Said notice was advertised in the Asbury Park Press, Star Ledger and was posted in the lobby of the municipal building.

3. FLAG SALUTE

4. ROLL CALL

5. EXECUTIVE SESSION

#23-077 Executive Session - Personnel

6. MAYOR TO CEREMONIOUSLY PERFORM THE OATH OF OFFICE TO COUNCILMAN WALLIS

Oath of Office for Councilman Wallis

7. CORRESPONDENCE

Memo from Mayor to read into the record

Memo from Council President to read into the record

8. APPROVAL OF MINUTES

Regular and Executive Meeting Minutes - January 23, 2023, Special Meeting Minutes and Executive Meeting Minutes - February 2, 2023

9. SUBMISSION OF BILLS

#23-078 Current Fund

#23-079 Utility Fund - ESA

#23-080 Utility Fund - WSA

10. ORDINANCES - Second Reading, Public Hearing and Final Action

#23-01 Amending and Supplementing Chapter 2 of the Township Code Entitled " Administration of Government"

#23-02 Amending Chapter 2 and Chapter 430 of the Township Code to Eliminate the Department of Utilities to Re-Establish the Division of Utilities

11. ORDINANCES – First Reading & Introduction

- #23-03 Creating Chapter 326 of the Township Code Entitles "Rent Leveling"
#23-04 Amending Chapter 245 "Land Use and Development," of the Township Code

12. RESOLUTIONS: CONSENT AGENDA

The items listed below are considered to be routine by the Township of Manchester and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

A. LAND USE

- #23-081 Denying an Amendment to the Redevelopment Plan Affecting Block 44, Lot 15.05 (2065 Route 37) Phase 1

B. FINANCE

- #23-082 Authorizing the Refunds Requested by the Tax Collector
#23-083 Authorizing the Execution of a Software Agreement with Edmunds GovTech for Software Maintenance of Finance, Tax, Recreation, and Utility Package

C. GRANTS

- #23-084 Authorizing an Enabling Resolution for Supplemental Funding Request with the State of NJ DEP, Green Acres Program

D. RECREATION

- #23-085 Authorizing the Execution of a Contract between Manchester Township and Paradise Island Entertainment

E. PURCHASING

- #23-086 Authorizing Auction of Scrap Items on Govdeals
#23-087 Authorizing Sale of Obsolete Equipment

F. BONDS/ESCROWS

- #23-088 Releasing a Utility Escrow that was Posted by Calton Homes a/k/a Pulte Group in Connection with a Project Known as Renaissance at Manchester
#23-089 Releasing Performance Bond and Cash Escrow for a Developer Known as Arya Properties, Pending the Posting of Maintenance Guarantee and Replenishment of Current Escrow Account for Block 21 Lots 621, 622, 1712 (Brentwood Estates)
#23-090 Releasing Maintenance Bonds for Reserve at Lake Ridge (Meadows West) Phase 2 and Phase 3

G. APPOINTMENT

- #23-091 Appointing CME Associates as Administrative Agent for Affordable Housing Matters
#23-092 Authorizing the Appointment of Daniel Bloch & Nicholas Dickerson of Colliers Engineering & Design as Township Planners
#23-093 Appointing Peter Van Den Kooy of CME Associates as Conflict Township Planners
#23-094 Authorizing the Appointment of Megan Ann Bennet of Gluck Walrath LLP, as Bond Counsel
#23-095 Authorizing the Appointment of Matthew C. Moench, Esq. of King, Moench & Collins LLP for Legal Services In Utilities Dept.

- #23-096 Authorizing the Appointment to Frank J. Little, Jr. of Owen, Little & Associates, Inc. Group as Special Projects Engineer
- #23-097 Authorizing the Appointment of Alaimo Group as Special Projects Engineer
- #23-098 Appointment of Robert Mullin of Colliers Engineering & Design as Special Projects Engineer
- #23-099 Authorizing the appointment of CME Associates as Special Projects Engineer
- #23-100 Authorizing the Appointment for Armando V. Riccio, LLC as Labor Counsel
- #23-101 Authorizing the Appointment of Parker McCay PA as Special Labor Counsel
- #23-102 Authorizing the Appointment of Michael McKenna, Jr. of Hering, Gannon & McKenna as Special Labor Counsel
- #23-103 Authorizing the Appointment of Doug Steinhart Esq. of Florio, Perrucci, Steinhart, Cappelli, Tipton & Taylor LLC as Conflict Labor Counsel
- #23-104 Authorizing the Award of a Contract to Provide The Services of a Licensed Water Operator to WRM
- #23-105 Authorizing the Appointment of Matthew C. Moench Esq. of King, Moench & Collins LLP as Township Conflict Attorney
- #23-106 Authorizing the Appointment of Jean Cipriani Esq. of Rothstein, Mandell, Strohm, Halm Cipriani PA as Conflict Attorney for Legal Services
- #23-107 Authorizing the Appointment of Parker McCay PA as Township Conflict Attorney for Legal Services
- #23-108 Authorizing the Appointment of Kevin Riordan, Esq. of Kevin Riordan, Esq., LLC as Conflict Attorney
- #23-109 Appointment of Bonnie R. Peterson, Esq. as Municipal Prosecutor
- #23-110 Authorizing the Appointment Steven Zabarsky & Brian Wilkie of Citta, Holzapel & Zabarsky as Alternate Municipal Prosecutor

H. CONTRACTS/AGREEMENTS

- #23-111 Authorizing the Execution of an Agreement with Goose Control Technology for Geese Control at Harry Wright and Pine Lakes
- #23-112 Authorizing the Execution of a Shared Service Agreement with Ocean County for a Water Main Relocation in Associated with Reconstruction of County Route 571 (Ridgeway Road)
- #23-113 Authorizing a Shared Services Agreement Between Manchester Township with the County of Ocean Prosecutor's Program
- #23-114 Authorizing an Agreement Between the Township of Manchester and the Volunteer Auxiliary for Animal Shelters, Inc.
- #23-115 Consenting to the Appointment of a Business Administrator and Authorizing the Execution of an Employment Agreement
- #23-116 Authorizing the Execution of a Small Wireless Facility Right-of-Way Agreement with Munisite Holding Group Partners, LLC

I. MISCELLANEOUS

- #23-117 Calling for a Moratorium on All Offshore Wind Activity Until Investigations are Held

13. REPORTS

14. PUBLIC COMMENT

15. ADJOURNMENT

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AN ORDINANCE OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 2 OF THE TOWNSHIP CODE ENTITLED "ADMINISTRATION OF GOVERNMENT"

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of Manchester, County of Ocean and State of New Jersey as follows:

SECTION 1. Chapter 2 of the Township Code entitled "Administration of Government" is hereby amended and supplemented, so as to amend Section 2-10, entitled "Township Council Committees," which shall read as follows:

§ 2-10. Township Council committees.

A. Organization, membership and term.

- (1) Committees of the Township Council shall be composed of two members of the Township Council appointed by the President of Council.
- (2) Chairman designated. The President of Council shall choose one of the two members appointed to the Committee as Chairman of such Committee who shall be responsible for its operation in carrying out its functions.

B. Finance Committee. In addition to other matters assigned to it, the Finance Committee shall have the responsibility of reviewing all bills required to be submitted to the Township Council. The Chairman of the Committee shall sign the voucher for all approved bills prior to submission to the Township Council for final approval. The Chairman of the Committee shall report to the Township Council on any bills which have been submitted but not approved by the Committee, indicating the reasons for disapproval. Subsequent to said report, the Township Council may, nonetheless, cause such bill to be approved by a majority vote of the whole Council.

C. Legislative Committee. In addition to other matters assigned to it, the Legislative Committee shall have the responsibility of reviewing ordinances seeking to amend the Township Code. The Committee shall review proposed amendments in consultation with the Township Attorney and any other professionals and employees deemed necessary by the Chairman.

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

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

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NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council of the Township of Manchester on first reading at a meeting held on the 23rd day of January, 2023 at 6:00 pm. The Ordinance will be considered for second and final reading at a meeting of the Township Council which is scheduled for the 13th day of February, 2023, at 6:00 pm or as soon thereafter as the matter may be reached, at the Municipal Building located at 1 Colonial Drive, Manchester, New Jersey 08759, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

Teri Giercyk, RMC/MC
Municipal Clerk

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#23-02

AN ORDINANCE OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING CHAPTER 2 AND CHAPTER 430 OF THE TOWNSHIP CODE TO ELIMINATE THE DEPARTMENT OF UTILITIES TO RE-ESTABLISH THE DIVISION OF UTILITIES

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of Manchester, County of Ocean and State of New Jersey as follows:

SECTION 1. Chapter 2 of the Township Code entitled "Administration of Government" is hereby amended, so as to amend Section 2-20, entitled "Establishment of Departments," which shall now read as follows:

§ 2-20 Establishment of Departments

Powers and duties of the municipality, other than those vested in the offices of the Municipal Clerk and the Municipal Tax Assessor, shall be allocated and assigned among and within the following departments:

- A. The Department of Administration.
- B. The Department of Public Safety.
- C. The Department of Public Works.
- D. The Department of Law.
- E. The Department of Inspections, Land Use and Planning.
- F. The Department of Finance
- G. The Department of Recreation.
- H. ~~Department of Utilities.~~

SECTION 2. Chapter 2 of the Township Code entitled "Administration of Government" is hereby amended, so as to amend Section 2-25, entitled "Director of Public Works," which shall now read as follows:

§ 2-25 Director of Public Works

- A. Appointment. The Department of Public Works shall be headed by the Director of Public Works, who shall be appointed by the Mayor with the advice and consent of the Council as provided by N.J.S.A. 40:69A-1 et seq. In the absence or disability of the Director of Public Works, the Department shall be supervised by the Deputy Director of Public Works.
- B. Tenure. Pursuant to the provisions of N.J.S.A. 40A:9-154.6, there is hereby established a tenure of office for the Department of Public Works. Pursuant to N.J.S.A. 40A:9-154.6, any person who holds the office, position or employment continually for five years or more shall continue to hold the office, position or employment during good behavior and efficiency. The person who holds the office, position or employment as full-time Director of Public Works shall not be removed from office for political or other reasons except for good causes, upon written charges filed with the Municipal Clerk and after a fair and impartial public hearing.
- C. Duties. The "Director of Public Works" means the employee of Manchester Township whose duties include supervising the care and maintenance of streets, roads, avenues, public buildings, public places, storm drainage facilities, motor vehicles and equipment of the municipality. The Director of Public Works shall be responsible for implementing the policies, regulations, rules and procedures developed by the New Jersey Department of Environmental Protection and ensuring that the Township utilities operate pursuant to the rules and regulations of the federal government and the government of the State

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of New Jersey. The Director shall also be responsible for the operation of the Township water and sewer utilities and for ensuring that the fiscal conditions of the water and sewer utilities are sound and operated according to law.

- D. Qualifications. The Director of Public Works shall hold a Public Works Manager certification in accordance with the provisions of N.J.S.A. 40A:9-154.6a et seq.

SECTION 3. Chapter 2 of the Township Code entitled "Administration of Government" is hereby amended, so as to amend Section 2-27, entitled "Divisions," which shall now read as follows:

§ 2-27 Divisions

- A. The Division of Streets, which shall be responsible for the construction, care and maintenance of all public streets, sidewalks and stormwater facilities within the Township.
- B. The Division of Lakes, Parks and Playgrounds, which shall be responsible for the construction, care and maintenance of all public parks, playgrounds, lakes and public bodies of water within the Township.
- C. The Division of Central Maintenance, which shall be responsible for the care and maintenance of all municipally owned vehicles, tools, and other equipment.
- D. The Division of Sanitation and Recycling, which shall be responsible for all recycling activities by the Township, as well as other sanitation and solid waste disposal activities which may from time to time be assigned by the Mayor.
- E. The Division of Buildings and Grounds, which shall be responsible for the care and maintenance of all municipally owned buildings and grounds incidental thereto.
- F. The Division of Engineering, which shall have the following functions and responsibilities:
- (1) The Director of the Division of Engineering shall be the Township Engineer who shall be appointed by the Mayor with the advice and consent of the Council as provided by N.J.S.A. 40:69A-1 et seq.
 - (2) Duties and responsibilities. The Township Engineer shall be responsible for the following:
 - (a) The performance of such engineering, design and inspection services as may from time to time be assigned by the Mayor or the Business Administrator, or the Director of Public Works, subject to the supervision and control of the Mayor.
 - (b) The preparation of plans and specifications and the supervision of the award and performance of all contracts for municipal public works and improvements.
 - (c) The performance of such other general engineering services as may from time to time be assigned by the Mayor or imposed upon the Township Engineer by general law.
- G. The Division of Utilities, which shall be supervised by the Director of Public Works.

- (1) The Division of Utilities shall contain two subdivisions: the Eastern Service Area, and the Western Service Area, also referred to as the "Crestwood Water and Sewer Utilities."

(a) The Eastern Service Area shall have a Bureau of Water East and the Bureau of Sewer East, previously referred to as the "Eastern Water Utility" and the "Eastern Sewer Utility," with separate budgets for each. Both the Bureau of Water East and the Bureau of Sewer East shall be distinct and separate self-liquidating utilities.

(b) The Western Service Area (Crestwood Water and Sewer Utilities) shall have a Bureau of Water West and a Bureau of Sewer West, previously referred to as the "Crestwood Water Utility" and the "Crestwood Sewer Utility," with separate budgets for each. Both the Bureau of Water West and the Bureau of Sewer West shall be distinct and separate self-liquidating utilities.

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(2) The Division of Utilities, under the direction and supervision of the Director of Public Works, shall perform the following duties:

(a) Assist the Mayor and Council in the preparation of the budgets for the Bureau of Water and Bureau of Sewer.

(b) Maintain continuous administrative review to ensure compliance with all governmental regulations.

(c) Conduct all water and sewage activities including planning and development and coordinate the same with all government agencies of appropriate jurisdiction.

(d) Perform such other duties that may be assigned by the Mayor as may be imposed by general law or outlined in Chapter 430, Water and Sewer, of the Township Code of the Township of Manchester.

SECTION 4. Chapter 2 of the Township Code entitled "Administration of Government" is hereby amended, so as to delete Article XIV, entitled "Department of Utilities," in its entirety.

SECTION 5. Chapter 2 Article XV, entitled "Municipal Court" be renamed "Article XIV Municipal Court," and Article XVI, entitled "Continuation of Certain Boards and Agencies" be renamed "Article XV Continuation of Certain Boards and Agencies."

SECTION 6. Chapter 430, entitled "Water and Sewer," is amended so as to amend subsection "B" of Section 430-5, entitled "Violations and Penalties; Enforcement," which shall now read as follows:

§ 430-5 Violations and Penalties; Enforcement

B. The provisions of this article shall be enforceable by the Township of Manchester through its respective designee(s), which shall include but not be limited to the Township Clerk and the Director of the Manchester Township Department of Public Works Utilities.

SECTION 7. Chapter 430, entitled "Water and Sewer," is amended so as to amend Section 430-12, entitled "Fees Required for Connection or Use Change," which shall now read as follows:

§ 430-12 Fees Required for Connection or Use Change

The Township's Department of Public Works Division of Utilities, Water – East Utility and Water – West Utility, shall be authorized to charge application filing fees, engineering review fees, inspection fees and water service connection fees to applicants who desire to connect or are required pursuant to Article I of this chapter to connect to the Township's water system, or who desire to change their use associated with an existing water connection, in accordance with the fees set forth in Article VII, Water and Sewer Rates, of this Chapter, or as amended and/or supplemented from time to time (the Schedule of Fees).

SECTION 8. Chapter 430, entitled "Water and Sewer," is amended so as to amend Section 430-15, entitled "Fees Required for Connection or Use Change," which shall now read as follows:

§ 430-12 Fees Required for Connection or Use Change

The Township's Department of Public Works Division of Utilities, Water – East Utility and Water – West Utility, shall be authorized to charge application filing fees, engineering review fees, inspection fees and sewer service

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connection fees to applicants who desire to connect or are required pursuant to Article II of this chapter to connect to the Township's water system, or who desire to change their use associated with an existing water connection, in accordance with the fees set forth in Article VII, Water and Sewer Rates, of this Chapter, or as amended and/or supplemented from time to time (the Schedule of Fees).

SECTION 9. Chapter 430, entitled "Water and Sewer," is amended so as to amend Section 430-18, entitled "Rules and Regulations Adopted," and Section 430-19, entitled "Copies on File in Clerk's Office," which shall now read as follows:

§ 430-18 Rules and Regulations Adopted

The rules and regulations for the submission and review of applications for the construction of water facilities for Manchester Township Municipal Utilities Authority, now known as "Manchester Township Department of Public Works, Division of Utilities, Water – East Utility and Water – West Utility," are incorporated herein as if more fully set forth at length and are adopted in their entirety, with certain amendments.

§ 430-19 Copies on File in Clerk's Office

Copies of the amended rules and regulations for the submission and review of applications for the construction of water facilities have been placed on file in both the Township Clerk's office and the Township Department of Public Works, Division of Utilities office upon the introduction of this article and will remain there on file for public use and examination so long as this article remains in effect.

SECTION 10. Chapter 430, entitled "Water and Sewer," is amended so as to amend Section 430-21, entitled "Rules and Regulations Adopted," and Section 430-22, entitled "Copies on File in Clerk's Office," which shall now read as follows:

§ 430-21 Rules and Regulations Adopted

The rules and regulations in conjunction with sewer connections prepared by Birdsall Engineering, Inc., dated May 1994, for the Manchester Township Department of Utilities, Division of Sewers, now known as the "Manchester Township Department of Public Works, Division of Utilities, Sewer-East Utility and Sewer-West Utility," are incorporated herein as if more fully set forth at length and are adopted in their entirety with certain amendments.

§ 430-22 Copies on File in Clerk's Office

Copies of the amended rules and regulations in conjunction with sewer connections have been placed on file in both the Township Clerk's office and the Township Department of Public Works, Division of Utilities office upon the introduction of this article and will remain there on file for public use and examination so long as this article remains in effect.

SECTION 11. Chapter 430, entitled "Water and Sewer," is amended so as to amend subsection "A" of Section 430-24, entitled "Schedule of Water and Sewer Rates for Eastern Service Area," which shall now read as follows:

§ 430-24 Schedule of Water and Sewer Rates for Eastern Service Area

The water and sewer rates for the Department of Utilities, Eastern Service Area, shall be as set forth in the following schedule, effective January 1, 2010:

A. Equivalent service units.

(1) Each water and sewer customer shall be classified and assigned equivalent service units (ESUs) according to usage classes as follows:

- (a) Class I: Residential (base ESU). Each single-family dwelling, single-dwelling unit in a multiple-dwelling or multiple-purpose structure, single-dwelling unit serviced by a common meter, or mobile home, shall be assigned 1.00 ESU.

- (b) Class II: Nonresidential (ESU by designated use).
 - [1] The total ESUs shall be the sum of ESUs assigned for primary and ancillary uses of the customer property. Primary uses are as follows:
 - [a] School. Each classroom in a public or private school shall be assigned 1.00 ESU.
 - [b] Hotel, motel and rooming house. Each rental room in a hotel, motel or rooming house shall be assigned 0.50 ESU.
 - [c] Recreational campsite. Each 25 recreational campsites shall be assigned 1.00 ESU.
 - [d] Hospital and nursing home. Each bed in a hospital or nursing home shall be assigned 0.50 ESU.
 - [e] Other. The Division ~~Department~~ of Utilities, in its sole determination, shall establish additional categories of designated uses as necessary in providing service to new customers.
 - [2] Additional ESUs shall be assigned for ancillary uses that are not included in the basis for counting primary uses, such as cafeterias, restaurants, banquet and meeting rooms, and public shower facilities. The assignment of additional ESUs shall be made in accordance with provisions of usage classes applicable to the ancillary uses.
 - (c) Class III: Commercial (ESU by water meter size). All usages not included in Class I and Class II shall be assigned ESUs based on the size of the water meter serving the customer. In the case of Class III customers with more than one meter, each meter shall be counted separately, with the exception of water meters approved by the Division ~~Department~~ of Utilities solely for irrigation uses.
- (2) If there is no existing water meter, or no separate water meter serving an ancillary use of a customer in Class II, the Division ~~Department~~ of Utilities shall determine the size of water meter that would be required to serve the customer or the ancillary use. In making this determination, the Division ~~Department~~ of Utilities will utilize criteria published by the American Water Works Association, and the National Plumbing Code, as adopted and amended by the New Jersey Uniform Construction Code. Notwithstanding the actual size of any existing meter or any previous determination of required meter size, the Division ~~Department~~ of Utilities shall have the right at any time to examine the number and type of plumbing fixtures installed by a customer to determine the required meter size and, if necessary, to assign or reassign ESUs accordingly. ESUs shall be assigned to all Class III customers, and to certain ancillary uses by Class II customers as follows:

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Water Meter	ESU
5/8-inch	1.0
3/4-inch	1.4
1-inch	1.8
1 1/2-inch	3.5
2-inch	5.4
3-inch	9.7
4-inch	12.6
6-inch	25.0
8-inch	50.0

SECTION 12. Chapter 430, entitled "Water and Sewer," is amended so as to amend subsection "A" of Section 430-25, entitled "Schedule of Water and Sewer Rates for Western Service Area," which shall now read as follows:

§ 430-25 Schedule of Water and Sewer Rates for Western Service Area

The water and sewer rates for the Department of Public Works, Division of Utilities, Western Service Area, shall be as set forth in the following schedule, effective January 1, 2010:

A. Equivalent service units.

- (1) Each water and sewer customer shall be classified and assigned equivalent service units (ESUs) according to usage classes as follows:
 - (a) Residential (base ESU). Each single-family dwelling, single-dwelling unit in a multiple-dwelling or multiple-purpose structure, single-dwelling unit serviced by a common meter, or mobile home, shall be assigned 1.00 ESU.
 - (b) Commercial (ESU by water meter size). All commercial users shall be assigned ESUs based on the size of the water meter serving the customer. In the case of commercial customers with more than one meter, each meter shall be counted separately with the exception of water meters approved by the Division ~~Department~~ of Utilities solely for irrigation uses.
- (2) If there is no existing water meter, or no separate water meter serving an ancillary use, the Division ~~Department~~ of Utilities shall determine the size of water meter that would be required to serve the customer or the ancillary use. In making this determination, the Division ~~Department~~ of Utilities will utilize criteria published by the American Water Works Association, and the National Plumbing Code, as adopted and amended by the New Jersey Uniform Construction Code. Notwithstanding the actual size of any existing meter or any previous determination of required meter size, the Division ~~Department~~ of Utilities shall have the right at any time to examine the number and type of plumbing fixtures installed by a customer to determine the required meter size and, if necessary, to assign or reassign ESUs accordingly. ESUs shall be

assigned as follows:

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Water Meter	ESU
5/8-inch	1.0
3/4-inch	1.4
1-inch	1.8
1 1/2-inch	3.5
2-inch	5.4
3-inch	9.7
4-inch	12.6
6-inch	25.0
8-inch	50.0

SECTION 13. Chapter 430, entitled “Water and Sewer,” is amended so as to amend Section 430-45, entitled “Enforcement,” which shall now read as follows:

§ 430-45 Enforcement

This article may be enforced by any authorized employee of the Department of Public Works, Division of Utilities, the Code Enforcement Officer, or any member of the Police Department who shall observe any person using or withdrawing water in violation of this article.

SECTION 14. Within the Code of the Township of Manchester, all references to the Department of Utilities shall hereinafter be changed to the Division of Utilities.

SECTION 15. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 16. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 17. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council of the Township of Manchester on first reading at a meeting held on the 23rd day of January, 2023 at 6:00 pm. The Ordinance will be considered for second and final reading at a meeting of the Township Council which is scheduled for the 13th day of February, 2023, at 6:00 pm or as soon thereafter as the matter may be reached, at the Municipal Building located at 1 Colonial Drive, Manchester, New Jersey 08759, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

Teri Giercyk, RMC/CMC
Municipal Clerk

**AN ORDINANCE OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF
NEW JERSEY, CREATING CHAPTER 326 OF THE TOWNSHIP CODE ENTITLED "RENT
LEVELING"**

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of Manchester, County of Ocean and State of New Jersey as follows:

SECTION 1. Chapter 326 of the Township Code entitled "Rent Leveling" is hereby created, which shall read as follows:

§ 326-1. Definitions.

The following definitions shall apply to this chapter:

AVAILABLE FOR RENT TO TENANTS

Fit for habitation, as defined by the statutes, codes and ordinances in full force and effect in the State of New Jersey, County of Ocean, and Township of Manchester, and occupied or unoccupied and offered for rent.

CONSUMER PRICE INDEX

The consumer price index (all items) for the region of the United States of which the Township of Manchester, New Jersey, is a part, published periodically by the Bureau of Labor Statistics, United States Department of Labor.

MOBILE HOME PARK

A parcel of land which has been so designed and improved that it contains two or more mobile home lots available to the general public for the placement thereon of mobile homes for occupancy.

MOBILE HOME SPACE

Includes that portion of a mobile home park rented or offered for rent, for the purpose of parking or positioning a trailer or mobile home for living and dwelling purposes, to one or more tenants or family units together with all the privileges, services, equipment, facilities and improvements connected with the use or occupancy of such portion of the property. Mobile home spaces which are newly constructed and rented for the first time are exempted, and the initial rent may be determined by the owner. All subsequent rents will be subject to the provisions of this chapter.

REASONABLE AND NECESSARY OPERATING EXPENSES

All expenses actually incurred and accrued by the landlord for the operation of the mobile home park during a calendar year. Reasonable and necessary operating expenses shall be computed in accordance with the following limitations and requirements:

A. Taxes shall be limited to amounts actually paid solely on the mobile home park less the amounts of any tax surcharges paid by the tenants.

B. Repair and maintenance expenses shall not include expenditures for major improvements or items which meet the definition of capital improvements.

C. Professional fees, including legal and accounting expenses, shall be limited to actual costs for day to day operation of the park. Legal and accounting expenses resulting solely from an application made pursuant to this chapter or resulting in legal challenges on this chapter shall not be considered "reasonable and necessary operating expenses," as defined in this chapter.

D. Management expenses shall be limited to the amounts paid for actual services performed by a manager of a management firm. In no event shall a fee for management services exceed 5% of the gross income inclusive of all on-site and off-site management.

RENTAL INCOME

The payable rent charged and received for the mobile home space over the previous twelve-month period exclusive of any of the following: all real property taxes, space fees or license fee charged by the Township of Manchester pursuant to any duly adopted ordinance, any cost of utilities if the same are provided for by the landlord and any increase for major improvements as permitted by § 326-8B hereof.

UTILITIES

The minimum rate charged for sewerage, water service and private trash collection. In areas where there are no public sewer or water service utilities, it shall include private septic and private well systems. Any single renovation of an existing utility system which meets the definition of a major improvement under this chapter is excepted from this definition.

§ 326-2. Determination of rents.

A. The establishment of rents for mobile home rental spaces between a landlord and a tenant, and which are available to rent to tenants to which this chapter is applicable, shall hereafter be determined by the following provisions:

(1) At the expiration of the tenancy for a mobile home space, no landlord may request or receive any increase in the rental income or additional charges for that mobile home space from any tenant, new or continuing, which is greater than a combination of the following:

(a) Any increased cost to the landlord for utilities, if applicable.

(b) Any increased cost to the landlord in mobile home space fees or license fee charged by the Township of Manchester pursuant to any duly adopted ordinance.

(2) No new or continuing tenant, at the termination of a tenancy, shall suffer or be caused to pay any rent increase for the mobile home space in any twelve-month period which exceeds the above permitted increase for the twelve-month period.

(3) The landlord shall be entitled, without need for application or hearing, to a yearly rent increase in an amount equal of 3% of the previous twelve-month rental income for the mobile home space, or the percentage increase in the consumer price index, whichever is less. If the tenant pays for the cost of his/her heat, the percentage increase in rent shall be no more than 2%, or the percentage increase in the consumer price index, whichever is less. The percentage increase of the consumer price index shall be effective as of January 1 of the following year. The consumer price index for the region including the County of Ocean shall be the index utilized for this purpose. The landlord must notify the Manchester Township Rent Leveling Board of any such rent increase. Said notification must be in writing and received by the Rent Leveling Board on or before November 1.

(4) Increase by agreement. Where the landlord and the tenants effectuate a rent increase by agreement, the agreement shall be in writing, signed by the landlord and signed by the tenants representing 75% plus one of the occupied rental units affected by the rent increase. Such rental increases by agreement shall take effect in accordance with the terms and conditions thereof, and a copy of such agreement shall be filed with the Rent Leveling Board within 45 days of the execution of the document.

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B. No landlord may request or receive from the tenants any increase in rental income or additional charges except as provided by this section, and until such time as the landlord shall have obtained approval in writing from the Rent Leveling Board, as hereinafter established, for said increase. Furthermore, there shall be only one request per landlord per mobile home park for any increase per calendar year, for each of the increases permitted by this section, which request and decision shall be binding upon all tenancies of that particular mobile home park which expire during said calendar year. The landlord shall notify the Rent Leveling Board in writing, at least 60 days prior to the effective date of any increase proposed pursuant to the provisions of this section. At the same time, a copy of said notice shall be mailed by certified mail, return receipt requested, to any tenant who may be affected by the increase applied for. In the event that a landlord shall submit an application for increase or decrease in rent based upon any of the criteria herein, the Rent Leveling Board shall hold a hearing within 30 days of the submission of the completed application.

C. A tenant may be notified by other than certified mail only if the landlord or his representative shall serve the tenant personally with the notice provided for herein and shall certify such service by affidavit and retain such affidavit in his records. Upon receipt of said notice and where the increase sought is based upon terms in Subsection A(1)(a) herein, the Rent Leveling Board shall schedule a hearing on said increase and the landlord shall post, in a conspicuous place in or about the park, a notice of said hearing date at least five days prior to the proposed date of hearing. Where the increase sought is based upon the terms in Subsection A(1)(b) herein, no hearing shall be scheduled, no written approval is required and the increase shall become effective on the date specified in said notice if all other applicable provisions of this chapter are complied with.

D. In the event that a landlord shall make application for any rent increase hereunder or supply any notice to the Rent Leveling Board or any tenant, said application shall include a certification by the landlord that all information supplied in an application or notice is true and accurate.

E. Any and all bills submitted in connection with any application for a rent increase, as set forth elsewhere herein, shall be for work invoiced to the landlord within the 18 months next preceding the date of the filing of the application. All bills must be presented with proof of payment thereof. Any bill presented by the landlord which was invoiced earlier than 18 months prior to the date of the application shall be reviewed by the Manchester Township Rent Leveling Board on a case-by-case basis. The landlord shall have the burden of proof as to why the bill was not submitted within the time restrictions provided.

§ 326-3. Disclosure of rents to new tenants.

A. The landlord shall provide and disclose to all new tenants, in writing upon execution of a lease, the sums allocated in the gross rent paid to the landlord for the following items:

- (1) Base rent.
- (2) Tax surcharge.
- (3) License fee.
- (4) Any other special expense.

B. A copy of said disclosure shall be filed with the Rent Leveling Board within 30 days of execution of the same.

§ 326-4. Certification of compliance; rent reduction due to noncompliance.

A. Rent increases, as authorized by this chapter, may be allowed only if the mobile home park substantially complies with all existing state, county and local codes and is deemed available for rent to tenants. As part of his application for any increase, the landlord shall submit to the Rent Leveling Board such certification of compliance with said codes as he is required by law to maintain.

B. Where the mobile home park fails to substantially comply with said codes, any tenant may apply to the Rent Leveling Board for a reasonable reduction in rent, commensurate with any such noncompliance by the landlord, whereupon the Rent Leveling Board shall duly notify the landlord and schedule the matter for a hearing. If, as a result of such a hearing, a reasonable reduction in rent is granted, it shall remain in effect until the landlord proves that the noncompliance has been corrected.

§ 326-5. Timing of increase; excess increase.

Any rental income or additional charge increase at a time other than at the expiration of a tenancy or the termination of a periodic tenancy shall be void, except as otherwise provided in this chapter. Any rental income or additional charge increase in excess of that authorized by the provisions of this chapter shall be void.

§ 326-6. Rent reduction procedure.

A tenant shall be entitled to a rent reduction from a landlord because of a decrease in the municipal property taxes or utilities or any decrease in space fees or license fee charged by the municipality. The reduction shall not exceed that amount authorized by the following provisions:

A. Where the decrease consists of a decrease in the municipal property tax due to aid received from the State Aid for Schools Fund and where said decrease is subject to the provisions of c. 63, P.L. 1976 (N.J.R.S. 54:4-62 et seq.), as may be amended from time to time, the landlord shall make such rebate and upon such terms as c. 63, P.L. 1976, provides.

B. Where the decrease consists of a decrease in the municipal property tax other than that decrease provided for in Subsection A above, the landlord shall divide the decrease in the present tax over the tax for the previous year by the total number of occupied mobile home spaces in the mobile home park. The decrease each tenant is entitled to shall be a credit to rent in 12 monthly installments commencing from July 1 of each year. Any tenant entitled to a rent decrease hereunder shall be notified by the landlord, by certified mail, of the calculations involved in computing such reduction and the effective date of such reduction.

C. Where the decrease consists of a decrease in utilities, space fees or license fee, the landlord shall divide the decrease in the present utilities, mobile home space fees or license fee over the utilities, mobile home space fees or license fee of the previous year by the total number of occupied mobile home spaces in the mobile home park to obtain the decrease per space. The decrease each tenant is entitled to shall be a credit to rent in 12 monthly installments commencing from the effective date of said reduction. Any tenant entitled to a rent decrease hereunder shall be notified by the landlord, by ordinary mail, together with filing of an affidavit of mailing by the landlord, of the calculations involved in computing such reduction and the effective date of such reduction.

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§ 326-7. Tax surcharges.

A landlord shall be entitled to a rent surcharge for any increase in municipal property taxes. Any landlord seeking a surcharge for property taxes shall notify the tenants, by certified mail at least 30 days prior to the date of which said increase is to be effective, of the calculations involved, including the property tax for the mobile home park for the previous year and the increase in the present tax over the tax for the previous year divided by the total number of mobile home spaces in the mobile home park. The tax surcharge each tenant is liable for shall be paid in 12 monthly installments commencing September 1 of each year.

§ 326-8. Tax appeals.

A. In the event that a municipal property tax appeal is taken by the landlord and the landlord is successful in said appeal and the taxes are reduced, the tenants involved shall receive 50% of said reduction after the landlord's costs of securing said tax reduction have been deducted. The landlord shall receive the remaining benefit of the reduced taxes. Thereafter, in succeeding years, the benefit of such successful tax appeal shall be divided evenly between the tenants and the landlord.

B. Any such successful landlord shall notify the tenants, by certified mail within 30 days after the receipt of the judgment, of the calculations involved, including an itemization of the costs of securing said reduction and the reduction each tenant is entitled to, determined by dividing 1/2 the remainder of the amount of said tax reduction by the total number of mobile home spaces in the mobile home park.

§ 326-9. Additional rent increases.

A. Hardship. A landlord who finds that the present rental income and additional charges from the mobile home park on which he seeks relief thereunder are insufficient to cover the costs of payments on a first mortgage and any subsequent mortgages directly used to improve and upgrade the mobile home park and/or payments for maintenance and/or all reasonable and necessary operating expenses, and at the same time ensure the landlord a just and reasonable return, may appeal to the Rent Leveling Board for an increase in rental income. The Rent Leveling Board, after a hearing, may grant the landlord a hardship rents increase to meet these requirements or needs after consideration of the proofs presented by the landlord, the physical condition of the mobile home park and the degree of hardship to the landlord. Prior to filing for any such appeal to the Rent Leveling Board, the landlord must post notice of said appeal setting forth the basis for the appeal in a conspicuous place in and about the mobile home park. Each tenant must be served with written notice either in person or by certified mail. The landlord must thereafter notify each affected tenant in person or by certified mail, of the hearing date for the appeal and post a notice of the hearing in a conspicuous place at the mobile home park for at least 10 days prior to the hearing date. If said increase is granted, it shall not be considered rental income and shall not be calculated in allowable increases as otherwise set forth in the chapter.

B. Major improvements. A landlord may seek an additional charge for major improvements. For the purposes set forth herein a major improvement shall be defined as a major improvement to a park system or facility extending the useful life of its streets, paving or curbing, water system, sewer or septic system, clubhouse, tenant transportation vehicles, or swimming pool, having a direct benefit to the tenants of the park. Applications for major improvement surcharges may be granted upon the demonstration by the landlord, to the satisfaction of the Rent Leveling Board, that the improvement serves a direct benefit to the tenants, and that it was more feasible to renovate or replace an existing object than repair it.

Any single renovation or improvement to the sanitary sewer or septic system or water system having a cost in excess of \$5,000 shall be deemed a major improvement for purposes of this regulation; and such improvement having a cost of less than \$5,000 shall be considered a utilities expense.

Prior to filing an application with the Rent Leveling Board, the landlord must notify each tenant by certified mail of the total cost of the completed major improvement; the number of years of useful life of the improvement for the purposes of depreciation based upon the maximum term allowed under the Internal Revenue Code; the average cost, including debt service, of the improvement (calculated by dividing the cost of the major improvement the total number of mobile home spaces in the mobile home park); and the major improvement surcharge sought from each tenant. In no event however shall the debt service used to calculate a major improvement surcharge exceed the prime rate plus 1%. The landlord seeking a major improvement surcharge shall apply for said surcharge to the Rent Leveling Board who shall determine, after the landlord has provided notice of the hearing to the affected tenants by certified mail, if said improvement is a major improvement and, if so, if it shall permit such increase to take place and any conditions thereof. If said increase is granted, it shall not be considered rental income and not calculated in allowable increases as otherwise set forth in this chapter. In any event, no increase granted by authority of this section shall exceed 10% of the tenant's rental income, unless said increase or major improvement is mandated by law.

C. In the event that a landlord seeks an additional charge for any major improvement, it shall be necessary for said landlord to produce actual receipts and bills for the cost of said improvements, and testimony as to those items will not be considered sufficient in and of itself without the proper backup materials.

D. In the event that a landlord is to seek an additional rent increase based upon major improvements, the charge to be passed on to the tenant shall be based upon the proportionate part of the useful life of said major improvement rather than taking all of the improvement costs in the year that the landlord seeks the rent increase.

E. Loans. In the event that the financial information submitted by the landlord reveals a loan made by the landlord or by someone having an ownership interest in the landlord, if the landlord is a business entity such as a partnership or a corporation, interest expense on any such loan shall be computed based upon a rate not to exceed an imputed rate equal to the prime lending rate charged by commercial banks plus one percentage point.

F. Related entity. In the event the landlord shall retain the services of any related entity (meaning owned by the landlord or someone who has an interest in the landlord as a partnership corporation) the landlord shall provide proof that the cost of this service did not exceed the fair market value of same by more than 5%. The proof requirement established hereunder shall be satisfied by presenting three bids from separate and unrelated vendors.

G. Hearings. Any appeal or hardship rent increase application must be filed 45 days prior to the proposed hearing date. Any data which the landlord seeks to rely upon before the Board must be submitted with the application in order to allow the Board adequate time to review the data prior to the hearing. If the Board finds that it has been given the proper and appropriate information prior to the hearing, the Board may, in its discretion, agree to review additional data at the time of the hearing not previously submitted. The Board would make such determination based on the pertinence to the landlord's appeal and the finding that the landlord was unable to submit the information or material on a timely basis and was acting in good faith.

H. The Rent Leveling Board must take action and render a decision on all applications presented to it within the following time limitations:

(1) Major improvement applications. The Rent Leveling Board must take action and render a decision on all major improvement applications within 90 days of the application date.

(2) Utility increase applications. The Rent Leveling Board must take action and render a decision on all utility increase applications within 60 days of the application date.

(3) Hardship applications. The Rent Leveling Board must take action and render a decision on all hardship applications within 120 days of the application date.

§ 326-10. Rent Leveling Board; creation, membership, terms

A. There is hereby created a Rent Leveling Board within the Township of Manchester, effective _____.

B. The Board shall consist of five members and two alternate members who shall serve in the event of absence or disqualification of a regular member. The members of the Board and the alternate members shall be appointed by the Mayor, with the advice and consent of the Township Council, and their terms of office shall be as follows: two members shall be appointed for a period of one year; two members shall be appointed for a period of two years; and one member shall be appointed for a period of 3 years. Both alternates shall be appointed for a period of two years. Each member shall serve without compensation. One member and one alternate member shall be a tenant of a mobile home park, and one member and one alternate member shall be a landlord of a mobile home park, as that term is defined in § 326-1. Each non-landlord member shall be a resident of the Township. Vacancies shall be filled for the balance of the term.

§ 326-11. Powers and duties of the Board.

The Rent Leveling Board is hereby granted and shall have and exercise, in addition to other powers herein granted, all of the powers necessary and appropriate to carry out and execute the purposes of this chapter, including but not limited to the following:

(1) To issue and promulgate such rules and regulations as it deems necessary to implement the purposes of this chapter, which rules and regulations shall have the force of law until revised, repealed or amended, from time to time, by the Board in the exercise of its discretion, provided that such rules are filed with the Township Clerk.

(2) To supply information and assistance to landlords, owners and tenants to aid them in complying with the provisions of this chapter.

(3) To hold hearing and adjudicate applications for additional rentals or such other relief as herein provided.

B. The Board shall, among its members, elect a Chairman annually on January 1st to oversee the operation of the Board.

C. The Board shall give both the landlord or owner and tenant reasonable opportunity to be heard before making any determination and shall base its determination on the relevant credible evidence before it.

D. The Board shall meet twice per month. All meetings of the Rent Leveling Board shall be held at the Township Municipal Building, in the Township Municipal Court Room. In the event that there are no pending applications, the Board Chairman shall cancel a scheduled meeting and shall provide public notice of such cancellation.

§ 326-12. Appeals.

Both a landlord and tenant may appeal, in writing, the findings of the Rent Leveling Board to a court of competent jurisdiction or any other body agreed upon by the parties. The Township Counsel shall not hear any appeals. All expenses associated with the cost of an appeal shall be the responsibility of the parties. The Township Counsel will have no authority to hear appeals of decisions made by the Board.

§ 326-13. Maintenance of standards.

A. During the term of this chapter, the landlord shall maintain the same standards of service, maintenance and equipment in the mobile home park or mobile home spaces as he provided or was required to do by law or lease, written or unwritten, as of the date the tenancy was entered into.

B. Where the landlord fails to maintain such standards, any tenant may appeal to the Rent Leveling Board for a reasonable reduction in rent, commensurate with such failure by the landlord, whereupon the Rent Leveling Board shall duly notify the landlord and schedule the matter for investigation. If, as a result of such an investigation, a reasonable reduction in rent is granted, it shall remain in effect until the landlord proves the standards are being maintained.

§ 326-14. Violations and penalties.

Willful violation of any provisions of this chapter, including but not limited to the willful filing with the Administrator of any material misstatement of fact, shall be punishable by a fine of not more than \$500 or imprisonment for not more than 90 days, or both, in the discretion of the court. A violation affecting more than one leasehold shall be considered a separate violation as to each leasehold.

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

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council of the Township of Manchester on first reading at a meeting held on the 13th day of February, 2023 at 6:00 pm. The Ordinance will be considered for second and final reading at a meeting of the Township Council which is scheduled for the 27th day of February, 2023, at 6:00 pm or as soon thereafter as the matter may be reached, at the Municipal Building located at 1 Colonial Drive, Manchester, New Jersey 08759, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

Teri Giercyk, RMC/CMC
Municipal Clerk

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**AN ORDINANCE AMENDING CHAPTER 245, "LAND USE AND DEVELOPMENT,"
OF THE CODE OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN AND
STATE OF NEW JERSEY**

WHEREAS, the Pinelands Protection Act (N.J.S.A. 13:18A-1) requires that the municipal master plan and local land use ordinances of the Township of Manchester implement the objectives of the Pinelands Comprehensive Management Plan (N.J.A.C. 7:50) and conform with the minimum standards contained therein; and

WHEREAS, the Pinelands Commission amended the stormwater regulations contained in the Pinelands Comprehensive Management Plan, effective January 18, 2022.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Manchester, County of Ocean and State of New Jersey, as follows:

SECTION 1: Chapter 245, Land Use and Development, Article IV, Zoning, Section 245-32, Pinelands Area Development, is hereby amended by replacing subsection K(2)(f) in its entirety with the following:

(f) Surface water runoff, provided that the requirements of Section 245-84 are met.

SECTION 2: Chapter 245, Land Use and Development, Article IX, Improvements, Requirements and Design Standards, Section 245-84, Stormwater management in areas within Pinelands Management Areas, is hereby repealed and replaced in its entirety with the following:

§245-84. Stormwater management in areas within Pinelands Management Area.

A. Scope and Purpose

(1) Policy Statement

Flood control, groundwater recharge, erosion control and pollutant reduction shall be achieved using stormwater management measures, including green infrastructure best management practices (BMPs) and nonstructural stormwater management strategies. Green infrastructure BMPs and low impact development should be utilized to meet the goal of maintaining natural hydrology to reduce stormwater runoff volume, reduce erosion, encourage infiltration and groundwater recharge, and reduce pollution. Green infrastructure BMPs and low impact development should be developed based upon physical site conditions and the origin, nature and the anticipated quantity, or amount, of potential pollutants. Multiple stormwater management BMPs may be necessary to

achieve the established performance standards for water quality, quantity, and groundwater recharge contained in this Section.

(2) Purpose

The purpose of this Section is to establish, within the Pinelands Area portion of Manchester Township, minimum stormwater management requirements and controls as authorized by the Pinelands Protection Act (N.J.S.A. 13:18A-1 et seq.) and consistent with the Pinelands Comprehensive Management Plan (CMP) (N.J.A.C. 7:50-1.1 et seq.) and the New Jersey Department of Environmental Protection (NJDEP) Stormwater Management Regulations (N.J.A.C. 7:8-1.1 et seq.). The standards in this Section are intended to minimize the adverse impact of stormwater runoff on water quality and water quantity, to facilitate groundwater recharge, and to control and minimize soil erosion, stream channel erosion, sedimentation and pollution associated with stormwater runoff. Moreover, Pinelands Area resources are to be protected in accordance with the antidegradation policies contained in the New Jersey Surface Water Quality Standards (N.J.A.C. 7:9B-1.1 et seq.). Additionally, this Section is intended to ensure the adequacy of existing and proposed culverts and bridges and to protect public safety through the proper design and operation of stormwater BMPs. If there are any conflicts between a provision required by the Pinelands CMP and a provision required by the NJDEP, the Pinelands CMP provision shall apply.

(3) Applicability

- (a) The terms “development,” “major development” and “minor development” are defined in §245-84B in accordance with the Pinelands CMP (N.J.A.C. 7:50-2.11) and differ from the definitions of “development” and “major development” contained in the NJDEP Stormwater Management Regulations (N.J.A.C. 7:8-1.2).
- (b) This Section shall apply within the Pinelands Area to all major development, and to minor development meeting the following criteria:
 - [1] Development involving the construction of four or fewer dwelling units;
 - [2] Development involving any non-residential use and resulting in an increase of greater than 1,000 square feet of regulated motor vehicle surfaces; and
 - [3] Development involving the grading, clearing, or disturbance of an area in excess of 5,000 square feet within any five-year period. For development meeting this criterion, the stormwater management standards for major development set forth in this Section shall apply.
- (c) This Section shall apply to all development meeting the criteria of (b) above that is undertaken by Manchester Township.

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- (d) Except as provided in §245-84J, the exemptions, exceptions, applicability standards, and waivers of strict compliance contained in the NJDEP Stormwater Management Regulations at N.J.A.C. 7:8-1.1 et seq. shall not apply within the Pinelands Area.

(4) Compatibility with Other Permit and Ordinance Requirements

- (a) Development approvals issued pursuant to this Section are to be considered an integral part of development approvals and do not relieve the applicant of the responsibility to secure required permits or approvals for activities regulated by any other applicable code, rule, act, or ordinance. In their interpretation and application, the provisions of this Section shall be held to be the minimum requirements for the promotion of the public health, safety, and general welfare.
- (b) This Section is not intended to interfere with, abrogate, or annul any other ordinances, rule or regulation, statute, or other provision of law except that, where any provision of this Section imposes restrictions different from those imposed by any other ordinance, rule or regulation, or other provision of law, the more restrictive provisions or higher standards shall control.
- (c) In the event that a regional stormwater management plan(s) is prepared and formally adopted pursuant to N.J.A.C. 7:8-1.1 et seq. for any drainage area(s) or watershed(s) of which Manchester Township is a part, the stormwater provisions of such a plan(s) shall be adopted by Manchester Township within one year of the adoption of a Regional Stormwater Management Plan (RSWMP) as an amendment to an Areawide Water Quality Management Plan. Local ordinances proposed to implement the RSWMP shall be submitted to the Pinelands Commission for certification within six months of the adoption of the RSWMP per N.J.A.C. 7:8 and the Pinelands CMP.

B. Definitions

For the purpose of this Section , the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Section clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory. The definitions below are the same as or based on the corresponding definitions in the NJDEP Stormwater Management Rules at N.J.A.C. 7:8-1.2 unless otherwise defined in the Pinelands CMP at N.J.A.C. 7:50-2.11 in which case the definition corresponds to the CMP definition.

“Compaction” means the increase in soil bulk density.

“Contributory drainage area” means the area from which stormwater runoff drains to a stormwater management measure, not including the area of the stormwater management measure itself.

“County review agency” means an agency designated by the County Commissioners to review municipal stormwater management plans and implementing ordinance(s). The county review agency may either be:

- (1) A county planning agency; or
- (2) A county water resource association created under N.J.S.A 58:16A-55.5, if the ordinance or resolution delegates authority to approve, conditionally approve, or disapprove municipal stormwater management plans and implementing ordinances.

“Design engineer” means a person professionally qualified and duly licensed in New Jersey to perform engineering services that may include, but not necessarily be limited to, development of project requirements, creation and development of project design and preparation of drawings and specifications.

"Development" means the change of or enlargement of any use or disturbance of any land, the performance of any building or mining operation, the division of land into two or more parcels, and the creation or termination of rights of access or riparian rights including, but not limited to:

- (1) A change in type of use of a structure or land;
- (2) A reconstruction, alteration of the size, or material change in the external appearance of a structure or land;
- (3) A material increase in the intensity of use of land, such as an increase in the number of businesses, manufacturing establishments, offices or dwelling units in a structure or on land;
- (4) Commencement of resource extraction or drilling or excavation on a parcel of land;
- (5) Demolition of a structure or removal of trees;
- (6) Commencement of forestry activities;
- (7) Deposit of refuse, solid or liquid waste or fill on a parcel of land;
- (8) In connection with the use of land, the making of any material change in noise levels, thermal conditions, or emissions of waste material; and
- (9) Alteration, either physically or chemically, of a shore, bank, or flood plain, seacoast, river, stream, lake, pond, wetlands or artificial body of water.

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In the case of development on agricultural land, i.e. lands use for an agricultural use or purpose as defined at N.J.A.C. 7:50-2.11, development means: any activity that requires a State permit, any activity reviewed by the County Agricultural Board (CAB) and the State Agricultural Development Committee (SADC), and municipal review of any activity not exempted by the Right to Farm Act, N.J.S.A. 4:1C-1 et seq.

“Disturbance” means the placement or reconstruction of impervious surface or motor vehicle surface, or exposure and/or movement of soil or bedrock or clearing, cutting, or removing of vegetation. Milling and repaving is not considered disturbance for the purposes of this definition.

“Drainage area” means a geographic area within which stormwater runoff, sediments, or dissolved materials drain to a particular receiving waterbody or to a particular point along a receiving waterbody.

“Environmentally critical area” means an area or feature which is of significant environmental value, including but not limited to: stream corridors, natural heritage priority sites, habitats of endangered or threatened species, large areas of contiguous open space or upland forest, steep slopes, and well head protection and groundwater recharge areas. Habitats of endangered or threatened species are identified using the NJDEP Landscape Project as approved by the NJDEP Endangered and Nongame Species Program.

“Erosion” means the detachment and movement of soil or rock fragments by water, wind, ice, or gravity.

“Green infrastructure” means a stormwater management measure that manages stormwater close to its source by:

- (1) Treating stormwater runoff through infiltration into subsoil;
- (2) Treating stormwater runoff through filtration by vegetation or soil; or
- (3) Storing stormwater runoff for reuse.

“High Pollutant Loading Areas” means areas in industrial and commercial developments where solvents and/or petroleum products are loaded/unloaded, stored, or applied, areas where pesticides are loaded/unloaded or stored; areas where hazardous materials are expected to be present in greater than “reportable quantities” as defined by the United States Environmental Protection Agency (EPA) at 40 CFR 302.4; areas where recharge would be inconsistent with NJDEP approved remedial action work plan or landfill closure plan and areas with high risks for spills of toxic materials, such as gas stations and vehicle maintenance facilities.

“HUC-11” or “hydrologic unit code 11” means an area within which water drains to a particular receiving surface water body, also known as a subwatershed, which is identified

by an 11-digit hydrologic unit boundary designation, delineated within New Jersey by the United States Geological Survey.

"HUC 14" or "hydrologic unit code 14" means an area within which water drains to a particular receiving surface water body, also known as a subwatershed, which is identified by a 14-digit hydrologic unit boundary designation, delineated within New Jersey by the United States Geological Survey.

"Impervious surface" means any surface that has been compacted or covered with a layer of material so that it prevents, impedes or slows infiltration or absorption of fluid, including stormwater directly into the ground, and results in either reduced groundwater recharge or increased stormwater runoff sufficient to be classified as impervious in Urban Areas by the United States Department of Agriculture, Natural Resources Conservation Service Title 210 - Engineering, 210-3-1 - Small Watershed Hydrology (WINTR-55) Version 1.0, incorporated herein by reference, as amended and supplemented, available with user guide and tutorials at http://www.wsi.nrcs.usda.gov/products/W2Q/H&H/Tools_Models/WinTr55.html or at Natural Resources Conservation Service, 220 Davidson Avenue, Somerset, NJ 08873. Such surfaces may have varying degrees of permeability.

"Infiltration" is the process by which water seeps into the soil from precipitation.

"Major development" means any division of land into five or more lots; any construction or expansion of any housing development of five or more dwelling units; any construction or expansion of any commercial or industrial use or structure on a site of more than three acres; or any grading, clearing or disturbance of an area in excess of 5,000 square feet.

"Minor development" means all development other than major development.

"Motor vehicle" means land vehicles propelled other than by muscular power, such as automobiles, motorcycles, autocycles, and low speed vehicles. For the purposes of this definition, motor vehicle does not include farm equipment, snowmobiles, all-terrain vehicles, motorized wheelchairs, go-carts, gas buggies, golf carts, ski-slope grooming machines, or vehicles that run only on rails or tracks.

"Motor vehicle surface" means any pervious or impervious surface that is intended to be used by "motor vehicles" and/or aircraft, and is directly exposed to precipitation including, but not limited to, driveways, parking areas, parking garages, roads, racetracks, and runways.

"New Jersey Stormwater Best Management Practices (BMP) Manual" or "BMP Manual" means the manual maintained by the NJDEP providing, in part, design specifications, removal rates, calculation methods, and soil testing procedures approved by the NJDEP as being capable of contributing to the achievement of the stormwater management standards specified in this Section. The BMP Manual is periodically amended by the NJDEP as necessary to provide design specifications on additional best management practices and

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new information on already included practices reflecting the best available current information regarding the particular practice and the NJDEP's determination as to the ability of that best management practice to contribute to compliance with the standards contained in this Section. Alternative stormwater management measures, removal rates, or calculation methods may be utilized, subject to any limitations specified in this Section, provided the design engineer demonstrates to the municipality, in accordance with §245-84C(6) and N.J.A.C. 7:8-5.2(g), that the proposed measure and its design will contribute to achievement of the design and performance standards established by this Section.

"Nutrient" means a chemical element or compound, such as nitrogen or phosphorus, which is essential to and promotes the development of organisms.

"Permeability" means the rate at which water moves through a unit area of soil, rock, or other material at hydraulic gradient of one.

"Person" means an individual, corporation, public agency, business trust, partnership, association, two or more persons having a joint or common interest, or any other legal entity.

"Pollutant" means any dredged spoil, solid waste, incinerator residue, filter backwash, sewage, garbage, refuse, oil, grease, sewage sludge, munitions, chemical wastes, biological materials, medical wastes, radioactive substance (except those regulated under the Atomic Energy Act of 1954, as amended (42 U.S.C. §§ 2011 et seq.)), thermal waste, wrecked or discarded equipment, rock, sand, cellar dirt, industrial, municipal, agricultural, and construction waste or runoff, or other residue discharged directly or indirectly to the land, ground waters or surface waters of the State, or to a domestic treatment works. "Pollutant" includes both hazardous and nonhazardous pollutants.

"Recharge" means the amount of water from precipitation that infiltrates into the ground and is not evapotranspired.

"Regulated motor vehicle surface" means any of the following, alone or in combination:

- (1) A net increase in motor vehicle surface; and/or
- (2) The total area of motor vehicle surface that is currently receiving water quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant, where the water quality treatment will be modified or removed.

"Seasonal high water table" means the level below the natural surface of the ground to which water seasonally rises in the soil in most years.

"Sediment" means solid material, mineral or organic, that is in suspension, is being transported, or has been moved from its site of origin by air, water or gravity as a product of erosion.

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“Site” means the lot or lots upon which development is to occur or has occurred.

“Soil” means all unconsolidated mineral and organic material of any origin.

“Source material” means any material(s) or machinery, located at an industrial facility, that is directly or indirectly related to process, manufacturing or other industrial activities, which could be a source of pollutants in any industrial stormwater discharge to groundwater. Source materials include, but are not limited to, raw materials; intermediate products; final products; waste materials; by-products; industrial machinery and fuels, and lubricants, solvents, and detergents that are related to process, manufacturing, or other industrial activities that are exposed to stormwater.

“Stormwater” means water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, or is captured by separate storm sewers or other sewage or drainage facilities, or conveyed by snow removal equipment.

“Stormwater management BMP” means an excavation or embankment and related areas designed to retain stormwater runoff. A stormwater management BMP may either be normally dry (that is, a detention basin or infiltration system), retain water in a permanent pool (a retention basin), or be planted mainly with wetland vegetation (most constructed stormwater wetlands).

“Stormwater management measure” means any practice, technology, process, program, or other method intended to control or reduce stormwater runoff and associated pollutants, or to induce or control the infiltration or groundwater recharge of stormwater or to eliminate illicit or illegal non-stormwater discharges into stormwater conveyances.

“Stormwater runoff” means water flow on the surface of the ground or in storm sewers, resulting from precipitation.

“Waters of the State” means the ocean and its estuaries, all springs, streams, wetlands, and bodies of surface or groundwater, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

“Wetlands” or “wetland” means lands which are inundated or saturated by water at a magnitude, duration and frequency sufficient to support the growth of hydrophytes. Wetlands include lands with poorly drained or very poorly drained soils as designated by the National Cooperative Soils Survey of the Soil Conservation Service of the United States Department of Agriculture. Wetlands include coastal wetlands and inland wetlands, including submerged lands. The "New Jersey Pinelands Commission Manual for Identifying and Delineating Pinelands Area Wetlands--a Pinelands Supplement to the Federal Manual for Identifying and Delineating Jurisdictional Wetlands," dated January, 1991, as amended, may be utilized in delineating the extent of wetlands based on the definitions of wetlands and wetlands soils contained in N.J.A.C. 7:50-2.11, 6.3, 6.4 and 6.5.

“Wetland transition area” means an area within 300 feet of any wetland.

C. Stormwater Management Requirements

- (1) Stormwater management measures for development regulated under this Section shall be designed to provide erosion control, groundwater recharge, stormwater runoff quantity control and stormwater runoff quality treatment in accordance with this Section.
 - (a) Major development shall meet the minimum design and performance standards for erosion control established under the Soil Erosion and Sediment Control Act, N.J.S.A. 4:24-39 et seq., and implementing rules at N.J.A.C. 2:90 and 16:25A.
 - (b) All development regulated under this Section shall meet the minimum design and performance standards for groundwater recharge, stormwater runoff quality, and stormwater runoff quantity at §245-84C(15), (16), and (17) by incorporating green infrastructure as provided at §245-84C(14).
- (2) All development regulated under this Section shall incorporate a maintenance plan for the stormwater management measures in accordance with §245-84I.
- (3) Stormwater management measures shall avoid adverse impacts of concentrated flow on habitat for threatened and endangered species in accordance with N.J.A.C. 7:8-5.2(c) and N.J.A.C. 7:50-6.27 and 6.33.
- (4) **Tables 1, 2, and 3** below summarize the ability of stormwater best management practices identified and described in the New Jersey Stormwater BMP Manual to satisfy the green infrastructure, groundwater recharge, stormwater runoff quality and stormwater runoff quantity standards specified in §245-84C(14), (15), (16), and (17). When designed in accordance with the most current version of the New Jersey Stormwater BMP Manual and this Section, the stormwater management measures found in **Tables 1, 2, and 3** are presumed to be capable of providing stormwater controls for the design and performance standards as outlined in the tables below. Upon amendments of the New Jersey Stormwater BMP Manual to reflect additions or deletions of BMPs meeting these standards, or changes in the presumed performance of BMPs designed in accordance with the New Jersey Stormwater BMP Manual, the NJDEP shall publish in the New Jersey Registers a notice of administrative change revising the applicable table. The most current version of the BMP Manual can be found on the NJDEP website at: https://njstormwater.org/bmp_manual2.htm.
- (5) Where the BMP tables at N.J.A.C. 7:8-5.2(f) differ with **Tables 1, 2 and 3** below due to amendment, the BMP Tables at N.J.A.C. 7:8-5.2(f) shall take precedence, except that in all cases the lowest point of infiltration must maintain a minimum separation of two (2) feet to seasonal high water table as required by §245-84C(8)(b), unless otherwise noted.

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Table 1: Green Infrastructure BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity

Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (Feet)
Cistern	0	Yes	No	--
Dry Well ^(a)	0	No	Yes	2
Grass Swale	50 or less	No	No	2 ^(e) 1 ^(f)
Green Roof	0	Yes	No	--
Manufactured Treatment Device ^{(a), (g)}	50 or 80	No	No	Dependent upon the device
Pervious Paving System ^(a)	80	Yes	Yes ^(b) No ^(c)	2 ^(b) 1 ^(c)
Small-Scale Bioretention Basin ^(a)	80 or 90	Yes	Yes ^(b) No ^(c)	2 ^(b) 1 ^(c)
Small-Scale Infiltration Basin ^(a)	80	Yes	Yes	2
Small Scale Sand Filter ^(a)	80	Yes	Yes	2
Vegetative Filter Strip	60-80	No	No	--

Table 2: Green Infrastructure BMPs for Stormwater Runoff Quantity (or for Groundwater Recharge and/or Stormwater Runoff Quality with a Variance from N.J.A.C. 7:8-5.3)

Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (Feet)
Bioretention System	80 or 90	Yes	Yes ^(b) No ^(c)	2 ^(b) 1 ^(c)
Infiltration Basin	80	Yes	Yes	2
Sand Filter ^(b)	80	Yes	Yes	2
Standard Constructed Wetland	90	Yes	No	2 ⁽ⁱ⁾
Wet Pond ^(d)	50-90	Yes	No	2 ⁽ⁱ⁾

Table 3: BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity only with a Variance from N.J.A.C. 7:8-5.3

Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (Feet)
Blue Roof	0	Yes	No	N/A
Extended Detention Basin	40-60	Yes	No	2
Manufactured Treatment Device ^(h)	50 or 80	No	No	Dependent upon the device
Sand Filter ^(c)	80	Yes	No	2
Subsurface Gravel Wetland	90	No	No	2
Wet Pond	50-90	Yes	No	2 ⁽ⁱ⁾

Footnotes to Tables 1, 2, and 3:

- (a) subject to the applicable contributory drainage area limitation specified at §245-84C(14)(b).
- (b) designed to infiltrate into the subsoil.
- (c) designed with underdrains, where stormwater percolates into the underdrain through the soils and is not directed to the underdrain by an outlet control structure.
- (d) designed to maintain at least a 10-foot wide area of native vegetation along at least 50 percent of the shoreline and to include a stormwater runoff retention component designed to capture stormwater runoff for beneficial reuse, such as irrigation.
- (e) designed with a slope of less than two percent.
- (f) designed with a slope of equal to or greater than two percent.
- (g) manufactured treatment devices that meet the definition of green infrastructure at §245-84B.
- (h) manufactured treatment devices that do not meet the definition of green infrastructure at §245-84B.
- (i) the top elevation of the impermeable layer or liner must maintain this 2-foot minimum separation to the seasonal high water table.

- (6) An alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate may be used if the design engineer demonstrates the capability of the proposed alternative stormwater management measure and/or the validity of the alternative rate or method to the municipality. A copy of any approved alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate shall be provided to the NJDEP and the Pinelands Commission in accordance with §245-84E(2). Alternative stormwater management measures may be used to satisfy the requirements at §245-84C(14) only if the measures meet the definition of green infrastructure at §245-84B. Alternative stormwater management measures that function in a similar manner to a BMP listed at §245-84C(14)(b) are subject to the contributory drainage area limitation

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specified at §245-84C(14)(b) for that similarly functioning BMP. Alternative stormwater management measures approved in accordance with this subsection that do not function in a similar manner to any BMP listed at §245-84C(14)(b) shall have a contributory drainage area less than or equal to 2.5 acres, except for alternative stormwater management measures that function similarly to cisterns, grass swales, green roofs, standard constructed wetlands, vegetative filter strips, and wet ponds, which are not subject to a contributory drainage area limitation. Alternative measures that function similarly to standard constructed wetlands or wet ponds shall not be used for compliance with the stormwater runoff quality standard unless a variance in accordance with §245-84J is granted from §245-84C(14).

(7) Hydraulic Impacts

- (a) For all major development, groundwater mounding analysis shall be required for purposes of assessing the hydraulic impacts of mounding of the water table resulting from infiltration of stormwater runoff from the maximum storm designed for infiltration. The mounding analysis shall provide details and supporting documentation on the methodology used. Groundwater mounds shall not cause stormwater or groundwater to breakout to the land surface or cause adverse impacts to adjacent water bodies, wetlands, or subsurface structures, including, but not limited to, basements and septic systems. Where the mounding analysis identifies adverse impacts, the stormwater management measure shall be redesigned or relocated, as appropriate.
- (b) For all applicable minor development, a design engineer's certification that each green infrastructure stormwater management measure will not adversely impact basements or septic systems of the proposed development shall be required.

(8) Design standards for stormwater management measures are as follows:

- (a) Stormwater management measures shall be designed to take into account the existing site conditions, including, but not limited to, environmentally critical areas; wetlands; wetland transition areas; flood-prone areas; slopes; depth to seasonal high water table; soil type, permeability, and texture; drainage area and drainage patterns; and the presence of solution-prone carbonate rocks (limestone);
- (b) Stormwater management measures designed to infiltrate stormwater shall be designed, constructed, and maintained to provide a minimum separation of at least two feet between the elevation of the lowest point of infiltration and the seasonal high water table;
- (c) Stormwater management measures designed to infiltrate stormwater shall be sited in suitable soils verified by testing to have permeability rates between one and 20 inches per hour. A factor of safety of two shall be applied to the soil's permeability rate in determining the infiltration measure's design permeability rate. If such soils do not exist on the parcel proposed for development or if it is demonstrated that it

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is not practical for engineering, environmental, or safety reasons to site the stormwater infiltration measure(s) in such soils, the stormwater infiltration measure(s) may be sited in soils verified by testing to have permeability rates in excess of 20 inches per hour, provided that stormwater is routed through a bioretention system prior to infiltration. Said bioretention system shall be designed, installed, and maintained in accordance with the New Jersey Stormwater BMP Manual;

- (d) The use of stormwater management measures that are smaller in size and distributed spatially throughout a parcel, rather than the use of a single, larger stormwater management measure shall be required;
- (e) Methods of treating stormwater prior to entering any stormwater management measure shall be incorporated into the design of the stormwater management measure to the maximum extent practical;
- (f) To avoid sedimentation that may result in clogging and reduction of infiltration capability and to maintain maximum soil infiltration capacity, the construction of stormwater management measures that rely upon infiltration shall be managed in accordance with the following standards:
 - [1] No stormwater management measure shall be placed into operation until its drainage area has been completely stabilized. Instead, upstream runoff shall be diverted around the measure and into separate, temporary stormwater management facilities and sediment basins. Such temporary facilities and basins shall be installed and utilized for stormwater management and sediment control until stabilization is achieved in accordance with N.J.A.C. 2:90;
 - [2] If, for engineering, environmental, or safety reasons, temporary stormwater management facilities and sediment basins cannot be constructed on the parcel in accordance with [1] above, the stormwater management measure may be placed into operation prior to the complete stabilization of its drainage area provided that the measure's bottom during this period is constructed at a depth at least two feet higher than its final design elevation. When the drainage area has been completely stabilized, all accumulated sediment shall be removed from the stormwater management measure, which shall then be excavated to its final design elevation; and
 - [3] To avoid compacting the soils below a stormwater management measure designed to infiltrate stormwater, no heavy equipment, such as backhoes, dump trucks, or bulldozers shall be permitted to operate within the footprint of the stormwater management measure. All excavation required to construct a stormwater management measure that relies on infiltration shall be performed by equipment placed outside the footprint of the stormwater management measure. If this is not possible, the soils within the excavated area shall be renovated and tilled after construction is completed. Earthwork associated with

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stormwater management measure construction, including excavation, grading, cutting, or filling, shall not be performed when soil moisture content is above the lower plastic limit;

- (g) Dry wells shall be designed to prevent access by amphibian and reptiles (add “in accordance with applicable statutes and regulations”);
 - (h) Stormwater management measures shall be designed to minimize maintenance, facilitate maintenance and repairs, and ensure proper functioning. Trash racks shall be installed at the intake to the outlet structure, as appropriate, and shall have parallel bars with one-inch spacing between the bars to the elevation of the water quality design storm established at **§245-84C(16)(d)**. For elevations higher than the water quality design storm, the parallel bars at the outlet structure shall be spaced no greater than one-third the width of the diameter of the orifice or one-third the width of the weir, with a minimum spacing between bars of one inch and a maximum spacing between bars of six inches. In addition, the design of trash racks must comply with the requirements of **§245-84G(3)(a)**;
 - (i) Stormwater management measures shall be designed, constructed, and installed to be strong, durable, and corrosion resistant. Measures that are consistent with the relevant portions of the Residential Site Improvement Standards at N.J.A.C. 5:21-7.3, 7.4, and 7.5 shall be deemed to meet this requirement;
 - (j) Stormwater management BMPs shall be designed to meet the minimum safety standards for stormwater management BMPs at **§245-84G**; and
 - (k) The size of the orifice at the intake to the outlet from the stormwater management BMP shall be a minimum of two and one-half inches in diameter.
- (9) Manufactured treatment devices may be used to meet the requirements of this Section, provided the pollutant removal rates are verified by the New Jersey Corporation for Advanced Technology and certified by the NJDEP. Manufactured treatment devices that do not meet the definition of green infrastructure at **§245-84B** may be used only under the circumstances described at **§245-84C(14)(d)**.
- (10) Any application for a new agricultural development that meets the definition of major development at N.J.A.C. 7:8-1.2 shall be submitted to the Soil Conservation District for review and approval in accordance with the requirements at **§245-84C(14), (15), (16), and (17)** and any applicable Soil Conservation District guidelines for stormwater runoff quantity and erosion control. For purposes of this subsection, "agricultural development" means land uses normally associated with the production of food, fiber, and livestock for sale. Such uses do not include the development of land for the processing or sale of food and the manufacture of agriculturally related products.
- (11) If there is more than one drainage area, the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at **§245-84C(15), (16), and**

- (17) shall be met in each drainage area, unless the runoff from the drainage areas converge onsite and no adverse environmental impact would occur as a result of compliance with any one or more of the individual standards being determined utilizing a weighted average of the results achieved for that individual standard across the affected drainage areas.
- (12) Any stormwater management measure authorized under the municipal stormwater management plan or this Section shall be reflected in a deed notice recorded in the Ocean County Clerk's Office. A form of deed notice shall be submitted to the municipality for approval prior to filing. The deed notice shall contain a description of the stormwater management measure(s) used to meet the green infrastructure, groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at §245-84C(14), (15), (16), and (17) and shall identify the location of the stormwater management measure(s) in NAD 1983 State Plane New Jersey FIPS 2900 US Feet or Latitude and Longitude in decimal degrees. The deed notice shall also reference the maintenance plan required to be recorded upon the deed pursuant to §245-84I(2)(e). Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality. Proof that the required information has been recorded on the deed shall be in the form of either a copy of the complete recorded document or a receipt from the clerk or other proof of recordation provided by the recording office. However, if the initial proof provided to the municipality is not a copy of the complete recorded document, a copy of the complete recorded document shall be provided to the municipality within 180 calendar days of the authorization granted by the municipality.
- (13) A stormwater management measure approved under the municipal stormwater management plan or this Section may be altered or replaced with the approval of the municipality, if the municipality determines that the proposed alteration or replacement meets the design and performance standards contained in §245-84C(15), (16), and (17) and provides the same level of stormwater management as the previously approved stormwater management measure that is being altered or replaced. If an alteration or replacement is approved, a revised deed notice shall be submitted to the municipality for approval and subsequently recorded with the Ocean County Clerk's Office and shall contain a description and location of the stormwater management measure, as well as reference to the maintenance plan, in accordance with (12) above. Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality in accordance with (12) above.
- (14) Green Infrastructure Standards
- (a) This subsection specifies the types of green infrastructure BMPs that may be used to satisfy the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards of this Section.
- (b) To satisfy the groundwater recharge and stormwater runoff quality standards at §245-84C(15) and (16), the design engineer shall utilize BMPs identified in Table

1 at §245-84C(5) and/or an alternative stormwater management measure approved in accordance with §245-84C(6). The following green infrastructure BMPs are subject to the following maximum contributory drainage area limitations:

Best Management Practice	Maximum Contributory Drainage Area
Dry Well	1 acre
Manufactured Treatment Device	2.5 acres
Pervious Pavement System	Area of additional inflow cannot exceed three times the area occupied by the BMP
Small-scale Bioretention Systems	2.5 acres
Small-scale Infiltration Basin	2.5 acres
Small-scale Sand Filter	2.5 acres

- (c) To satisfy the stormwater runoff quantity standards at §245-84C(17), the design engineer shall utilize BMPs identified in **Table 1** or **2** at §245-84C(5) and/or an alternative stormwater management measure approved in accordance with §245-84C(6).
- (d) If a variance in accordance with §245-84J is granted from the requirements of this subsection, then BMPs from **Table 1, 2, or 3** at §245-84C(5) and/or an alternative stormwater management measure approved in accordance with §245-84C(6) may be used to meet the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at §245-84C(15), (16), and (17).
- (e) For separate or combined storm sewer improvement projects, such as sewer separation, undertaken by a government agency or public utility (for example, a sewerage company), the requirements of this subsection shall only apply to areas owned in fee simple by the government agency or utility, and areas within a right-of-way or easement held or controlled by the government agency or utility; the entity shall not be required to obtain additional property or property rights to fully satisfy the requirements of this subsection. Regardless of the amount of area of a separate or combined storm sewer improvement project subject to the green infrastructure requirements of this subsection, each project shall fully comply with the applicable groundwater recharge, stormwater runoff quality control, and stormwater runoff quantity standards at §245-84C(15), (16), and (17).

(15) Groundwater Recharge Standards

- (a) This subsection contains the minimum design and performance standards for groundwater recharge as follows:
- (b) For all major development, the total runoff volume generated from the net increase in impervious surfaces by a 10-year, 24-hour storm shall be retained and infiltrated onsite.

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- (c) For minor development that involves the construction of four or fewer dwelling units, the runoff generated from the total roof area of the dwelling(s) by a 10-year, 24-hour storm shall be retained and infiltrated through installation of one or more green infrastructure stormwater management measures designed in accordance with the New Jersey Stormwater BMP Manual. Appropriate green infrastructure stormwater management measures include, but are not limited to dry wells, pervious pavement systems, and small scale bioretention systems, including rain gardens.
 - (d) For minor development that involves any nonresidential use and will result in an increase of greater than 1,000 square feet of regulated motor vehicle surfaces, the water quality design storm volume generated from these surfaces shall be recharged onsite.
 - (e) Stormwater from areas of high pollutant loading and/or industrial stormwater exposed to source material shall only be recharged in accordance with §245-84C(16)(h).

(16) Stormwater Runoff Quality Standards

- (a) This subsection contains the minimum design and performance standards to control stormwater runoff quality impacts of:
 - [1] Major development;
 - [2] Minor development that involves any nonresidential use and will result in an increase of greater than 1,000 square feet of regulated motor vehicle surfaces; and
 - [3] Any development involving the grading, clearing, or disturbance of an area in excess of 5,000 square feet within any five-year period.
- (b) Stormwater management measures shall be designed to reduce the post-construction load of total suspended solids (TSS) in stormwater runoff generated from the water quality design storm established at §245-84C(16)(d) as follows:
 - [1] Eighty percent TSS removal of the anticipated load, expressed as an annual average shall be achieved for the stormwater runoff from the net increase of motor vehicle surface.
 - [2] If the surface is considered regulated motor vehicle surface because the water quality treatment for an area of motor vehicle surface that is currently receiving water quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant is to be modified or removed, the project shall maintain or increase the existing TSS removal of the anticipated load expressed as an annual average.
- (c) The requirement to reduce TSS does not apply to any stormwater runoff in a discharge regulated under a numeric effluent limitation for TSS imposed under the New Jersey Pollutant Discharge Elimination System (NJPDES) rules, N.J.A.C. 7:14A, or in a

discharge specifically exempt under a NJPDES permit from this requirement. Every major development, including any that discharge into a combined sewer system, shall comply with **(b)** above, unless the major development is itself subject to a NJPDES permit with a numeric effluent limitation for TSS or the NJPDES permit to which the major development is subject exempts the development from a numeric effluent limitation for TSS.

- (d)** The water quality design storm is 1.25 inches of rainfall in two hours. Water quality calculations shall take into account the distribution of rain from the water quality design storm, as reflected in **Table 4**, below. The calculation of the volume of runoff may take into account the implementation of stormwater management measures.

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Table 4: Water Quality Design Storm Distribution

Time (Minutes)	Cumulative Rainfall (Inches)	Time (Minutes)	Cumulative Rainfall (Inches)	Time (Minutes)	Cumulative Rainfall (Inches)
1	0.00166	41	0.1728	81	1.0906
2	0.00332	42	0.1796	82	1.0972
3	0.00498	43	0.1864	83	1.1038
4	0.00664	44	0.1932	84	1.1104
5	0.0083	45	0.2	85	1.117
6	0.00996	46	0.2117	86	1.1236
7	0.01162	47	0.2233	87	1.1302
8	0.01328	48	0.235	88	1.1368
9	0.01494	49	0.2466	89	1.1434
10	0.0166	50	0.2583	90	1.15
11	0.01828	51	0.2783	91	1.155
12	0.01996	52	0.2983	92	1.16
13	0.02164	53	0.3183	93	1.165
14	0.02332	54	0.3383	94	1.17
15	0.025	55	0.3583	95	1.175
16	0.03	56	0.4116	96	1.18
17	0.035	57	0.465	97	1.185
18	0.04	58	0.5183	98	1.19
19	0.045	59	0.5717	99	1.195
20	0.05	60	0.625	100	1.2
21	0.055	61	0.6783	101	1.205
22	0.06	62	0.7317	102	1.21
23	0.065	63	0.785	103	1.215
24	0.07	64	0.8384	104	1.22
25	0.075	65	0.8917	105	1.225
26	0.08	66	0.9117	106	1.2267
27	0.085	67	0.9317	107	1.2284
28	0.09	68	0.9517	108	1.23
29	0.095	69	0.9717	109	1.2317
30	0.1	70	0.9917	110	1.2334
31	0.1066	71	1.0034	111	1.2351
32	0.1132	72	1.015	112	1.2367
33	0.1198	73	1.0267	113	1.2384
34	0.1264	74	1.0383	114	1.24
35	0.133	75	1.05	115	1.2417
36	0.1396	76	1.0568	116	1.2434
37	0.1462	77	1.0636	117	1.245
38	0.1528	78	1.0704	118	1.2467
39	0.1594	79	1.0772	119	1.2483
40	0.166	80	1.084	120	1.25

- (e) If more than one BMP in series is necessary to achieve the required 80 percent TSS reduction for a site, the applicant shall utilize the following formula to calculate TSS reduction:

$$R = A + B - (A \times B) / 100$$

Where,

R = total TSS Percent Load Removal from application of both BMPs, and

A = the TSS Percent Removal Rate applicable to the first BMP

B = the TSS Percent Removal Rate applicable to the second BMP.

- (f) Stormwater management measures shall also be designed to reduce, to the maximum extent feasible, the post-construction nutrient load of the anticipated load from the developed site in stormwater runoff generated from the water quality design storm established at §245-84C(16)(d). In achieving reduction of nutrients to the maximum extent feasible, the design of the site shall include green infrastructure BMPs that optimize nutrient removal while still achieving the performance standards in §245-84C(15), (16), and (17).
- (g) For all major development, stormwater management measures shall be designed to achieve a minimum of 65 percent reduction of the post-construction total nitrogen load from the developed site, including those permanent lawn or turf areas that are specifically intended for active human use as described at N.J.A.C. 7:50-6.24(c)3, in stormwater runoff generated from the water quality design storm established at §245-84C(16)(d). In achieving a minimum 65 percent reduction of total nitrogen, the design of the site shall include green infrastructure in accordance with the New Jersey Stormwater BMP Manual and shall optimize nutrient removal. The minimum 65 percent total nitrogen reduction may be achieved by using a singular stormwater management measure or multiple stormwater management measures in series.
- (h) In high pollutant loading areas (HPLAs) and/or areas where stormwater runoff is exposed to source material, as defined in §245-84B, the following additional water quality standards shall apply:
- [1] The areal extent and amount of precipitation falling directly on or flowing over HPLAs and/or areas where stormwater is exposed to source material shall be minimized through the use of roof covers, canopies, curbing or other physical means to the maximum extent practical in order to minimize the quantity of stormwater generated from HPLA areas and areas where stormwater runoff is exposed to source material;
 - [2] The stormwater runoff originating from HPLAs and/or areas where stormwater runoff is exposed to source material shall be segregated and prohibited from comingling with stormwater runoff originating from the remainder of the parcel

unless it is first routed through one or more stormwater management measures required at [3] below;

- [3] The stormwater runoff from HPLAs and/or areas where stormwater runoff is exposed to source material shall incorporate stormwater management measures designed to reduce the post-construction load of TSS by at least 90 percent in stormwater runoff generated from the water quality design storm established at §245-84C(16)(d) using one or more of the measures identified at [a] or [b] below. In meeting this requirement, the minimum 90 percent removal of total suspended solids may be achieved by utilizing multiple stormwater management measures in series:

[a] Any measure designed in accordance with the New Jersey Stormwater BMP Manual to remove total suspended solids. Any such measure must be constructed to ensure that the lowest point of infiltration within the measure maintains a minimum of two feet of vertical separation from the seasonal high-water table; and

[b] Other measures certified by the NJDEP, including a Media Filtration System manufactured treatment device with a minimum 80 percent removal of total suspended solids as verified by the New Jersey Corporation for Advanced Technology; and

- [4] If the potential for contamination of stormwater runoff by petroleum products exists onsite, prior to being conveyed to the stormwater management measure required at [3] above, the stormwater runoff from the HPLAs and areas where stormwater runoff is exposed to source material shall be conveyed through an oil/grease separator or other equivalent manufactured filtering device providing for the removal of petroleum hydrocarbons. The applicant shall provide the review agency with sufficient data to demonstrate acceptable performance of the device.

- (i) The Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-4.1(c)1 establish 300-foot riparian zones along Category One waters, as designated in the Surface Water Quality Standards at N.J.A.C. 7:9B, and certain upstream tributaries to Category One waters. A person shall not undertake a major development that is located within or discharges into a 300-foot riparian zone without prior authorization from the Department under N.J.A.C. 7:13.

- (j) Pursuant to the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-11.2(j)3.i, runoff from the water quality design storm that is discharged within a 300-foot riparian zone shall be treated in accordance with this subsection to reduce the post-construction load of total suspended solids by 95 percent of the anticipated load from the developed site, expressed as an annual average.

(17) Stormwater Runoff Quantity Standards

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- (a) This subsection contains the minimum design and performance standards to control stormwater runoff quantity impacts related to applicable major and minor development.
 - (b) In order to control stormwater runoff quantity impacts, the design engineer shall, using the assumptions and factors for stormwater runoff calculations at §245-84D, complete one of the following:
 - [1] Demonstrate through hydrologic and hydraulic analysis that for stormwater leaving the site, post-construction runoff hydrographs for the 2-, 10-, and 100-year storm events do not exceed, at any point in time, the pre-construction runoff hydrographs for the same storm events;
 - [2] Demonstrate through hydrologic and hydraulic analysis that there is no increase, as compared to the pre-construction condition, in the peak runoff rates of stormwater leaving the site for the 2-, 10- and 100-year storm events and that the increased volume or change in timing of stormwater runoff will not increase flood damage at or downstream of the site. This analysis shall include the analysis of impacts of existing land uses and projected land uses assuming full development under existing zoning and land use ordinances in the drainage area;
 - [3] Design stormwater management measures so that the post-construction peak runoff rates for the 2-, 10- and 100-year storm events are 50, 75 and 80 percent, respectively, of the pre-construction peak runoff rates. The percentages apply only to the post-construction stormwater runoff that is attributable to the portion of the site on which the proposed development or project is to be constructed; or
 - [4] In tidal flood hazard areas, stormwater runoff quantity analysis in accordance with [1], [2], and [3] above is required unless the design engineer demonstrates through hydrologic and hydraulic analysis that the increased volume, change in timing, or increased rate of the stormwater runoff, or any combination of the three will not result in additional flood damage below the point of discharge of the major development. No analysis is required if the stormwater is discharged directly into any ocean, bay, inlet, or the reach of any watercourse between its confluence with an ocean, bay, or inlet and downstream of the first water control structure.
 - (c) The stormwater runoff quantity standards shall be applied at the site's boundary to each abutting lot, roadway, watercourse, or receiving storm sewer system.
 - (d) There shall be no direct discharge of stormwater runoff from any point or nonpoint source to any wetland, wetlands transition area, or surface waterbody. In addition, stormwater runoff shall not be directed in such a way as to increase the volume and rate of discharge into any wetlands, wetlands transition area, or surface water body from that which existed prior to development of the parcel.

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- (e) To the maximum extent practical, there shall be no direct discharge of stormwater runoff onto farm fields to protect farm crops from damage due to flooding, erosion, and long-term saturation of cultivated crops and cropland.
- (18) As-built requirements for major development are as follows:
- (a) After all construction activities have been completed on the parcel and finished grade has been established in each stormwater management measure designed to infiltrate stormwater, replicate post-development permeability tests shall be conducted to determine if as-built soil permeability rates are consistent with design permeability rates. The results of such tests shall be submitted to the municipal engineer or other appropriate reviewing engineer. If the results of the post-development permeability tests fail to achieve the minimum required design permeability rate, utilizing a factor of safety of two, the stormwater management measure shall be renovated and re-tested until the required permeability rates are achieved; and
 - (b) After all construction activities and required testing have been completed on the parcel, as-built plans, including as-built elevations of all stormwater management measures shall be submitted to the municipal engineer or other appropriate reviewing engineer to serve as a document of record. Based upon that engineer's review of the as-built plans, all corrections or remedial actions deemed necessary due to the failure to comply with design standards and/or for any reason concerning public health or safety, shall be completed by the applicant. In lieu of review by the municipal engineer, the municipality may engage a licensed professional engineer to review the as-built plans and charge the applicant for all costs associated with such review.

D. Calculation of Stormwater Runoff and Groundwater Recharge

- (1) Stormwater runoff shall be calculated by the design engineer using the USDA Natural Resources Conservation Service (NRCS) methodology, including the NRCS Runoff Equation and Dimensionless Unit Hydrograph, as described in Chapters 7, 9, 10, 15 and 16 Part 630, Hydrology National Engineering Handbook, incorporated herein by reference as amended and supplemented, except that the Rational Method for peak flow and the Modified Rational Method for hydrograph computations shall not be used. This methodology is additionally described in Technical Release 55 - Urban Hydrology for Small Watersheds (TR-55), dated June 1986, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the Natural Resources Conservation Service website at: https://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/stelprdb1044171.pdf or at United States Department of Agriculture Natural Resources Conservation Service, 220 Davison Avenue, Somerset, New Jersey 08873.
- (2) In calculating stormwater runoff using the NRCS methodology, the appropriate 24-hour rainfall depths as developed for the parcel by the National Oceanic and Atmospheric Administration, https://hdsc.nws.noaa.gov/hdsc/pfds/pfds_map_cont.html?bkmrk=nj, shall be utilized.

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- (3) For the purpose of calculating runoff coefficients and groundwater recharge, there is a presumption that the pre-construction condition of a site or portion thereof is a wooded land use with good hydrologic condition. A runoff coefficient or a groundwater recharge land cover for an existing condition may be used on all or a portion of the site if the design engineer verifies that the hydrologic condition has existed on the site or portion of the site for at least five years without interruption prior to the time of application. If more than one land cover has existed on the site during the five years immediately prior to the time of application, the land cover with the lowest runoff potential shall be used for the computations. In addition, there is the presumption that the site is in good hydrologic condition (if the land use type is pasture, lawn, or park), with good cover (if the land use type is woods), or with good hydrologic condition and conservation treatment (if the land use type is cultivation).
- (4) In computing pre-construction stormwater runoff, the design engineer shall account for all significant land features and structures, such as ponds, wetlands, depressions, hedgerows, or culverts, that may reduce pre-construction stormwater runoff rates and volumes.
- (5) In computing stormwater runoff from all design storms, the design engineer shall consider the relative stormwater runoff rates and/or volumes of pervious and impervious surfaces separately to accurately compute the rates and volume of stormwater runoff from the site. To calculate runoff from unconnected impervious cover, urban impervious area modifications as described in the NRCS Technical Release 55 – Urban Hydrology for Small Watersheds or other methods may be employed.
- (6) If the invert of the outlet structure of a stormwater management measure is below the flood hazard design flood elevation as defined at N.J.A.C. 7:13, the design engineer shall take into account the effects of tailwater in the design of structural stormwater management measures.
- (7) Groundwater recharge may be calculated in accordance with the New Jersey Geological Survey Report GSR-32, A Method for Evaluating Groundwater-Recharge Areas in New Jersey, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the New Jersey Stormwater Best Management Practices Manual; at the New Jersey Geological Survey website at: <https://www.nj.gov/dep/njgs/pricelst/gsreport/gsr32.pdf> or at New Jersey Geological and Water Survey, 29 Arctic Parkway, PO Box 420 Mail Code 29-01, Trenton, New Jersey 08625-0420.

E. Sources for Technical Guidance

- (1) Technical guidance for stormwater management measures can be found in the documents listed below, which are available to download from the NJDEP's website at:

http://www.nj.gov/dep/stormwater/bmp_manual2.htm.

- (a) Guidelines for stormwater management measures are contained in the New Jersey Stormwater BMP Manual, as amended and supplemented. Information is provided on stormwater management measures such as, but not limited to, those listed in **Tables 1, 2, and 3 of §245-84C(5)**. The New Jersey Stormwater BMP Manual may be utilized as a guide in determining the extent to which stormwater management activities and measures meet the standards of this Section.
- (b) Additional maintenance guidance is available on the NJDEP's website at: https://www.njstormwater.org/maintenance_guidance.htm.
- (2) Submissions.
- (a) Submissions required for review by the NJDEP should be mailed to:
- The Division of Water Quality, New Jersey Department of Environmental Protection, Mail Code 401-02B, PO Box 420, Trenton, New Jersey 08625-0420.
- (b) Submissions required for review by the Pinelands Commission should be emailed to appinfo@pinelands.nj.gov.

F. Solids and Floatable Materials Control Standards

- (1) Site design features identified under **§245-84C(5)**, or alternative designs in accordance with **§245-84C(6)**, to prevent discharge of trash and debris from drainage systems shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, "solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see (b) below.
- (a) Design engineers shall use one of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:
- [1] The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines; or

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- [2] A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater system floors used to collect stormwater from the surface into a storm drain or surface water body.

- [3] For curb-opening inlets, including curb-opening inlets in combination inlets, the clear space in that curb opening, or each individual clear space if the curb opening has two or more clear spaces, shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.

(b) The standard in (a) above does not apply:

- [1] Where each individual clear space in the curb opening in existing curb-opening inlet does not have an area of more than nine (9.0) square inches;
- [2] Where the municipality agrees that the standards would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets;
- [3] Where flows from the water quality design storm established at §245-84C(16)(d) are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
 - [a] A rectangular space four and five-eighths (4.625) inches long and one and one-half (1.5) inches wide (this option does not apply for outfall netting facilities); or
 - [b] A bar screen having a bar spacing of 0.5 inches.

Note that these exemptions do not authorize any infringement of requirements in the Residential Site Improvement Standards for bicycle safe grates in new residential development (N.J.A.C. 5:21-4.18(b)2 and 7.4(b)1).

- [4] Where flows are conveyed through a trash rack that has parallel bars with one-inch (1 inch) spacing between the bars, to the elevation of the Water Quality Design Storm established at §245-84C(16)(d); or

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- [5] Where the NJDEP determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

G. Safety Standards for Stormwater Management Basins

- (1) This section sets forth requirements to protect public safety through the proper design and operation of stormwater management BMPs. This section applies to any new stormwater management BMP.
- (2) The provisions of this section are not intended to preempt more stringent municipal or county safety requirements for new or existing stormwater management BMPs. Municipal and county stormwater management plans and ordinances may, pursuant to their authority, require existing stormwater management BMPs to be retrofitted to meet one or more of the safety standards in (3)(a), (b) or (c) below for trash racks, overflow grates, and escape provisions at outlet structures.
- (3) Requirements for Trash Racks, Overflow Grates and Escape Provisions
 - (a) A trash rack is a device designed to catch trash and debris and prevent the clogging of outlet structures. Trash racks shall be installed at the intake to the outlet from the Stormwater management BMP to ensure proper functioning of the BMP outlets in accordance with the following:
 - [1] The trash rack shall have parallel bars, with no greater than six-inch spacing between the bars;
 - [2] The trash rack shall be designed so as not to adversely affect the hydraulic performance of the outlet pipe or structure;
 - [3] The average velocity of flow through a clean trash rack is not to exceed 2.5 feet per second under the full range of stage and discharge. Velocity is to be computed on the basis of the net area of opening through the rack; and
 - [4] The trash rack shall be constructed of rigid, durable, and corrosion resistant material and designed to withstand a perpendicular live loading of 300 pounds per square foot.
 - (b) An overflow grate is designed to prevent obstruction of the overflow structure. If an outlet structure has an overflow grate, the grate shall comply with the following requirements:
 - [1] The overflow grate shall be secured to the outlet structure but removable for emergencies and maintenance.

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- [2] The overflow grate spacing shall be no greater than two inches across the smallest dimension
- [3] The overflow grate shall be constructed of rigid, durable, and corrosion resistant material, and shall be designed to withstand a perpendicular live loading of 300 pounds per square foot.

(c) Stormwater management BMPs shall include escape provisions as follows:

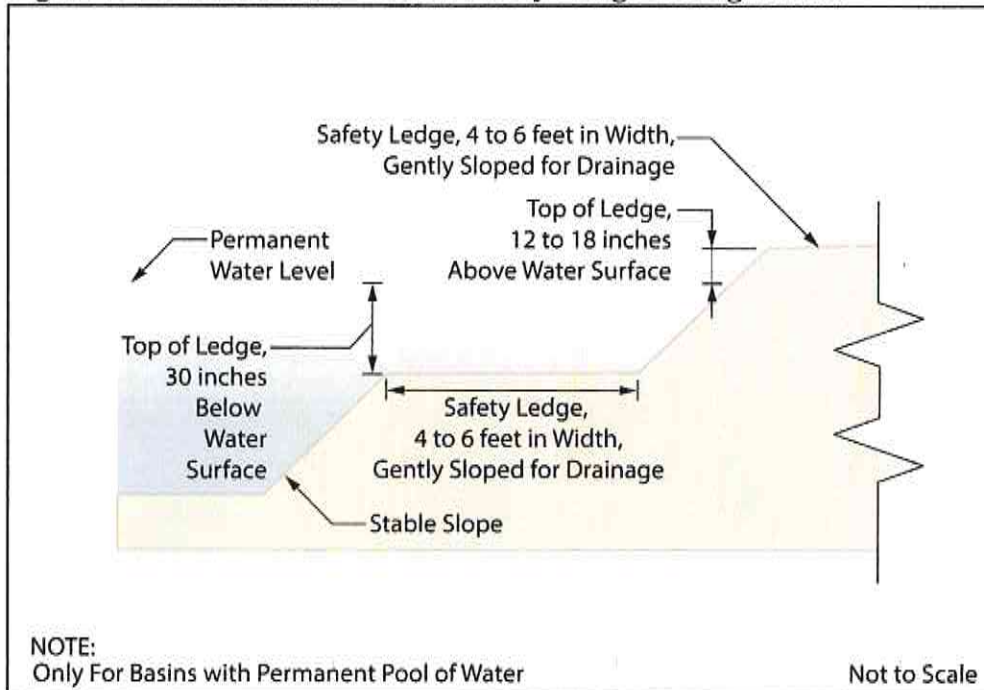
- [1] If a stormwater management BMP has an outlet structure, escape provisions shall be incorporated in or on the structure. Escape provisions include the installation of permanent ladders, steps, rungs, or other features that provide easily accessible means of egress from stormwater management BMPs. With the prior approval of the municipality pursuant to (4) below, a free-standing outlet structure may be exempted from this requirement;
- [2] Safety ledges shall be constructed on the slopes of all new stormwater management BMPs having a permanent pool of water deeper than two and one-half feet. Safety ledges shall be comprised of two steps. Each step shall be four to six feet in width. One step shall be located approximately two and one-half feet below the permanent water surface, and the second step shall be located one to one and one-half feet above the permanent water surface. See (5) below for an illustration of safety ledges in a stormwater management BMP; and
- [3] In new stormwater management BMPs, the maximum interior slope for an earthen dam, embankment, or berm shall not be steeper than three horizontal to one vertical.

(4) Variance or Exemption from Safety Standard

A variance or exemption from the safety standards for stormwater management BMPs may be granted only upon a written finding by the municipality that the variance or exemption will not constitute a threat to public safety.

(5) Safety Ledge Illustration

Figure 1. Elevation View – Basin Safety Ledge Configuration



H. Requirements for a Site Development Stormwater Plan

(1) Submission of Site Development Stormwater Plan.

- (a)** Any application for major development approval shall include a Site Development Stormwater Plan containing all information required in §245-84H(3).
- (b)** Any application for minor development approval that is subject to this Section shall include a Site Development Stormwater Plan containing all information required in §245-84H(4).
- (c)** The Site Development Stormwater Plan shall demonstrate that the proposed development meets the standards of this Section.
- (d)** The Site Development Stormwater Plan shall contain comprehensive hydrologic and hydraulic design calculations for the pre-development and post-development conditions for the design storms specified in §245-84C(16)(d). The standards for groundwater recharge and stormwater runoff rate, volume and quality required by §245-84C(15), (16), and (17) and shall be met using the methods, calculations and assumptions provided in §245-84D.
- (e)** The application submission requirements of (a) and (b) above shall be in addition to all other applicable application submission requirements of the municipality's land development regulations.

- (f) The applicant shall submit 3 copies of the Site Development Stormwater Plan. All required engineering plans shall be in CAD Format 15 or higher, registered and rectified to NAD 1983 State Plane New Jersey FIPS 2900 US Feet or Shape Format NAD 1983 State Plane New Jersey FIPS 2900 US Feet. All other required documents shall be submitted in both paper and commonly used electronic file formats such as .pdf, word processing, database or spreadsheet files.

(2) Site Development Stormwater Plan Approval.

The Site Development Stormwater Plan shall be reviewed as a part of the development review process by the municipal board or official from whom municipal approval is sought. That municipal board or official shall consult the engineer retained by the Planning and/or Zoning Board (as appropriate) to determine if all the checklist requirements have been satisfied and to determine if the project meets the standards set forth in this Section.

(3) Checklist Requirements for major development.

Any application for major development approval shall include a Site Development Stormwater Plan containing, at minimum, the following information.

(a) Topographic Base Map.

The Site Development Stormwater Plan shall contain a topographic base map of the site that extends a minimum of three hundred (300) feet beyond the limits of the proposed development, at a scale of one (1) inch = two hundred (200) feet or greater, showing one (1) foot contour intervals. The map shall indicate the following: existing surface water drainage, shorelines, steep slopes, soils, highly erodible soils, perennial or intermittent streams that drain into or upstream of any Category One or Pinelands Waters, wetlands and floodplains along with any required wetlands transition areas, marshlands and other wetlands, pervious or vegetative surfaces, existing surface and subsurface human-made structures, roads, bearing and distances of property lines, and significant natural and manmade features not otherwise shown. Manchester Township or the Pinelands Commission may require upstream tributary drainage system information as necessary.

(b) Environmental Site Analysis.

The Site Development Stormwater Plan shall contain a written description along with the drawings of the natural and human-made features of the site and its environs. This description shall include:

- [1] A discussion of environmentally critical areas, soil conditions, slopes, wetlands, waterways and vegetation on the site. Particular attention shall be given to unique, unusual or environmentally sensitive features and to those features that provide particular opportunities for or constraints on development; and

[2] Detailed soil and other environmental conditions on the portion of the site proposed for installation of any stormwater management measures, including, at a minimum:

- [a] A soils report based on onsite soil tests;
- [b] Location and spot elevations in plan view of all test pits and permeability tests;
- [c] Permeability test data and calculations;
- [d] Any other required soil or hydrogeologic data (e.g., mounding analyses results) correlated with location and elevation of each test site;
- [e] A cross-section of all proposed stormwater management measures with side-by-side depiction of soil profile drawn to scale and seasonal high water table elevation identified; and
- [f] Any other information necessary to demonstrate the suitability of the specific proposed stormwater management measures relative to the environmental conditions on the portion(s) of the site proposed for implementation of those measures.

(c) Project description and site plan(s).

The Site Development Stormwater Plan shall contain a map (or maps), at the same scale as the topographical base map, indicating the location of existing and proposed buildings, roads, parking areas, utilities, structural facilities for stormwater management and sediment control, and other permanent structures. The map(s) shall also clearly show areas where alterations will occur in the natural terrain and cover, including lawns and other landscaping, and seasonal high groundwater elevations. A written description of the site plan and justification for proposed changes in natural conditions shall also be provided.

(d) Land Use Planning and Source Control Plan.

The Site Development Stormwater Plan shall contain a Land Use Planning and Source Control Plan demonstrating compliance with the erosion control, groundwater recharge, stormwater runoff quantity control and stormwater quality treatment required by this Section. This shall include, but is not limited to:

- [1] Information demonstrating that the proposed stormwater management measures are able to achieve a minimum 65 percent reduction of the post-construction total nitrogen load, in accordance with §245-84C(16)(g).

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- [2] Where any stormwater generated from high pollutant loading areas or where stormwater will be exposed to source material, information demonstrating that the proposed stormwater management measures are consistent with §245-84C(16)(h).

(e) Stormwater Management Facilities Map.

The Site Development Stormwater Plan shall contain a Stormwater Management Facilities Map, at the same scale as the topographic base map, depicting the following information:

- [1] The total area to be disturbed, paved and/or built upon, proposed surface contours, land area to be occupied by the stormwater management facilities and the type of vegetation thereon, and details of the proposed plan to manage and recharge stormwater; and
- [2] Details of all stormwater management facility designs, during and after construction, including discharge provisions, discharge capacity for each outlet at different levels of detention (if applicable) and emergency spillway provisions with maximum discharge capacity of each spillway.

(f) Groundwater Mounding Analysis.

The Site Development Stormwater Plan shall contain a groundwater mounding analysis in accordance with §245-84C(7)(a).

(g) Inspection, Maintenance and Repair Plan.

The Site Development Stormwater Plan shall contain an Inspection, Maintenance and Repair Plan containing information meeting the requirements of §245-84I(2) of this Section.

(4) Checklist Requirements for minor development.

Any application for minor development approval that is subject to this Section shall include a Site Development Stormwater Plan, certified by a design engineer, containing, at minimum, the following information:

- (a) All existing and proposed development, including limits of clearing and land disturbance.
- (b) All existing and proposed lot lines.
- (c) All wetlands and required wetland transition areas.
- (d) The type and location of each green infrastructure stormwater management measure.

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- (e) A cross sectional drawing of each stormwater management measure showing the associated:
 - [1] soil profile;
 - [2] soil permeability test elevation;
 - [3] soil permeability rate; and
 - [4] the elevation of, and vertical separation to, the seasonal high water table.
 - (f) A design engineer's certification that each green infrastructure stormwater management measure will not adversely impact basements or septic systems of the proposed development, in accordance with §245-84C(7)(b).
 - (g) A Maintenance Plan containing information meeting the requirements of §245-84I(2) of this Section.
- (5) Exception from submission requirements.

With the exception of (3)(g) and (4)(g) above, the municipality may modify or waive any required element of the Site Development Stormwater Plan, provided that sufficient information can be provided to demonstrate compliance with the standards of this Section. However, application information required in accordance with the Pinelands CMP (N.J.A.C. 7:50-4.2(b)) shall be submitted to the Pinelands Commission, unless the Executive Director of the Pinelands Commission waives or modifies the application requirements.

I. Maintenance and Repair

- (1) All development regulated under this Section shall incorporate a maintenance plan, prepared by the design engineer, consistent with (2) below. Maintenance and repair shall be implemented in accordance with maintenance plan and (3) below.
- (2) The maintenance plan shall include the following:
 - (a) Specific preventative maintenance tasks and schedules; cost estimates, including estimated cost of sediment, debris, or trash removal; and the name, address, and telephone number of the person or persons responsible for preventative and corrective maintenance (including replacement). The plan shall contain information on BMP location, design, ownership, maintenance tasks and frequencies, and other details as specified in Chapter 8 of the NJ BMP Manual, as well as the tasks specific to the type of BMP, as described in the applicable chapter containing design specifics.

- (b) Responsibility for maintenance of stormwater management measures approved as part of an application for major development shall not be assigned or transferred to the owner or tenant of an individual property, unless such owner or tenant owns or leases the entire site subject to the major development approval. The individual property owner may be assigned incidental tasks, such as weeding of a green infrastructure BMP, provided the individual agrees to assume these tasks; however, the individual cannot be legally responsible for all the maintenance required.
- (c) Responsibility for maintenance of stormwater management measures approved as part of an application for minor development may be assigned or transferred to the owner or tenant of the parcel.
- (d) If the maintenance plan identifies a person other than the property owner (for example, a developer, a public agency or homeowners' association) as having the responsibility for maintenance, the plan shall include documentation of such person's or entity's agreement to assume this responsibility, or of the owner's obligation to dedicate a stormwater management facility to such person under an applicable ordinance or regulation.
- (e) If the person responsible for maintenance identified under (a) above is not a public agency, the maintenance plan and any future revisions based on §245-84I(3)(b)[2] shall be recorded upon the deed of record for each property on which the maintenance described in the maintenance plan must be undertaken.
- (f) For all major development, the following additional standards apply:
 - [1] The maintenance plan shall include accurate and comprehensive drawings of all stormwater management measures on a parcel, including the specific latitude and longitude and block/lot number of each stormwater management measure. Maintenance plans shall specify that an inspection, maintenance, and repair report will be updated and submitted annually to the municipality;
 - [2] Stormwater management measure easements shall be provided by the property owner as necessary for facility inspections and maintenance and preservation of stormwater runoff conveyance, infiltration, and detention areas and facilities. The purpose of the easement shall be specified in the maintenance agreement; and
 - [3] An adequate means of ensuring permanent financing of the inspection, maintenance, repair, and replacement plan shall be implemented and shall be detailed in the maintenance plan. Financing methods shall include, but not be limited to:
 - [a] The assumption of the inspection and maintenance program by a municipality, county, public utility, or homeowners association;

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[b] The required payment of fees to a municipal stormwater fund in an amount equivalent to the cost of both ongoing maintenance activities and necessary structural replacements.

(g) For all minor development, maintenance plans shall be required for all stormwater management measures installed in accordance with this Section and shall include, at a minimum, the following information:

[1] A copy of the certified plan required pursuant to §245-84H(4);

[2] A description of the required maintenance activities for each stormwater management measure; and

[3] The frequency of each required maintenance activity.

(3) General Maintenance and Repair

(a) Preventative and corrective maintenance shall be performed to maintain the function of the stormwater management measure, including, but not limited to, repairs or replacement to the structure; removal of sediment, debris, or trash; restoration of eroded areas; snow and ice removal; fence repair or replacement; restoration of vegetation; and repair or replacement of non-vegetated linings.

(b) The person responsible for maintenance identified under §245-84I(2)(b) shall perform all of the following requirements:

[1] maintain a detailed log of all preventative and corrective maintenance for the structural stormwater management measures incorporated into the design of the development, including a record of all inspections and copies of all maintenance-related work orders;

[2] evaluate the effectiveness of the maintenance plan at least once per year and adjust the plan and the deed as needed; and

[3] retain and make available, upon request by any public entity with administrative, health, environmental, or safety authority over the site, the maintenance plan and the documentation required by [1] and [2] above.

(c) The requirements of (2)(b), (c), and (d) above do not apply to stormwater management facilities that are dedicated to and accepted by the municipality or another governmental agency, subject to all applicable municipal stormwater general permit conditions, as issued by the Department.

(d) In the event that the stormwater management facility becomes a danger to public safety or public health, or if it is in need of maintenance or repair, the municipality shall so notify the responsible person in writing. Upon receipt of that notice, the

responsible person shall have fourteen (14) days to effect maintenance and repair of the facility in a manner that is approved by the municipal engineer or his designee. The municipality, in its discretion, may extend the time allowed for effecting maintenance and repair for good cause. If the responsible person fails or refuses to perform such maintenance and repair, the municipality or County may immediately proceed to do so and shall bill the cost thereof to the responsible person. Nonpayment of such bill may result in a lien on the property.

- (4) Nothing in this section shall preclude the municipality in which the major development is located from requiring the posting of a performance or maintenance guarantee in accordance with N.J.S.A. 40:55D-53.

J. Variances

- (1) The exemptions, exceptions, applicability standards, and waivers of strict compliance contained in the NJDEP Stormwater Management Regulations at N.J.A.C. 7:8-1.1 et seq. shall not apply within the Pinelands Area except in accordance with this Section.
- (2) The municipal review agency may grant a variance from the design and performance standards for stormwater management measures set forth in its municipal stormwater management plan and this Section, provided that:
 - (a) No variances shall be granted from §245-84C(17)(d), which prohibits the direct discharge of stormwater runoff to any wetlands, wetlands transition area, or surface waterbody and the direction of stormwater runoff in such a way as to increase in volume and rate of discharge into any wetlands, wetlands transition area, or surface water body from that which existed prior to development of the parcel;
 - (b) The municipal stormwater plan includes a mitigation plan in accordance with N.J.A.C. 7:8-4.2(c)11 and N.J.A.C. 7:50-3.39(a)2viii;
 - (c) The applicant demonstrates that it is technically impracticable to meet any one or more of the design and performance standards on-site. For the purposes of this analysis, technical impracticability exists only when the design and performance standard cannot be met for engineering, environmental, or safety reasons. A municipality's approval of a variance shall apply to an individual drainage area and design and performance standard and shall not apply to an entire site or project, unless an applicant provides the required analysis for each drainage area within the site and each design and performance standard;
 - (d) The applicant demonstrates that the proposed design achieves the maximum possible compliance with the design and performance standards of this Section on-site; and
 - (e) A mitigation project is implemented, in accordance with the following:

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- [1] All mitigation projects shall be located in the Pinelands Area and in the same HUC-14 as the parcel proposed for development. If the applicant demonstrates that no such mitigation project is available, the municipality may approve a variance that provides for mitigation within the same HUC-11 as the parcel proposed for development, provided the mitigation project is located in the Pinelands Area.
 - [2] The proposed mitigation project shall be consistent with the municipal stormwater management plan certified by the Pinelands Commission. If said stormwater management plan does not identify appropriate parcels or projects where mitigation may occur, the applicant may propose a mitigation project that meets the criteria in [1] above.
 - [3] The mitigation project shall be approved no later than preliminary or final site plan approval of the major development.
 - [4] The mitigation project shall be constructed prior to, or concurrently with, the development receiving the variance.
 - [5] The mitigation project shall comply with the green infrastructure standards at C(14).
 - [6] If the variance that resulted in the mitigation project being required is from the green infrastructure standards at §245-84C(14), then the mitigation project must use green infrastructure BMPs in Table 1 contained at §245-84C(5), and/or an alternative stormwater management measure approved in accordance with §245-84C(6) that meets the definition of green infrastructure to manage an equivalent or greater area of impervious surface and an equivalent or greater area of motor vehicle surface as the area of the major development subject to the variance. Grass swales and vegetative filter strips may only be used in the mitigation project if the proposed project additionally includes a green infrastructure BMP other than a grass swale or vegetative filter strip. The green infrastructure used in the mitigation project must be sized to manage the water quality design storm established at §245-84C(16)(d), at a minimum, and is subject to the applicable contributory drainage area limitation specified at §245-84C(14)(b), as applicable.
 - [7] A variance from the groundwater recharge standards at §245-84C(15) may be granted provided that the total volume of stormwater infiltrated by the mitigation project equals or exceeds the volume required at §245-84C(15).
 - [8] A variance from the stormwater runoff quality standards at §245-84C(16) may be granted if the following are met:
 - [a] The total drainage area of motor vehicle surface managed by the mitigation project(s) must equal or exceed the drainage area of the area of the major

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development subject to the variance and must provide sufficient TSS removal to equal or exceed the deficit resulting from granting the variance for the major development; and

[b] The mitigation project must remove nutrients to the maximum extent feasible in accordance with §245-84C(16)(g).

[9] A variance from the stormwater runoff quantity standards at §245-84C(17) may be granted if the following are met:

[a] The applicant demonstrates, through hydrologic and hydraulic analysis, including the effects of the mitigation project, that the variance will not result in increased flooding damage below each point of discharge of the major development;

[b] The mitigation project indirectly discharges to the same watercourse and is located upstream of the major development subject to the variance; and

[c] The mitigation project provides peak flow rate attenuation in accordance with §245-84C(17)(b)[3] for an equivalent or greater area than the area of the major development subject to the variance. For the purposes of this demonstration, equivalent includes both size of the area and percentage of impervious surface and/or motor vehicle surface.

[10] The applicant or the entity assuming maintenance responsibility for the associated major development shall be responsible for preventive and corrective maintenance (including replacement) of the mitigation project and shall be identified as such in the maintenance plan established in accordance with §245-84I. This responsibility is not transferable to any entity other than a public agency, in which case a written agreement with that public agency must be submitted to the review agency.

(3) Any approved variance shall be submitted by the municipal review agency to the county review agency and the NJDEP, by way of a written report describing the variance, as well as the required mitigation, within 30 days of the approval.

K. Penalties

- (1) Any person(s) who erects, constructs, alters, repairs, converts, maintains, or uses any building, structure or land in violation of this Section shall be subject to penalties.
- (2) The Code Enforcement Officer or Construction Official, at the recommendation of the Municipal Engineer is authorized to serve notices of violation or stop-work orders to owners of property involved, to the owner's agent, or to the person or persons doing the work for development that is not within the scope of the Uniform Construction Code, but is regulated by this section and that is determined to be a violation.

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- (3) Unlawful continuance. Any person who shall continue any work after having been served with a notice of violation or a stop-work order, except such work as that person is directed to perform to remove or remedy a violation or unsafe condition, shall be subject to penalties as prescribed by N.J.S.A. 40:49-5, as appropriate.
- (4) Review period to correct violations. A thirty-day period shall be given to the property owner as an opportunity to cure or abate the condition. The property owner shall also be afforded an opportunity for a hearing before the court for an independent determination concerning the violation. Subsequent to the expiration of the thirty-day period, a fine greater than \$1,250 may be imposed if a court has not determined otherwise or, upon reinspection of the property, it is determined that the abatement has not been substantially completed.

SECTION 3: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4: If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 5: This ordinance shall take effect after second reading and publication as required by law and upon certification by the New Jersey Pinelands Commission.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council of the Township of Manchester on first reading at a meeting held on the 13th day of February, 2023 at 6:00 pm. The Ordinance will be considered for second and final reading at a meeting of the Township Council which is scheduled for the 27th day of February, 2023, at 6:00 pm or as soon thereafter as the matter may be reached, at the Municipal Building located at 1 Colonial Drive, Manchester, New Jersey 08759, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

TERI GIERCYK, RMC, CMC
Municipal Clerk

23 - 078

February 13, 2023

RESOLUTION AUTHORIZING PAYMENT OF BILLS
MANCHESTER TOWNSHIP, NEW JERSEY

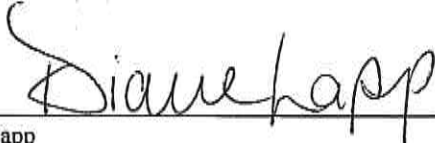
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BE IT RESOLVED by the Township Council of the Township of Manchester that the following bills on the list hereto be paid; the Chief Financial Officer is hereby authorized and directed to draw checks for the payment of same as and when funds are available.

SUMMARY

Current Fund	\$	12,504,892.20
Capital Fund	\$	584,068.10
Escrows	\$	16,156.88
Affordable Housing Trust Fund	\$	13,667.37
Animal Control Fund	\$	112.00
Drug Enforcement Fund	\$	9,150.56
N.J. Unemployment Trust	\$	
Public Assistance Discretionary Trust	\$	
Public Assistance Trust Fund I	\$	
Municipal Alliance Discretionary Trust	\$	
Manchester Day Trust Fund	\$	
Public Defender Trust Fund	\$	
Recreation Trust Fund	\$	800.00
Open Space Trust Fund	\$	
Manchester - Lakehurst Borough Construction Code Fund	\$	4,053.50
	\$	<u>13,132,900.61</u>

CERTIFICATION:


Diane Lapp
Chief Financial Officer

Signed: _____

Roxanne Conniff
Council President

Teri Giercyk
Township Clerk

BILL LIST ADDENDUM

February 13, 2023

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23 - 078

CAPITAL FUND

CURRENT FUND

PAYROLL WEEK ENDING 2/17/23

PAYROLL WEEK ENDING 1/20/23

State Health Benefits Plan

Active and Retiree Health Insurance-February

\$ 0.00

Chk#70458 884,599.57

Wire 489659.95

1,374,259.52

SPECIAL ESCROW TRUST FUND

OFF DUTY WEEK ENDING 2/17/23

OFF DUTY WEEK ENDING 2/3/23

OFF DUTY WEEK ENDING 1/23/23

Colliers Engineering

Various Developer Escrows

Chk#2967 2543.23

Chk#2963 7172.18

Chk#2969 8984.70

\$ 16,156.88

OPEN SPACE TRUST FUND

\$

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Range of Checking Accts: 01 CURRENT to 01 CURRENT Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
01 CURRENT	Current Fund Account			
70459 02/03/23	MANCH130 TOWNSHIP OF MANCHESTER PAYROLL		7935	
V2300169	PAY 3 CURRENT	804,098.04		
70460 02/03/23	MANCH080 MANCHESTER TWP BOARD OF ED		7941	
V2300180	FEBRUARY 2023 CURRENT AND DEBT	5,060,590.90		
70461 02/13/23	ACTIO030 ACTION UNIFORM CO LLC		7961	
22-01250	Police Uniforms and Supplies	200.00		
22-01490	New Hire Uniform	1,131.00		
22-01491	New Hire Uniform	1,201.00		
		2,532.00		
70462 02/13/23	ADARR005 ADARR, INC		7961	
22-02152	emergency clog in toilet PD	553.00		
70463 02/13/23	AMAZON01 AMAZON CAPITAL SERVICES INC		7961	
22-02153	Amazon Business Order Police	502.87		
22-02175	2022 Basketball Supplies	333.98		
23-00066	Township Supplies	50.85		
		887.70		
70464 02/13/23	AMERIO65 AMERICAN WEAR, INC.		7961	
23-00051	Uniform Rental and Cleaning	1,366.84		
70465 02/13/23	AMYT005 AMY TONER		7961	
V2300223	2023 EYGLASS REIMBURSEMENT	200.00		
70466 02/13/23	APCOI005 APCO INTERNATIONAL, INC.		7961	
22-02157	APCO Membership Dues	935.00		
70467 02/13/23	ARMAN005 ARMANDO V. RICCIO, LLC		7961	
V2300224	LABOR COUNSEL JANUARY 2023	2,310.00		
70468 02/13/23	ASBUR005 ASBURY PARK PRESS		7961	
V2300164	ADVERTISING	152.10		
V2300240	ADVERTISEMENTS JAN 1-JAN 31	1,333.72		
		1,485.82		
70469 02/13/23	ATLAS005 ATLAS WELDING SUPPLY CO. INC.		7961	
23-00020	WELDING CYLINDER RENTAL 2022	83.70		
70470 02/13/23	AWARE005 AWARENESS PROTECTIVE		7961	
22-02155	Telecommunications Training	280.00		
70471 02/13/23	BARON005 BARONES PET SUPPLY & FEED LLC		7961	
22-01465	K-9 Supply	80.00		
70472 02/13/23	BLAZE005 BLAZE EMERGENCY EQUIP CO LLC		7961	
22-01106	REPAIRS NEEDED TO FIRETRUCK	2,775.17		

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Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
01	CURRENT	Current Fund Account	Continued	
70472	BLAZE EMERGENCY EQUIP CO LLC	Continued		
23-00015	*ASAP* EMS SUSPENSION REPAIR	<u>1,946.32</u>		
		4,721.49		
70473	02/13/23 BLUEM005 BLUE MOUNTAIN DISTRIBUTORS LLC		7961	
22-01556	WATER FOR VARIOUS DEPARTMENTS	303.68		
70474	02/13/23 BONNI015 BONNIE R. PETERSON ATTY AT LAW		7961	
V2300226	JAN 2023 PROSECUTOR	3,800.00		
70475	02/13/23 BRIAN030 BRIAN J DI STEFANO , ESQ. LLC		7961	
V2300230	JAN CONFLICT PUBLIC DEFENDER	350.00		
70476	02/13/23 BRICK015 BRICK WALL CORP		7961	
23-00017	INVOICES FROM 2022, X22-00655	133.96		
70477	02/13/23 BRTTE005 BRT TECHNOLOGIES, LLC		7961	
22-02068	1173X.57=668.61 PD-5 forms	651.12		
70478	02/13/23 CASSA005 CASSANDRA COLGATE		7961	
V2300171	RX REIMBURSEMENT	25.50		
70479	02/13/23 CENTR005 CENTRAL JERSEY EQUIPMENT, LLC		7961	
22-02089	DIAG & REPAIR FO LEAF VACUUM	4,729.98		
70480	02/13/23 CENTR010 CENTRAL JERSEY HEALTH INS.		7961	
V2300228	DENTAL INS. JANUARY 2023	18,737.69		
70481	02/13/23 CERTI025 CERTIFIED SPEEDOMETER SERV INC		7961	
22-02154	Vehicle Calibrations 11-2022	480.00		
70482	02/13/23 CHRIS060 CHRISTOPHER HEMHAUSER		7961	
V2300222	2023 EYGLASS REIMBURSEMENT	150.00		
70483	02/13/23 COLLI005 COLLIERS ENGINEERING		7961	
V2300187	ENGINEERING SERVICES	12,587.70		
V2300231	PROJECT MCT054	<u>793.75</u>		
		13,381.45		
70484	02/13/23 COMCA015 COMCAST BUSINESS		7961	
V2300189	CABLE SVC ACCT#939042865	657.91		
70485	02/13/23 COMCA025 COMCAST		7961	
V2300162	CABLE SVC 8499 05 196 0163024	20.66		
70486	02/13/23 COMCA025 COMCAST		7961	
V2300188	CABLE SVC 8499 05 196 0227035	139.94		
70487	02/13/23 COMCA025 COMCAST		7961	
V2300190	CABLE SVC 8499 05 196 0223463	145.94		

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PO #		Description			Contract
01	CURRENT	Current Fund Account	Continued		
70488	02/13/23	COMCA025 COMCAST			7961
V2300193		CABLE SVC 8499 05 196 0282378	136.21		
70489	02/13/23	COMCA025 COMCAST			7961
V2300200		CABLE SVC 8499 05 196 0194565	139.94		
70490	02/13/23	COMCA025 COMCAST			7961
V2300201		CABLE SVC 8499 05 196 0197113	139.94		
70491	02/13/23	COMCA025 COMCAST			7961
V2300202		CABLE SVC 8499 05 196 0173684	372.96		
70492	02/13/23	COMCA025 COMCAST			7961
V2300215		CABLE SVC 8499 05 196 0266280	275.74		
70493	02/13/23	CONSO010 CONSOLIDATED RAIL CORP			7961
V2300211		LEASE OF GRADE CROSSING	288.12		
70494	02/13/23	COREL015 CORELOGIC TAX COLLECTION SVCS			7961
V2300177		REFUND TAX OVERPAYMENTS	25,569.30		
70495	02/13/23	COUNT060 COUNTY OF OCEAN			7961
V2300154		5% LONG TERM TAX EXEMPTION PMT	702.05		
70496	02/13/23	COUNT060 COUNTY OF OCEAN			7961
V2300159		5% LONG TERM TAX EXEMPTION PMT	744.90		
70497	02/13/23	COUNT060 COUNTY OF OCEAN			7961
V2300181		COUNTY LEVY QTR 1 2023 2/15	4,669,769.26		
70498	02/13/23	CREAT015 CREATIVE MANAGEMENT, INC.			7961
23-00037		Gas for Township vehicles	16,642.79		
70499	02/13/23	CROSS020 CROSSROADS EDUCATION, LLC			7961
22-02124		EM1	650.00		
70500	02/13/23	CUSTO010 CUSTOM-BANDAG, INC.			7961
22-01895		tires and wheel work	227.89		
22-02173		TIRE FOR ROLLOFF DUMP TRUCK	716.53		
			944.42		
70501	02/13/23	DANIE005 DANIEL DRIES			7961
V2300170		REIMBURSE CLEANUP CREW FOOD	68.96		
70502	02/13/23	DETCO005 DETCON			7961
22-02141		BUMPERS FOR PW TRUCK #36	157.16		
70503	02/13/23	DOWNS005 DOWNS FORD, INC.			7961
22-02174		DRIVE SHAFT FOR PD #45	342.10		
22-02178		EMS-548 fuel line repair	200.46		
23-00033		REPAIR PARTS FOR POLICE VEH#63	634.16		
23-00056		POLICE VEH REPAIRS	176.02		

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Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
01	CURRENT	Current Fund Account	Continued	
70503	DOWNES FORD, INC.	Continued		
	23-00108 HEADLAMPS FOR EMS #547	599.04		
	23-00112 PARTS FOR DPW #s 8 AND 9	<u>544.51</u>		
		2,496.29		
70504	02/13/23 DRAEG005 DRAEGER SAFETY DIAGNOSTICS INC		7961	
	22-01976 Alcotest Supplies	188.00		
70505	02/13/23 EASTE005 EASTERN WAREHOUSE DIST., LLC		7961	
	23-00031 engine timing chain kit PD#63	315.79		
	23-00032 PD UNDER COVER #2 REPAIR PARTS	790.54		
	23-00057 VEHICLE REPAIR PARTS	<u>40.90</u>		
		1,147.23		
70506	02/13/23 FEDER005 FEDERAL EXPRESS CORPORATION		7961	
	22-00718 General Shipping Charges	18.36		
70507	02/13/23 FRANK085 FRANKLIN-GRIFFITH, LLC		7961	
	22-01832 LED Lights	1,125.00		
70508	02/13/23 FRED010 FRED BEANS PARTS, INC		7961	
	22-02131 PD-77 front end parts	751.54		
70509	02/13/23 GEORG080 GEORGE A. KINT, INC.		7961	
	23-00088 Fire Extinguisher Annual	227.50		
70510	02/13/23 GOVCO005 GOVCONNECTION, INC.		7961	
	22-02090 phone system ups	1,682.53		
70511	02/13/23 GOVER005 GOVERNMENT FORMS & SUPPLIES		7961	
	22-00031 Township Printing	81.68		
70512	02/13/23 GREAT005 GREATLAND CORP.		7961	
	23-00238 1099 YEARLI E FILE CODE	549.43		
70513	02/13/23 GREG0015 GREGORY J HOCK		7961	
	V2300174 PLANNING BOARD ATTORNEY	712.50		
70514	02/13/23 HENDE005 HENDERSON LABS , INC		7961	
	22-02196 Compliance testing for landfil	1,620.00		
70515	02/13/23 HENRY030 HENRY SCHEIN, INC.		7961	
	22-02197 Equipment Blanket	4,970.61		
70516	02/13/23 HIERI005 HIERING, GANNON & MCKENNA		7961	
	V2300175 DECEMBER 2022 LABOR COUNSEL	341.77		
70517	02/13/23 ICC00005 ICC		7961	
	22-01716 Int'l Fire Code Books	506.00		
	22-02009 ICC CODE BOOKS	<u>332.50</u>		
		838.50		

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #		Description			Contract
01	CURRENT	Current Fund Account	Continued		
70518	02/13/23	INSTI005 INSTITUTE FOR FORENSIC PSYCH.			7961
22-02191		Psych for New Hire	425.00		
70519	02/13/23	INTER075 INTERSTATE WASTE SERVICES OF			7961
23-00064		Blanket for Recycling Pickup	166,897.87		
70520	02/13/23	JCPL0005 J C P & L			7961
V2300183		ELEC SVC 200 000 021 788	26,431.97		
V2300205		ELEC SVC 100 144 954 201	612.68		
V2300209		ELEC. SVC 100 145 019 830	190.70		
V2300214		ELEC SVC 100 126 110 558	1,719.38		
			28,954.73		
70521	02/13/23	JERRY015 JERRY'S AUTO BODY, LLC			7961
22-01704		COLLISION REPAIRS EMS #543	1,290.30		
70522	02/13/23	JERSE015 JERSEY ELEVATOR COMPANY, INC			7961
23-00012		Blanket for township elevators	383.31		
70523	02/13/23	JERSE075 JERSEY PINES OVERHEAD DOOR LLC			7961
22-01596		Garage Door Opener	2,395.00		
70524	02/13/23	JPMON001 JPMONZO MUNICIPAL CONSULT LLC			7961
23-00013		Webinar for Teri Giercyk	50.00		
70525	02/13/23	LAKEH025 LAKEHURST LAWNMOWER			7961
23-00048		SUPPLIES FOR DPW ROAD CREWS	1,011.38		
70526	02/13/23	LAKEW020 LAKEWOOD TOWNSHIP			7961
23-00019		TRUCK WASHES FROM 2022	225.00		
70527	02/13/23	LOBEL005 LOBELLO ISSAKOV NAPA LLC			7961
23-00041		REPAIR PARTS FOR PD VEH #45	541.34		
23-00044		BRAKES FOR BLDG/INSP &B&G VEHs	649.27		
23-00045		REPAIR PARTS FOR PW #32	765.82		
23-00046		HYDRAULIC OIL FOR PW BACKHOE	213.98		
23-00047		BRAKES FOR POLICE FLEET	1,680.96		
23-00063		FOR VEHICLE REPAIR PARTS	510.30		
23-00101		*asap* BATTERIES FOR POLICE	1,435.26		
			5,796.93		
70528	02/13/23	LOWES010 LOWES HOME CENTERS, INC.			7961
22-01794		OPEN PO FOR SUPPLIES 4th QTR	1,710.58		
70529	02/13/23	MARCW005 MARC WILLIAMS			7961
V2300219		REFUND TOTALLY DISABLED VET	2,024.84		
70530	02/13/23	MARGA055 MARGARET CAMPOSANO			7961
V2300221		2023 EYGLASS REIMBURSEMENT	200.00		
70531	02/13/23	MARSH005 MARSHALL & SWIFT			7961
22-01801		Marshall & Swift	1,439.95		

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Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
01	CURRENT	Current Fund Account	Continued	
70532	02/13/23 MCSYS005 MC SYSTEMS SOLUTIONS		7961	
23-00121	Software for Township garage	3,660.00		
70533	02/13/23 MEDRA005 MEDRALDO RAMPAS		7961	
V2300220	2023 BOOT REIMBURSEMENT	200.00		
70534	02/13/23 MERID005 MERIDIAN OCCUPATIONAL HEALTH		7961	
22-02067	BLANKET ORDER FOR PHYSICALS	1,030.00		
70535	02/13/23 MIDAT030 MID-ATLANTIC SERVICE 360, INC.		7961	
23-00087	Scheduled Maintenance	8,491.75		
70536	02/13/23 MOTCT005 MOTCTA		7961	
23-00229	MOTCTA Membership	320.00		
70537	02/13/23 NAPAA005 NAPA AUTO PARTS		7961	
23-00062	FOR VEHICLE REPAIR PARTS	865.68		
70538	02/13/23 NATIO090 NATIONAL EMERGENCY NUMBER ASSO		7961	
22-02156	Membership Dues	725.00		
70539	02/13/23 NJADV005 NJ ADVANCE MEDIA		7961	
V2300233	PUBLICATIONS	1,038.61		
70540	02/13/23 NJLM0005 NJLM		7961	
23-00133	Membership dues	3,450.00		
70541	02/13/23 OCEAN015 OCEAN COUNTY BOARD OF HEALTH		7961	
V2300216	ANIMAL SHELTER SERVICES	283.00		
70542	02/13/23 OCEAN030 O. C. POLICE CHIEF ASSOC.		7961	
22-02095	Chief's Annual Dues	200.00		
70543	02/13/23 OCEAN090 OCEAN COUNTY RECYCLING		7961	
23-00022	FOR CONCRETE & ASPHALTIC WASTE	328.02		
70544	02/13/23 OFFIC035 OFFICE BASICS, INC.		7961	
23-00023	cleaning supplies	3,057.27		
70545	02/13/23 OXYGE005 OXYGEN SUPPLY CO., INC		7961	
22-00184	Oxygen Supplies/Maintenance	236.00		
70546	02/13/23 PORTE005 PORTER LEE CORPORATION		7961	
22-02011	Replacement Battery Scanner	46.50		
70547	02/13/23 POSIT005 POSITIVE PROMOTIONS, INC		7961	
23-00136	Health Fair	514.93		
70548	02/13/23 REGIS005 REGISTRARS' ASSOCIATION OF NJ		7961	
23-00134	annual dues teri beth jodi	75.00		

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Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
01	CURRENT	Current Fund Account	Continued	
70549	02/13/23 RICOH010 RICOH USA, INC			7961
	23-00143 RICOH BLANKET - BLDG. DEPT.	380.28		
70550	02/13/23 RIGGI005 RIGGINS, INC.			7961
	22-02112 DIESEL FUEL TO END 2022	14,639.55		
	23-00010 DIESEL FUEL FOR TWP VEHICLES	<u>16,730.47</u>		
		31,370.02		
70551	02/13/23 ROBER290 ROBERT'S & SON INC.			7961
	22-01791 PARTS FOR PLOW TRUCKS	818.56		
70552	02/13/23 RUSSE015 R.REID WASTE HAULING&DISPOSAL			7961
	23-00059 Blanket for port-a-johns	809.25		
70553	02/13/23 RUTGE025 RUTGERS,CENTER FOR GOVT SVS			7961
	22-02165 Public Purchasing 2	944.00		
	23-00009 TAX COLLECTION II COURSE	<u>1,129.00</u>		
		2,073.00		
70554	02/13/23 SABIN005 SABINA MARTIN			7961
	V2300218 RX REIMBURSEMENT	395.00		
70555	02/13/23 SNAPO010 SNAP-ON INDUSTRIAL			7961
	22-02040 SHOP TOOLS AND EQUIPMENT	970.96		
70556	02/13/23 TAYLO005 TAYLOR COMMUNICATIONS, INC.			7961
	22-01358	1,030.00		
70557	02/13/23 TCLEA005 T CLEANERS, LLC			7961
	23-00122 Police Uniform Dry Cleaning	1,366.00		
	23-00139 Blanket for Fire/EMS Drycleani	<u>519.00</u>		
		1,885.00		
70558	02/13/23 TCTAM005 TCTA OF NJ			7961
	23-00228 TCTANJ Membership	400.00		
70559	02/13/23 TELES010 TELESYSTEM			7961
	V2300210 PHONE SVC ACCT# 9973948	5,811.76		
70560	02/13/23 THEAL005 THE ALAIMO GROUP, INC			7961
	22-01360 PROJ# MH-22-072 GENERATOR	410.00		
	22-01361 MH-22-071 LIFT STATION 6	<u>3,510.00</u>		
		3,920.00		
70561	02/13/23 THECA010 THE CANNING GROUP, LLC			7961
	23-00109 QPA Services January- March	1,291.67		
70562	02/13/23 THELA010 THE LAW OFFICE OF MATTHEW SAGE			7961
	V2300225 JAN 2023 PUBLIC DEFENDER	2,000.00		
70563	02/13/23 TONY010 TONY'S GENERAL MDSE, INC.			7961
	23-00110 SAFETY BOOT ALLOWANCE	200.00		

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Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #		Description	Amount Paid	Contract
01	CURRENT	Current Fund Account	Continued	
70564	02/13/23	TOWN0005 TOWNSHIP OF MANCHESTER		7961
		V2300168 SR OUTREACH GASOLINE JAN 2023	567.30	
70565	02/13/23	TRANS010 TRANSUNION RISK & ALTERNATIVE		7961
		23-00123 Background Investigations	172.90	
70566	02/13/23	ULINE005 ULINE, INC		7961
		22-02189 Speedy Dry	850.32	
70567	02/13/23	VERIZ020 VERIZON ONLINE		7961
		V2300199 PHONE SVC 452-496-004-0001-40	126.99	
		V2300204 PHONE SVC 555-731-148-0001-43	136.11	
			263.10	
70568	02/13/23	VERIZ030 VERIZON WIRELESS		7961
		V2300206 WIRELESS SVC 202847392-00001	9,271.67	
70569	02/13/23	VERIZ035 VERIZON		7961
		V2300161 PHONE SVC 450-491-959-0001-89	36.09	
70570	02/13/23	VERIZ035 VERIZON		7961
		V2300213 phone svc 450-+717-460-0001-55	487.92	
70571	02/13/23	VNLIN005 VNL INCORPORATED		7961
		22-01827 WSA WELL#6, ESA WELL#11	160,494.60	
70572	02/13/23	WBMAS005 WB MASON CO INC		7961
		22-01980 office supplies	2,379.98	
		22-02071 printer ink	220.89	
		22-02163 Lysol	338.34	
		23-00006 COPY PAPER	755.20	
		23-00025 Paper towels center pull	217.26	
		23-00027 Township Supplies	1,833.90	
		23-00028 date stamps	133.76	
		23-00065 Personnel Toner	799.92	
			6,679.25	
70573	02/13/23	WELLS065 WELLS FARGO VENDOR FIN.SERVICE		7961
		23-00016 Copier Leases	3,023.06	
70574	02/13/23	WEXBA005 WEX BANK INC.		7961
		V2300208 EMS GAS CONSUMPTION	271.31	
70575	02/13/23	WITME005 WITMER PUBLIC SAFETY GROUP INC		7961
		22-02111 6 cases of safety flares	648.00	

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	117	0	11,130,632.68	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	117	0	11,130,632.68	0.00

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Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	

01 CURRENT	Current Fund Account	Continued		
Report Totals		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
	Checks:	117	0	11,130,632.68
	Direct Deposit:	0	0	0.00
	Total:	117	0	11,130,632.68

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Totals by Year-Fund
Fund Description

Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND: 2-01	52,956.13	0.00	0.00	52,956.13
CURRENT FUND: 3-01	1,129,007.20	0.00	9,759,401.25	10,888,408.45
G-01	189,268.10	0.00	0.00	189,268.10
Total Of All Funds:	1,371,231.43	0.00	9,759,401.25	11,130,632.68

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Range of Checking Accts: 12 ANIMAL to 12 ANIMAL Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	

12 ANIMAL	Animal Control Account			
2233	02/13/23 OCEAN015 OCEAN COUNTY BOARD OF HEALTH			7956
V2300216	ANIMAL SHELTER SERVICES	112.00		

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	112.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	112.00	0.00

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	112.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	112.00	0.00

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Totals by Year-Fund
Fund Description

Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
ANIMAL CONTROL	3-12	0.00	0.00	112.00	112.00
Total Of All Funds:		0.00	0.00	112.00	112.00

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Range of Checking Accts: 22 DRUG ENF to 22 DRUG ENF Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
22 DRUG ENF	Drug Enforcement Trust			
1313 02/13/23	BHPH0005 B&H FOTO & ELECTORNICS CORP		7957	
22-01764	Drone Batteries	950.00		
1314 02/13/23	CHRIS015 CHRISTIAN NAZARIO		7957	
V2300176	DISBURSEMENT OF MONIES	2,000.00		
1315 02/13/23	GOVCO005 GOVCONNECTION, INC.		7957	
22-01009	Back-UPS 600VA/330W	96.56		
1316 02/13/23	PENNS005 PENN STATE JUSTICE AND SAFETY		7957	
22-01442	High Impact Supervision Course	499.00		
1317 02/13/23	WEATH005 WEATHERBY PARENT,LLC		7957	
22-02057	LeadsOnline PowerPlus	5,605.00		
Checking Account Totals				
	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	5	0	9,150.56	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	5	0	9,150.56	0.00
Report Totals				
	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	5	0	9,150.56	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	5	0	9,150.56	0.00

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Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
DRUG ENFORCEMENT TRUST (LETA)	3-22	0.00	0.00	9,150.56	9,150.56
Total of All Funds:		0.00	0.00	9,150.56	9,150.56

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Range of Checking Accts: 26 RECREATION to 26 RECREATION Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid		Contract

26 RECREATION	Recreation Trust			
1014 02/08/23	PEACE005 PEACEFUL PATHWAYS, LLC			7958
23-00040	YOGA - TUES 11/8/22-1/10/23	800.00		

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	800.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	800.00	0.00

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	800.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	800.00	0.00

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Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
RECREATION TRUST	3-26	0.00	0.00	800.00	800.00
Total of All Funds:		0.00	0.00	800.00	800.00

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Range of Checking Accts: 27 AFF HOUSE to 27 AFF HOUSE Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid		Contract
27 AFF HOUSE	Affordable Housing			
393 02/13/23	COMMU020 COMMUNITY GRANTS, PLANNING &			7959
V2300229	AFFORDABLE HSING ADMIN AGENT	11,597.37		
394 02/13/23	ROTHS005 ROTHSTEIN, MANDELL, STROHM,			7959
V2300173	AFFORDABLE HOUSING ATTORNEY	2,070.00		

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	13,667.37	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	13,667.37	0.00

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	13,667.37	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	13,667.37	0.00

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Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
AFFORDABLE HOUSING TRUST	3-27	0.00	0.00	13,667.37	13,667.37
Total of All Funds:		0.00	0.00	13,667.37	13,667.37

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Range of Checking Accts: 28 MANLKST BOI to 28 MANLKST BOI Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid		Contract

28 MANLKST BOI	MANCHESTER LAKEHURST BOI			
1068 02/13/23	BOROU010 BOROUGH OF LAKEHURST			7964
V2300227	4TH QTR 2022 REBATE	2,264.50		
1069 02/13/23	TREAS015 TREASURER STATE OF NEW JERSEY			7964
V2300212	QTR 4 2022 LAKEHURST	1,789.00		

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	4,053.50	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	4,053.50	0.00

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	4,053.50	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	4,053.50	0.00

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Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
MANCHESTER LAKEHURST SHRD SVC (BOI)	3-28	0.00	0.00	4,053.50	4,053.50
Total of All Funds:		0.00	0.00	4,053.50	4,053.50

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Range of Checking Accts: 04 GEN CAPITAL to 04 GEN CAPITAL Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #		Description			Contract
04 GEN CAPITAL		Capital Account			
2792	02/13/23	BLAZE005 BLAZE EMERGENCY EQUIP CO LLC			7960
		21-01985 Replacement Ladders FD	3,838.90		
		21-02039 VARIOUS FIRE EQUIPMENT	44,315.24		
			48,154.14		
2793	02/13/23	COLLI005 COLLIERS ENGINEERING			7960
		22-01362 ENGINEERING SERVICES	1,127.26		
2794	02/13/23	CONTI005 CONTINENTAL FIRE & SAFETY, INC			7960
		22-01850 Fire Hose	5,972.90		
2795	02/13/23	FRANK030 FRANK MAZZA & SONS, INC.			7960
		22-01768 Bldg. Dept. Carpet	9,056.00		
2796	02/13/23	GABRI005 GABRIELLI KENWORTH OF NJ LLC			7960
		21-00877 PURCHASE OF TWO TRUCKS + RESOL	516,180.56		
2797	02/13/23	TMASS005 T & M ASSOCIATES			7960
		22-01332 2022 ROAD PROGRAM	371.25		
2798	02/13/23	ULINE005 ULINE, INC			7960
		22-02180 whiting shelving for supplies	2,989.24		
2799	02/13/23	WBMAS005 WB MASON CO INC			7960
		22-02127 wht. Brd. - Bldg. Dept.	216.75		

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	8	0	584,068.10	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	8	0	584,068.10	0.00

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	8	0	584,068.10	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	8	0	584,068.10	0.00

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Totals by Year-Fund
Fund Description

	Fund	Budget Total	Revenue Total	G/L Total	Total
GENERAL CAPITAL:	C-04	584,068.10	0.00	0.00	584,068.10
Total Of All Funds:		584,068.10	0.00	0.00	584,068.10

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23-079

RESOLUTION AUTHORIZING PAYMENT OF BILLS

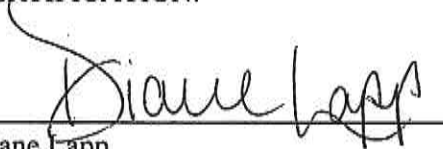
February 13, 2023

BE IT RESOLVED by the Township Council of the Township of Manchester that the following bills on the list hereto be paid; the Chief Financial Officer is hereby authorized and directed to draw checks for the payment of same as and when funds are available.

SUMMARY

Water Utility -East	\$	167,733.23
Sewer Utility - East	\$	158,875.43
Utility Escrow - Water	\$	405.00
Utility Escrow - Sewer	\$	145.88
Sewer Utility Capital Fund	\$	-
Water Utility Capital Fund	\$	-
	\$	<u>327,159.54</u>

CERTIFICATION:



Diane Lapp
Chief Financial Officer

Signed: _____
Roxanne Conniff
Council President

Teri Giercyk
Township Clerk

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UTILITY BILL LIST ADDENDUM

23-079

February 13, 2023

WATER OPERATING

PAYROLL WEEK ENDING 2/17/23

PAYROLL WEEK ENDING 1/20/23

Chk#2963 31,463.88

State Health Benefits

Utilities Portion State Health Benefits-February

wire 16,917.46

\$ 48,381.34

SEWER OPERATING

PAYROLL WEEK ENDING 2/17/23

PAYROLL WEEK ENDING 1/20/23

Chk#3871 25,119.15

State Health Benefits

Utilities Portion State Health Benefits-February

wire 17,293.26

\$ 42,412.41

WATER UTILITY ESCROW

The Alaimo Group

Various Utility Escrows

Chk#1574 405.00

\$ 405.00

SEWER UTILITY ESCROW

Remington & Vernick Engineers

Various Utility Escrows

Chk#1571 145.88

\$ 145.88

WATER UTILITY CAPITAL FUND

\$ -

SEWER UTILITY CAPITAL FUND

\$ -

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Range of Checking Accts: 05 WATER EAST to 05 WATER EAST Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
05 WATER EAST	Water Operating Fund			
6332 02/03/23	MANCH130 TOWNSHIP OF MANCHESTER PAYROLL		7937	
V2300179	PAY 3 WATER EAST	29,450.98		
6333 02/13/23	AMER1065 AMERICAN WEAR, INC.		7952	
23-00098	Blanket PO for Uniforms	239.10		
6334 02/13/23	CENTR010 CENTRAL JERSEY HEALTH INS.		7952	
V2300228	DENTAL INS. JANUARY 2023	704.08		
6335 02/13/23	CREST070 CREST CONSTRUCTION GROUP, LLC		7952	
23-00004	REPLACEMENT OF BROKEN VALVE	8,741.31		
23-00034	ESA EMG Water Break Repair	7,931.25		
		16,672.56		
6336 02/13/23	DELLC005 DELL COMPUTER CORP.		7952	
22-01992	New Computer Tower E Foder	1,271.16		
6337 02/13/23	JCPL0005 J C P & L		7952	
V2300186	ELEC SVC 200 001 127 014	23,670.40		
6338 02/13/23	LOWES010 LOWES HOME CENTERS, INC.		7952	
22-01794	OPEN PO FOR SUPPLIES 4th QTR	172.10		
6339 02/13/23	MIDAT030 MID-ATLANTIC SERVICE 360, INC.		7952	
23-00168	Water tower comm ac unit	3,207.13		
6340 02/13/23	MIRAC005 MIRACLE CHEMICAL CO.		7952	
23-00079	Blanket PO for Hypo	3,164.41		
6341 02/13/23	POSTM005 POST MASTER - TOMS RIVER		7952	
V2300234	REPLENISH BULK MAIL ACCT#300	2,054.66		
6342 02/13/23	REMIN015 REMINGTON & VERNICK ENGINEERS		7952	
22-00589	Rt 37 Tank Painting Ins Serv	404.00		
V2300217	ENGINEERING SERVICES	878.75		
		1,282.75		
6343 02/13/23	THEAL005 THE ALAIMO GROUP, INC		7952	
22-01077	Proposal Engineering Services	2,662.50		
22-01334	#MH-22-069 ESA MTR REPLACE	410.00		
22-01364	ESA TF#7 Temp Radium Removal	1,806.25		
V2300157	ENGINEERING SERVICES	1,194.59		
V2300160	ENGINEERING SERVICES	1,460.00		
V2300232	ENGINEERING SERVICES	7,625.00		
		15,158.34		
6344 02/13/23	TOWN0005 TOWNSHIP OF MANCHESTER		7952	
V2300155	NOV 2022 GAS -UTILITIES	1,363.83		

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Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #		Description	Amount Paid	Contract
05		WATER EAST	Continued	
6345	02/13/23	USABL005 USA BLUEBOOK		7952
	22-01919	General Supplies	355.62	
	22-01920	TF#5 Hypo Tank Parts & Misc.	843.15	
			1,198.77	
6346	02/13/23	VANCL005 VAN CLEEF ENGINEERING ASSOC.		7952
	V2300146	LICENSED OPERATOR	468.00	
	V2300147	LICENSED OPERATOR	5,850.00	
	V2300148	LICENSED OPERATOR	6,462.00	
	V2300150	LICENSED OPERATOR	685.00	
			13,465.00	
6347	02/13/23	VERIZ030 VERIZON WIRELESS		7952
	V2300207	WIRELESS SVC 202847392-00001	209.95	
6348	02/13/23	WATER010 WATER RESOURCE MANAGEMENT, INC		7952
	22-02092	Services Licensed Water Oper.	6,066.67	
Checking Account Totals				
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
	Checks:	17	0	119,351.89
	Direct Deposit:	0	0	0.00
	Total:	17	0	119,351.89
Report Totals				
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
	Checks:	17	0	119,351.89
	Direct Deposit:	0	0	0.00
	Total:	17	0	119,351.89

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Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
WATER EAST FUND:	2-05	13,991.45	0.00	0.00	13,991.45
WATER EAST FUND:	3-05	105,360.44	0.00	0.00	105,360.44
Total of All Funds:		119,351.89	0.00	0.00	119,351.89

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MANCHESTER TOWNSHIP
Check Register By Check Date

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Range of Checking Accts: 07 SEWER EAST to 07 SEWER EAST Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #		Description	Amount Paid	Contract
07 SEWER EAST		Sewer Operating Account		
3872	02/03/23	MANCH130 TOWNSHIP OF MANCHESTER PAYROLL		7939
23-00307		PAY 3 SEWER EAST	26,274.64	
3873	02/13/23	CENTR010 CENTRAL JERSEY HEALTH INS.		7953
V2300228		DENTAL INS. JANUARY 2023	722.92	
3874	02/13/23	JCPL0005 J C P & L		7953
V2300184		ELEC SVC 200 001 029 038	8,739.84	
3875	02/13/23	MIDAT030 MID-ATLANTIC SERVICE 360, INC.		7953
22-02145		TF#5 Heater Repair	3,719.92	
3876	02/13/23	POSTM005 POST MASTER - TOMS RIVER		7953
V2300234		REPLENISH BULK MAIL ACCT#300	2,054.66	
3877	02/13/23	THEAL005 THE ALAIMO GROUP, INC		7953
V2300157		ENGINEERING SERVICES	1,194.58	
3878	02/13/23	TOMSR020 TOMS RIVER M.U.A.		7953
V2300172		4TH QTR 2022 INSTALLMENT	52,603.40	
3879	02/13/23	TOWN0005 TOWNSHIP OF MANCHESTER		7953
V2300156		DEC 2022 GAS-UTILITIES	1,758.39	
3880	02/13/23	VANCL005 VAN CLEEF ENGINEERING ASSOC.		7953
V2300146		LICENSED OPERATOR	468.00	
V2300147		LICENSED OPERATOR	5,850.00	
V2300148		LICENSED OPERATOR	6,462.00	
V2300150		LICENSED OPERATOR	548.00	
			13,328.00	
3881	02/13/23	WATER010 WATER RESOURCE MANAGEMENT, INC		7953
22-02092		Services Licensed Water Oper.	6,066.67	

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	10	0	116,463.02	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	10	0	116,463.02	0.00

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	10	0	116,463.02	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	10	0	116,463.02	0.00

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Check Register By Check Date

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Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
SEWER EAST FUND:	2-07	9,786.59	0.00	0.00	9,786.59
SEWER EAST FUND:	3-07	106,676.43	0.00	0.00	106,676.43
Total of All Funds:		116,463.02	0.00	0.00	116,463.02

23-080

DRAFT

February 13, 2023

RESOLUTION AUTHORIZING PAYMENT OF BILLS

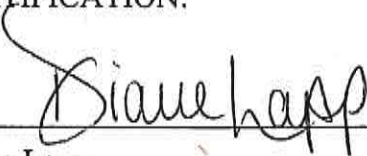
MANCHESTER TOWNSHIP, NEW JERSEY

BE IT RESOLVED by the Township Council of the Township of Manchester that the following bills on the list hereto be paid; the Chief Financial Officer is hereby authorized and directed to draw checks for the payment of same as and when funds are available.

SUMMARY

Water Utility West	\$	112,687.35
Sewer Utility West	\$	83,866.72
Water Utility West Capital Fund	\$	-
Sewer Utility West Capital Fund	\$	-
	\$	<u>196,554.07</u>

CERTIFICATION:



Diane Lapp
Chief Financial Officer

Signed: _____

Roxanne Conniff
Council President

Teri Giercyk
Township Clerk

UTILITY WEST ADDENDUM

DRAFT

23-080

WATER WEST OPERATING

PAYROLL WEEK ENDING 2/17/23

PAYROLL WEEK ENDING 1/20/23

Chk#22983 23,143.51

State Health Benefits Plan

Utilities Portion of SHBP-February

wire 14,027.42

37,170.93

SEWER WEST OPERATING

PAYROLL WEEK ENDING 2/17/23

PAYROLL WEEK ENDING 1/20/23

Chk#11825 20,873.29

State Health Benefits Plan

Utilities Portion of SHBP-February

wire 13,892.06

34,765.35

WATER WEST CAPITAL

0.00

SEWER WEST CAPITAL

0.00

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MANCHESTER TOWNSHIP
Check Register By Check Date

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Range of Checking Accts: 30 WATER WEST to 30 WATER WEST Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #		Description			Contract
30 WATER WEST		Water West Account			
22984	02/03/23	MANCH130 TOWNSHIP OF MANCHESTER PAYROLL			7938
		23-00306 WATER WEST PAY 2	24,790.85		
22985	02/13/23	CENTR010 CENTRAL JERSEY HEALTH INS.			7954
		V2300228 DENTAL INS. JANUARY 2023	610.96		
22986	02/13/23	JCPL0005 J C P & L			7954
		V2300185 ELEC SVC 200 001 030 002	24,140.44		
22987	02/13/23	OCEAN090 OCEAN COUNTY RECYCLING			7954
		23-00076 Blanket PO Asphalt Disposal	287.01		
22988	02/13/23	POSTM005 POST MASTER - TOMS RIVER			7954
		V2300234 REPLENISH BULK MAIL ACCT#300	1,586.09		
22989	02/13/23	THEAL005 THE ALAIMO GROUP, INC			7954
		22-01010 Proposal Engineering Services	410.00		
		22-01359 PRJCT#MH-22-070 WSA MTR REPLAC	410.00		
		V2300157 ENGINEERING SERVICES	1,194.58		
			2,014.58		
22990	02/13/23	TOWN0005 TOWNSHIP OF MANCHESTER			7954
		V2300155 NOV 2022 GAS -UTILITIES	1,363.83		
22991	02/13/23	USABL005 USA BLUEBOOK			7954
		22-01919 General Supplies	255.58		
22992	02/13/23	VANCL005 VAN CLEEF ENGINEERING ASSOC.			7954
		V2300146 LICENSED OPERATOR	468.00		
		V2300147 LICENSED OPERATOR	5,850.00		
		V2300148 LICENSED OPERATOR	6,462.00		
		V2300150 LICENSED OPERATOR	479.50		
			13,259.50		
22993	02/13/23	VERIZ035 VERIZON			7954
		V2300151 PHONE SVC 450-717-281-0001-52	815.58		
22994	02/13/23	VERIZ035 VERIZON			7954
		V2300152 PHONE SVC 250-717-282-0001-79	271.86		
22995	02/13/23	VERIZ035 VERIZON			7954
		V2300195 PHONE SVC 250-775-723-0001-90	53.48		
22996	02/13/23	WATER010 WATER RESOURCE MANAGEMENT, INC			7954
		22-02092 Services Licensed Water Oper.	6,066.66		

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Check Register By Check Date

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Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	

30 WATER WEST	Water West Account	Continued		
Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	13	0	75,516.42	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	13	0	75,516.42	0.00

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	13	0	75,516.42	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	13	0	75,516.42	0.00

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MANCHESTER TOWNSHIP
Check Register By Check Date

Page No: 3

Totals by Year-Fund
Fund Description

Fund

Budget Total

Revenue Total

G/L Total

Total

WATER WEST FUND:

2-30

7,142.24

0.00

0.00

7,142.24

WATER WEST FUND:

3-30

68,374.18

0.00

0.00

68,374.18

Total Of All Funds:

75,516.42

0.00

0.00

75,516.42

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MANCHESTER TOWNSHIP
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Range of Checking Accts: 32 SEWER WEST to 32 SEWER WEST Range of Check Dates: 01/24/23 to 02/13/23
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #		Description	Amount Paid	Contract
32 SEWER WEST		Sewer West Account		
11826	02/03/23	MANCH130 TOWNSHIP OF MANCHESTER PAYROLL		7940
23-00308		PAY 3 SEWER WEST	21,856.42	
11827	02/13/23	ACSCH005 A.C. SCHULTES		7955
22-01623		WSA LS#7 Replace Starter	2,119.00	
11828	02/13/23	ALLIE005 ALLIED CONTROL SERVICES, INC		7955
23-00222		WSA EMG Electrical Repair LS#8	476.52	
11829	02/13/23	CENTR010 CENTRAL JERSEY HEALTH INS.		7955
V2300228		DENTAL INS. JANUARY 2023	620.35	
11830	02/13/23	JCPL0005 J C P & L		7955
V2300182		ELEC SVC 200 001 127 022	2,082.86	
11831	02/13/23	POSTM005 POST MASTER - TOMS RIVER		7955
V2300234		REPLENISH BULK MAIL ACCT#300	1,586.09	
11832	02/13/23	TOWN0005 TOWNSHIP OF MANCHESTER		7955
V2300156		DEC 2022 GAS-UTILITIES	1,758.39	
11833	02/13/23	VANCL005 VAN CLEEF ENGINEERING ASSOC.		7955
V2300146		LICENSED OPERATOR	468.00	
V2300147		LICENSED OPERATOR	5,850.00	
V2300148		LICENSED OPERATOR	6,462.00	
V2300150		LICENSED OPERATOR	479.50	
			13,259.50	
11834	02/13/23	VERIZ035 VERIZON		7955
V2300153		PHONE SVC 150-717-292-0001-86	5,342.24	

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	9	0	49,101.37	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	9	0	49,101.37	0.00

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	9	0	49,101.37	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	9	0	49,101.37	0.00

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MANCHESTER TOWNSHIP
Check Register By Check Date

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Totals by Year-Fund
Fund Description

Fund

Budget Total

Revenue Total

G/L Total

Total

SEWER WEST FUND:	2-32	2,119.00	0.00	0.00	2,119.00
SEWER WEST FUND:	3-32	46,982.37	0.00	0.00	46,982.37
Total of All Funds:		49,101.37	0.00	0.00	49,101.37

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY, DENYING AN AMENDMENT TO THE
REDEVELOPMENT PLAN AFFECTING BLOCK 44, LOT 15.05, A/K/A 2065 ROUTE 37,
PHASE 1, MANCHESTER TOWNSHIP, NEW JERSEY**

WHEREAS, the Township Council of the Township Manchester, County of Ocean, State of New Jersey (hereinafter referred to as the "Township") adopted Resolution 19-290 on July 22, 2019, thereby designating Block 44, Lot 15.01, a/k/a 2065 Route 37 (hereinafter referred to as the "Property") as a non-condemnation area in need of redevelopment; and

WHEREAS, thereafter the Township adopted Ordinance 20-021 on July 13, 2020 thereby adopting the "2065 Route 37 Redevelopment Plan" (hereinafter referred to as the "Redevelopment Plan"); and

WHEREAS, the Township thereafter adopted Resolution 21-267 on June 28, 2021 naming 2065 Route 37 Owners, LLC, as Contingent Redeveloper; and

WHEREAS, the Township thereafter adopted Resolution 21-454 on December 20, 2021, authorizing the execution of the Redeveloper Agreement with 2065 Highway 37 Owners, LLC; and

WHEREAS, the Township has been advised that the Planning Board previously adopted a Resolution on September 7, 2021 (Application # 2021-261) thereby granting preliminary and final major site plan approval for Phase 1; preliminary major site plan approval for Phases 2 and 3; and preliminary and final major subdivision approval to create 3 separate lots on the Property, in accordance with the aforementioned Redevelopment Plan; and

WHEREAS, the Township Council is the Manchester Township Redevelopment Entity which has jurisdiction, responsibilities and authorities concerning proposed redevelopment projects within Manchester Township; and

WHEREAS, the Township has been advised of a Resolution adopted by the Manchester Township Planning Board dated September 16, 2022, which granted amended preliminary and final major site plan approval thereby approving changes to the architectural plans (elevations and floor plans) previously approved by the Planning Board as part of Phase 1 approvals; and

WHEREAS, pursuant to Condition #9 of the Planning Board's September 6, 2022 resolution of approval, "the approvals..., including the revised architectural plans, are conditioned upon the Manchester Township Redevelopment Entity's approval"; and

WHEREAS, as the Redevelopment Entity, the Township Council has considered the requested amendment to the Redevelopment Plan and hereby denies same; and

WHEREAS, the Applicant is directed to revise its architectural plans to resemble aesthetically those previously reviewed by the Township and approved by the Planning Board as memorialized on September 7, 2021.

NOW, THEREFORE, BE IT RESOLVED, this 13th day of February, 2023, by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

- DRAFT
1. The Township hereby denies the proposed amendment to the Redevelopment Plan, in accordance with Condition #9 of the Resolution adopted by the Manchester Township Planning Board on September 6, 2022 (Application No. 2022-10).
 2. The Township specifically denies the request for amendments to the architectural plans submitted by the Applicant and directs the Applicant to revise its plans to incorporate the aesthetic designs previously reviewed by the Township and approved by the Planning Board as memorialized on September 7, 2021.
 3. The Township authorizes and directs the Mayor, Township Administrator and Township Clerk to execute any and all necessary documents in order to implement the intent of this Resolution.
 4. A certified copy of this Resolution shall be forwarded by the Township Clerk to the following:
 - (a) Honorable Robert Arace, Mayor;
 - (b) Carl Block, Administrator
 - (c) Joseph Coronato, Jr., Esquire, Planning Board Attorney;
 - (d) Lauren R. Staiger, Esquire, Township Attorney; and
 - (e) Jason Tuvel, Esquire, Attorney for Applicant.

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC, CMC
Municipal Clerk

DRAFT

#23-082

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN,
STATE OF NEW JERSEY AUTHORIZING THE REFUNDS REQUESTED BY THE
TAX COLLECTOR**

I, Andrea Gaskill, CTC Tax Collector of the Township of Manchester, County of Ocean, do hereby request payment for the following persons due to the following reason:

1. Block 1.135 lot 9 for overpayment made payable to Lereta Bank in the amount of \$1,379.95.
2. Block 75.115 lot 49 for overpayment in the amount of \$575.93 made payable to Info Pro Lender Services, 1325 S. Main St. Fond du Lac, WI 54935.
3. Block 61.11 lot 7 for overpayment in the amount of \$1,270.11 made payable to Corelogic.
4. Block 61.19 lot 104 for overpayment in the amount of \$1,851.40 made payable to Corelogic.
5. Block 42.04 lot 7 for overpayment in the amount of \$1,161.48 made payable to Corelogic.
6. Block 52.02 lot 25 for overpayment in the amount of \$666.45 made payable to Corelogic.
7. Block 38.20 lot 395.04 for overpayment in the amount of \$269.03 made payable to Corelogic.
8. Block 31.01 lot 14 for overpayment in the amount of \$971.39 made payable to Corelogic.
9. Block 24 lot 1128 for overpayment in the amount of \$2,087.05 made payable to Corelogic.
10. Block 1.52 lot 1 for overpayment in the amount of \$1,462.46 made payable to Corelogic.
11. Block 1.59 lot 10 for overpayment in the amount of \$1,973.02 made payable to Corelogic.
12. Block 38.04 lot 150.02 for overpayment in the amount of \$678.35 made payable to Corelogic.
13. Block 38.07 lot 195.04 for overpayment in the amount of \$440.24 made payable to Corelogic.
14. Block 38.14 lot 299.01 for overpayment in the amount of \$299.01 made payable to Corelogic.
15. Block 38.19 lot 376.02 for overpayment in the amount of \$356.14 made payable to Corelogic.
16. Block 60.09 lot 2 for overpayment in the amount of \$1,299.30 made payable to Corelogic.

DRAFT

Total Amount Due \$ 16,741.31

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, that the aforementioned refunds be and hereby authorized by the Tax Collector of Revenue.

BE IT FURTHER RESOLVED that a certified copy of this resolution be sent to the following:

1. Chief Financial Officer
2. Tax Collector

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SOFTWARE AGREEMENT WITH EDMUNDS GOVTECH FOR SOFTWARE MAINTENANCE OF FINANCE, TAX, RECREATION AND UTILITY PACKAGE IN A REQUIRED DISCLOSURE MANNER

WHEREAS, the Township of Manchester desires to enter into a support agreement with Edmunds and Associates, Inc. for the software maintenance of the finance, tax, recreation and utility packages to include cloud-based hosting in a required disclosure manner consistent with N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Township seeks to enter into said agreements for a one year period, for the amount of \$24,125.70 and,

WHEREAS, the Qualified Purchasing Agent has determined this is in excess of the pay to play threshold of \$17,500.00; and

WHEREAS Edmunds Govtech has completed a Business Entity Disclosure and Political Contribution Disclosure form certifying that Edmunds Gov Tech has made no reportable contributions and that Edmunds GovTech will not make any reportable contributions during the length of this contract; and

WHEREAS, the CFO/Director of Finance has recommended that the Township of Manchester enter into this agreement with Edmunds Govtech and has certified funding in the Calendar Year Budget of 2023 shall be as follows:

- a. Current Fund Budget: \$16,819.85
- b. Utilities Funds Budget: \$ 7,305.85

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey as follows:

1. That the Chief Finance Officer is authorized to execute the System Software Agreements with Edmunds GovTech
2. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. CFO/Director Of Finance
 - B. Purchasing Agent
 - C. Edmunds and Associates
301A Tilton Road
Northfield, NJ 08225
3. That the Business Entity Disclosure form and Political Contribution Form shall be on file for public inspection.

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN ENABLING RESOLUTION FOR SUPPLEMENTAL FUNDING REQUEST WITH THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION, GREEN ACRES PROGRAM

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and,

WHEREAS, the Township of Manchester has previously obtained a grant of \$6,742,103.00 from the State to fund the following project(s):

#1519-04-001 Planning Incentive; and

WHEREAS, the Township of Manchester desires to further the public interest by requesting an additional Green Acres grant of \$535,341.80 to fund the project; and

WHEREAS, the State shall determine if the supplemental funding request is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above named project.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey that:

1. Mayor Robert S. Arace or the successor to the office of Mayor of the Township of Manchester is hereby authorized to request such a grant, provide additional information and furnish such documents as may be required, and act as the authorized correspondent of the above named applicant; and
2. The applicant agrees to provide the local government share if a match is required.
3. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
4. This resolution shall take effect immediately.

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, do hereby certify that the foregoing is a true copy of a resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A CONTRACT WITH PARADISE ISLAND ENTERTAINMENT

WHEREAS, the Recreation Director has arranged for Paradise Island Entertainment to provide entertainment for an all new Hawaiian show "A Night In Paradise"; and

WHEREAS, there is presently on file in the office of the Township Clerk a proposed contract to be entered into for the aforesaid entertainment on August 11th, 2023 (Rain Date: Aug. 18th, 2023)

WHEREAS, the total due is \$5,500. A \$1,000 deposit is due to reserve the entertainment and a balance of \$4,500 is due on the day of the event and,

WHEREAS, the Township Council has reviewed the proposed form of contract aforesaid and is satisfied with the contents of same; and,

WHEREAS, the Chief Financial Officer certifies the availability of funds in the CY2023 Recreation budget and that the funds shall not exceed \$5,500; and,

WHEREAS, the Township Council agrees that funding is necessary for the contract aforesaid, and, therefore, is ensuring by this resolution that the calendar year 2023 budget will include specific funding for the aforesaid contract.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That the Mayor is authorized to execute and the Clerk to attest to a contract with Paradise Island Entertainment for an all new Hawaiian show "A Night In Paradise" on August 11th, 2023,
2. That the Chief Financial Officer is hereby authorized to process the necessary paper work in order to hold the reservation and process the final payment to be paid August 11th, 2023.
3. That the Township Council is ensuring by this resolution that funding will be provided in the Township's calendar year 2023 budget for the payment of the contracts aforesaid.
4. That the cost for the services aforesaid shall not exceed \$5,500.00 with a deposit of \$1,000 due as soon as possible and a balance of \$4,500 due on August 11th, 2023 (Rain Date: Aug. 18th, 2023).
5. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Mayor;
 - B. Administrator;
 - C. Chief Financial Officer;
 - D. Purchasing Agent;
 - E. Recreation Director;
 - F. Paradise Island Entertainment

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of said Township at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/ CMC
Municipal Clerk

RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE DISPOSITION OF OBSOLETE PROPERTY IN THE POSSESSION OF THE TOWNSHIP AT AUCTION ON GOVDEALS.COM SOURCEWELL NATIONAL COOPERATIVE

WHEREAS, the Township has requested that the Township Council authorize the disposition of property currently in the possession of Manchester Township; and,

WHEREAS, such surplus items may be sold at public auction to the highest bidder in accordance with N.J.S.A. 40A:11-36 through Govdeals, Sourcewell National Cooperative; and

WHEREAS, the Township Council has reviewed a request which describes the items aforesaid to be sold at the auction; and

WHEREAS, the items to be sold are:

14 mixed large containers and 5 3yd. dumpsters for scrap
1989 FRUEHAUF 47 CU YDS 1H4D03539LK012001
1989 EAGERBEAVER 9 TON 112DNM271KT031847

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That the Division of Purchasing, or its designee, be and hereby is authorized to sell at auction to the highest bidder, any and all surplus items as described.
2. Should the first round of bids not meet minimum revenue, the Division of Purchasing is authorized immediately to rebid.
3. The sale of the surplus property shall be conducted through Govdeals under Sourcewell National Cooperative in accordance with the terms and conditions as attached: and
4. The sale will be conducted online, and the address of the auction site is www.govdeals.com
5. The sale is being conducted pursuant to Local Finance Notice 2019-15.
6. The surplus property as identified shall be sold in an "as-is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
7. The Township reserves the right to accept or reject any bid submitted. That the Division of Purchasing, or its designee, be and hereby is authorized to sell at auction to the highest bidder, any and all surplus items as described.
8. That a certified copy of this Resolution shall be forwarded to the following:
 - A. Business Administrator
 - B. Purchasing Agent
 - C. Chief Financial Officer
 - D. Chief of Police

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE DISPOSITION OR SALVAGE OF VEHICLES AND EQUIPMENT IN THE POSSESSION OF THE TOWNSHIP AT AUCTION ON GOVDEALS.COM

WHEREAS, the Township Department's have requested that the Township Council authorize the disposition of Vehicles and Equipment currently in the possession of Manchester Township and also request to salvage the equipment should the asking price and second offer be rejected; and,

WHEREAS, such surplus items may be sold at public auction to the highest bidder in accordance with N.J.S.A. 40A:11-36; and

WHEREAS, the Township Council has reviewed a request which describes the items aforesaid to be sold at the auction; and

WHEREAS, SEE SCHEDULE A

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That the Division of Purchasing, or its designee, be and hereby is authorized to sell at auction to the highest bidder, any and all surplus items as described.
2. The sale of the surplus property shall be conducted through Govdeals in accordance with the terms and conditions as attached: and
3. The sale will be conducted online, and the address of the auction site is www.Govdeals.com
4. The sale is being conducted pursuant to Local Finance Notice 2019-15.
5. The surplus property as identified shall be sold in an "as-is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
6. The Township reserves the right to accept or reject any bid submitted. That the Division of Purchasing, or its designee, be and hereby is authorized to sell at auction to the highest bidder, any and all surplus items as described.
7. That a certified copy of this Resolution shall be forwarded to the following:
 - A. Purchasing Agent
 - B. Chief Financial Officer
 - C. Township Auditor
 - D. Public Works Department
 - E. NJ Department of Community Affairs

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

Schedule A Gov Deals or Scrap
Township Owned Equipment & Vehicles

1994 E-One fire Truck Vin #4ENBAAA8XR1003706
(Gov Deals Min \$5,500.00 Scrap Value)

Diesel Pumper Fire Truck
Engine in running condition but needs work.
Mileage -43,317

2002 Message board 2S9US11172S132092
Dead battery, Message board in poor condition,
Failing components.

Fisher labs M-Scope Portable Detector
In working order.

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN,
STATE OF NEW JERSEY, RELEASING A UTILITY ESCROW THAT WAS POSTED
BY CALTON HOMES A/K/A PULTE GROUP IN CONNECTION WITH A PROJECT
KNOWN AS RENAISSANCE AT MANCHESTER**

WHEREAS, a utility escrow was heretofore posted with the Township by Calton Homes a/k/a Pulte Group in connection with a project known as Renaissance at Manchester; and,

WHEREAS, under date of January 18, 2023, Joe Veni did recommend the release of the said escrow; and,

WHEREAS, the Township Council has reviewed the recommendation aforesaid and finds the same to be acceptable.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That on the basis of the above recommendation by the Project Engineer, the escrow aforesaid, be and hereby is released account #7200017758 in the amount of \$17,189.28 plus interest minus any outstanding invoices.
2. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Al Yodakis
 - B. Chief Financial Officer;
 - C. Pulte Group
150 Allen Road
Suite #303
Basking Ridge, NJ 07920

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, RELEASING PERFORMANCE BOND AND CASH ESCROW FOR A DEVELOPER KNOWN AS ARYA PROPERTIES, PENDING THE POSTING OF MAINTENANCE GUARANTEE AND REPLENISHMENT OF CURRENT ESCROW ACCOUNT FOR BLOCK 21 LOTS 621,622,1712 (BRENTWOOD ESTATES)

WHEREAS, performance guarantees were heretofore posted with the Township by Arya Properties.; and,

WHEREAS, under date of January 27, 2023 the Township Engineer has recommended a release of said Performance Guarantee and cash escrow pending the posting of Maintenance Guarantee for a period of two years and the Replenishment of Current Escrow Account; and,

WHEREAS, the Township Council has reviewed the recommendation aforesaid and finds the same to be acceptable.

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. The Township accepts the recommendations of its Township Engineer and authorizes the release of Performance Bond #CT024470 in the amount of \$58,589.24 and Cash Portion of Account # 18637 in the amount of \$6519.01 plus interest minus outstanding balances, pending the posting of a two-year Maintenance Guarantee in the amount of \$27,124.65 which represents 15% of the bonded improvement cost to insure against defects in the bonded site improvements.
2. The Township accepts the recommendation of the Township Engineer and requires the Developer to replenish the current escrow account, if applicable, to cover any pending construction inspection fees in the amount of \$1500.00.
3. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Colliers Engineering
 - B. Chief Financial Officer;
 - C. Arya Properties
PO Box 145
Island Heights NJ 08732

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
RELEASING MAINTENANCE BONDS FOR RESERVE AT LAKE RIDGE
(MEADOWS WEST) PHASE 2 & PHASE 3**

WHEREAS, Maintenance Bonds were posted by The Kokes Organization for the Reserve at Lake Ridge (Meadows West) Phase 2 and Phase 3; and

WHEREAS, under date January 20, 2023 the Township Engineer has recommended a release of said maintenance guarantees; and

WHEREAS, the Township Council has reviewed the recommendation aforesaid and finds the same to be acceptable.

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That on the basis of the above recommendation by the Township Engineer, the maintenance bond, #099573 for Phase 2 in the amount of \$240,648.45 be released.
2. That on the basis of the above recommendations by the Township Engineer, the maintenance bond #18638 for Phase 3 in the amount of \$2,273.96 plus interest minus any outstanding charges be released.
3. That the Township Clerk shall forward a certified copy of this Resolution to the Following:
 - A. Township Engineer;
 - B. Chief Financial Officer;
 - C. Kokes Organization
1027 Highway 70 Suite 103
Brielle NJ 08730

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

#23-091

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF CME ASSOCIATES AS ADMINISTRATIVE AGENT FOR
AFFORDABLE HOUSING MATTERS, PURSUANT TO AND IN ACCORDANCE
WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint CME Associates as Administrative Agent for Affordable Housing Matters; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$62,000.00 which sum is reasonably estimated based upon such Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available from the Affordable Trust Fund

Administrative Agent for Affordable Housing Matters; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$62,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, CME Associates has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

DRAFT

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That CME Associates is hereby appointed as Administrative Agent for Affordable Housing Matters for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. CME Associates
1460 US-9
Howell, NJ 07731

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF DANIEL BLOCH & NICHOLAS DICKERSON OF COLLIERS
ENGINEERING & DESIGN AS TOWNSHIP PLANNERS, PURSUANT TO AND IN
ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a “fair and open process”; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the “fair and open process”; and,

WHEREAS, the Township Council desires to appoint Daniel Bloch & Nicholas Dickerson of Colliers Engineering & Design as Township Planner; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$ 75,000.00 which sum is reasonably estimated based upon such Planning Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Planning services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the “New Jersey Local Unit Pay to Play” Law, N.J.S.A. 19:44A-20.4 et. seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:
Township Planner; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$75,000.00 which sum is based on a reasonable estimate of the Planning Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Daniel Bloch & Nicholas Dickerson of Colliers Engineering & Design have submitted a proposal in accordance with the “Pay to Play” Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

DRAFT

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Daniel Bloch & Nicholas Dickerson of Colliers Engineering & Design be and are hereby appointed Township Planners for a term of one (1) year commencing on February 13, 2023 and ending on December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer;
 - C. Colliers Engineering & Design
331 Newman Springs Rd., Ste 203
Red Bank, NJ 07701

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF GREGORY VALESİ OF CME ASSOCIATES AS CONFLICT
TOWNSHIP PLANNERS, PURSUANT TO AND IN
ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Gregory Valesi of CME Associates as Conflict Township Planner; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$ 15,000.00 which sum is reasonably estimated based upon such Planning Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Planning services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:
Conflict Township Planner; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$15,000.00 which sum is based on a reasonable estimate of the Planning Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Gregory Valesi of CME Associates have submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

DRAFT

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Gregory Valesi of CME Associates be and are hereby appointed Township Planners for a term of one (1) year commencing on February 13, 2023 and ending on December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer;
 - C. Gregory Valesi of CME Associates
1460 Route 9 South
Howell, NJ 07731

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

#23-094

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF MEGAN ANN BENNET OF GLUCK WALRATH LLP, AS BOND
COUNSEL, PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET
SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Megan Ann Bennet of Gluck Walrath LLP, as Bond Counsel; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$20,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 ET. seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Bond Counsel; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$20,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract.

WHEREAS, Megan Ann Bennet of Gluck Walrath LLP has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Megan Ann Bennet of Gluck Walrath LLP is hereby appointed as Bond Counsel for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Megan Ann Bennet of Gluck Walrath LLP
4 Paragon Way, Suite 400
Freehold, NJ 07728

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF MATTHEW C. MOENCH ESQ. OF KING, MOENCH & COLLINS
LLP FOR LEGAL SERVICES IN UTILITIES DEPARTMENT, PURSUANT TO AND IN
ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Matthew C. Moench Esq. of King, Moench & Collins LLP for Legal Services for Utilities Department; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$ 15,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Legal Services for Utilities Department; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$ 15,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Matthew C. Moench Esq. of King, Moench & Collins LLP has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Matthew C. Moench Esq. of King, Moench & Collins LLP is hereby appointed for Legal Services for Utilities Department for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Matthew C. Moench Esq. of King, Moench & Collins LLP
365 Board St. Suite 4R
Red Bank, NJ 07701

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF FRANK J. LITTLE, JR. OF OWEN, LITTLE, & ASSOCIATES,
INC. GROUP AS SPECIAL PROJECTS ENGINEER, PURSUANT TO AND IN
ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Frank J. Little Jr. of Owen, Little, & Associates, Inc. as Special Projects Engineer; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$25,000.00 which sum is reasonably estimated based upon such Engineering Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Engineering services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Special Project Engineer; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$25,000.00, which sum is based on a reasonable estimate of the Engineering Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract.

WHEREAS, Frank J. Little Jr. of Owen, Little, & Associates, Inc. has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

DRAFT

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Frank J. Little Jr. of Owen, Little, & Associates, Inc. is hereby appointed as Special Projects Engineer for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Frank J. Little Jr. of Owen, Little, & Associates, Inc.
443 Atlantic City Blvd.
Beachwood, NJ 08722

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF ALAIMO GROUP AS SPECIAL PROJECTS ENGINEER,
PURSUANT TO AND IN ACCORDANCE
WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Alaimo Group as Special Projects Engineer; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$25,000.00 which sum is reasonably estimated based upon such Engineering Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Engineering services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Special Project Engineer; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$25,000.00, which sum is based on a reasonable estimate of the Engineering Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract.

WHEREAS, Alaimo Group has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

DRAFT

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Alaimo Group is hereby appointed as Special Projects Engineer for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Alaimo Group
200 High Street
Mount Holly, NJ 08060

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF ROBERT MULLIN OF COLLIERS ENGINEERING & DESIGN
AS SPECIAL PROJECTS ENGINEER, PURSUANT TO AND IN
ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Robert Mullin of Colliers Engineering & Design as Special Projects Engineer; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$ 25,000.00 which sum is reasonably estimated based upon such Engineering Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Engineering services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under: **Special Projects Engineer**; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$ 25,000.00, which sum is based on a reasonable estimate of the Engineering Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Robert Mullin of Colliers Engineering & Design has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Robert Mullin of Colliers Engineering & Design is hereby appointed as Special Projects Engineer for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.

2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.

3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.

4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.

5. That this resolution shall take effect February 13, 2023.

6. That the Township Clerk shall forward a certified copy of this Resolution to the following:

- A. Administrator;
- B. Chief Financial Officer
- C. Purchasing Agent
- D. Colliers Engineering & Design
331 Newman Springs Road, Suite 203
Red Bank, NJ 07701

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF CME ASSOCIATES AS SPECIAL PROJECTS ENGINEER,
PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint CME Associates as Special Projects Engineer; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$25,000.00 which sum is reasonably estimated based upon such Engineering Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Engineering services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Special Projects Engineer; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$25,000.00, which sum is based on a reasonable estimate of the Engineering Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract.

WHEREAS, CME Associates has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That CME Associates is hereby appointed as Special Projects Engineer for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. CME Associates
1460 Route 9
Howell, NJ 07731

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF ARMANDO V. RICCIO, LLC AS LABOR COUNSEL, PURSUANT
TO AND IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Armando V. Riccio, LLC as Labor Counsel; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$40,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Labor Counsel; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$40,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Armando V. Riccio, LLC has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

DRAFT

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Armando V. Riccio, LLC is hereby appointed as Labor Counsel for a term of one (1) year commencing February 13, 2023 and ending December 31, 2022.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Armando V. Riccio, LLC
7 North Main Street, Suite A
Medford, NJ 08055

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF PARKER MCCAY PA AS SPECIAL LABOR COUNSEL,
PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Parker McCay, P.A. as Special Labor Counsel; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$30,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Special Labor Counsel; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$30,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Parker McCay, P.A. has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

DRAFT

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Parker McCay, P.A. is hereby appointed as Special Labor Counsel for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Parker McCay, P.A.
9000 Midatlantic Drive, #300
Toms River, NJ 08054

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF MICHAEL MCKENNA, Jr. OF HIERING, GANNON &
MCKENNA AS SPECIAL LABOR COUNSEL, PURSUANT TO AND IN
ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Michael McKenna, Jr. of Hiering, Gannon & McKenna as Special Labor Counsel; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$30,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:
Special Labor Counsel; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$30,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Michael McKenna, Jr. of Hiering, Gannon & McKenna has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Michael McKenna, Jr. of Hering, Gannon & McKenna is hereby appointed as Special Labor Counsel for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Hering, Gannon & McKenna
29 Hadley Ave.
Toms River, NJ 08753

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF DOUG STEINHART ESQ. OF FLORIO, PERRUCCI,
STEINHARDT, CAPPELLI, TIPTON & TAYLOR, LLC AS CONFLICT LABOR
COUNSEL, PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET
SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Doug Steinhart Esq. of Florio, Perrucci, Steinhart, Cappelli, Tipton, & Taylor, LLC as Labor Counsel; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$40,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:
Conflict Labor Counsel; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$40,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Doug Steinhart Esq. of Florio, Perrucci, Steinhart, Cappelli, Tipton, & Taylor, LLC has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

DRAFT

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Doug Steinhart Esq. of Florio, Perrucci, Steinhart, Cappelli, Tipton, & Taylor, LLC is hereby appointed as Labor Counsel for a term of one (1) year commencing February 13, 2023 and ending December 31, 2022.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Doug Steinhart Esq. of Florio, Perrucci, Steinhart, Cappelli, Tipton, & Taylor, LLC
430 Mountain Ave., Suite 103
New Providence, NJ 07974

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN,
STATE OF NEW JERSEY, AUTHORIZING THE AWARD OF A CONTRACT TO
PROVIDE THE SERVICES OF A LICENSED WATER OPERATOR**

WHEREAS, the Township of Manchester has the need to acquire the services of a Licensed Water Operator as a fair and open contract pursuant to provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Qualified Purchasing Agent has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the Township of Manchester wishes enter into a contract for the services of a Licensed Operator in Direct Charge for the Eastern and Western Service Areas for the 2023 year; and

WHEREAS, both water and sewer systems must have a Licensed Operator in Direct Responsible Charge on site a minimum of 35 hours per week to be in compliance with NJDEP standards; and

WHEREAS, the township has received a proposal from Water Resource Management (WRM) in a fair and open manner consistent with N.J.S.A 19:44A-20.5, for these required services, offering the services of John Manganaro of Water Resource Management holding the DEP issued licenses of W-4, T-4, C-4, CPWM as the licensed professional services operator; and

WHEREAS, the Department of Public Works, Division of Utilities has sufficient funds within their current budget for the purchase; and,

WHEREAS, Water Resource Management (WRM) has provided a quotation of \$19,500.00 per month to provide the required licensed operator for the 2023 calendar year; and,

WHEREAS, the Township Council is satisfied with the recommendation offered by the Director of Public Works; and,

WHEREAS, that the Chief Finance Officer has certified the funds not to exceed \$234,000.00 for the aforesaid contract and the CFO certifies that the funding shall be split amongst all utility funds.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, and State of New Jersey as follows:

1. That contract for the water treatment is hereby awarded to Water Resource Management in the amount of \$234,000.00 for the 2023 calendar year.
2. John Manganaro of Water Resource Management holding the DEP issued licenses of W-4, T-4, C-4, CPWM is appointed as the licensed professional services operator

DRAFT

3. That the Township Clerk shall forward a certified copy of this Resolution to the following:

- A. Division of Purchasing
 - B. Director of Public Works
 - C. Chief Financial Officer
 - D. Remington & Vernick Engineers
 - E. Water Resource Management
- 227 Kings Highway East, Haddonfield, NJ 08033

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF MATTHEW C. MOENCH ESQ. OF KING, MOENCH & COLLINS
LLP TOWNSHIP CONFLICT ATTORNEY FOR LEGAL SERVICES FOR
MANCHESTER TOWNSHIP, PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A.
19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a “fair and open process”; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the “fair and open process”; and,

WHEREAS, the Township Council desires to appoint Matthew C. Moench Esq. of King, Moench & Collins LLP for Township Conflict Attorney for Legal Services for Manchester Township; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$ 25,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the “New Jersey Local Unit Pay to Play” Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for “Professional Services” and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under: **Township Conflict Attorney for Legal Services for Manchester Township**; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$ 25,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Matthew C. Moench Esq. of King, Moench & Collins LLP has submitted a proposal in accordance with the “Pay to Play” Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of

contract aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Matthew C. Moench Esq. of King, Moench & Collins LLP is hereby appointed as Conflict Township Attorney for Legal Services for Manchester Township for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Matthew C. Moench Esq. of King, Moench & Collins LLP
365 Board St. Suite 4R
Red Bank, NJ 07701

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF JEAN CIPRIANI ESQ. OF ROTHSTEIN, MANDELL, STROHM,
HALM, CIPRIANI PA TOWNSHIP CONFLICT ATTORNEY FOR LEGAL SERVICES
FOR MANCHESTER TOWNSHIP, PURSUANT TO AND IN ACCORDANCE WITH
N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a “fair and open process”; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the “fair and open process”; and,

WHEREAS, the Township Council desires to appoint Jean Cipriani Esq. of Rothstein, Mandell, Strohm, Halm & Cipriani PA for Township Conflict Attorney for Legal Services for Manchester Township; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$ 25,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the “New Jersey Local Unit Pay to Play” Law, N.J.S.A. 19:44A-20.4 et. seq., requires that the resolution authorizing the award of a contract for “Professional Services” and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Township Conflict Attorney for Legal Services for Manchester Township; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$ 25,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Jean Cipriani Esq. of Rothstein, Mandell, Strohm, Halm & Cipriani PA has submitted a proposal in accordance with the “Pay to Play” Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Jean Cipriani Esq. of Rothstein, Mandell, Strohm, Halm & Cipriani PA is hereby appointed as Conflict Township Attorney for Legal Services for Manchester Township for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Jean Cipriani Esq. of Rothstein, Mandell, Strohm, Halm & Cipriani PA
98 E. Water Street
Toms River, NJ 08753

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF PARKER MCCAY PA AS TOWNSHIP CONFLICT ATTORNEY
FOR LEGAL SERVICES FOR MANCHESTER TOWNSHIP, PURSUANT TO AND IN
ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Parker McCay, P.A. for Township Conflict Attorney for Legal Services for Manchester Township; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$ 25,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under: **Township Conflict Attorney for Legal Services for Manchester Township**; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$ 25,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Parker McCay, P.A. has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Parker McCay, P.A. is hereby appointed as Conflict Township Attorney for Legal Services for Manchester Township for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Parker McCay, P.A.
9000 Midatlantic Drive, #300
Toms River, NJ 08054

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF KEVIN RIORDAN, ESQ. OF KEVIN RIORDAN, ESQ, LLC
TOWNSHIP CONFLICT ATTORNEY FOR LEGAL SERVICES FOR MANCHESTER
TOWNSHIP, PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET
SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a “fair and open process”; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the “fair and open process”; and,

WHEREAS, the Township Council desires to appoint Kevin Riordan Esq. of Kevin Riordan Esq. LLC for Township Conflict Attorney for Legal Services for Manchester Township; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$ 25,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the “New Jersey Local Unit Pay to Play” Law, N.J.S.A. 19:44A-20.4 et. seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Township Conflict Attorney for Legal Services for Manchester Township; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$ 25,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Kevin Riordan Esq. of Kevin Riordan Esq. LLC has submitted a proposal in accordance with the “Pay to Play” Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Kevin Riordan Esq. of Kevin Riordan Esq. LLC is hereby appointed as Conflict Township Attorney for Legal Services for Manchester Township for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Kevin Riordan Esq. of Kevin Riordan Esq. LLC
20 Hadley Avenue
Toms River, NJ 08753

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF BONNIE R. PETERSON, ESQ. AS MUNICIPAL PROSECUTOR,
PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

DRAFT

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Bonnie R. Peterson, Esq., as Municipal Prosecutor; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$45,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Municipal Prosecutor; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$45,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Bonnie R. Peterson, Esq. has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

DRAFT

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Bonnie R. Peterson, Esq. is hereby appointed as Municipal Prosecutor for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Bonnie R. Peterson, Esq.
1201 S.W. Central Avenue
P.O. Box J
Seaside Park, NJ, 08752

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO AND AUTHORIZING THE
APPOINTMENT OF STEVEN ZABARSKY & BRIAN WILKIE OF CITTA,
HOLZAPFEL & ZABARSKY AS ALTERNATE MUNICIPAL PROSECUTOR
PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ.**

WHEREAS, the Township of Manchester has received bids in accordance with N.J.S.A. 19:44A-20.4 et seq. for professional services; and,

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a "fair and open process"; and,

WHEREAS, the Township Council of the Township of Manchester has elected to select and appoint its professionals through the "fair and open process"; and,

WHEREAS, the Township Council desires to appoint Steven Zabarsky & Brian Wilkie of Citta, Holzapfel & Zabarsky as **Alternate Municipal Prosecutor**; and,

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be \$45,000.00 which sum is reasonably estimated based upon such Legal Services as may be required over the contract term to be awarded under this resolution, including but not limited to, the amount spent for such Legal services for the previous calendar year, the costs of compensation under the contract to be awarded, and any projected increase or decrease in services anticipated versus the prior year, and which sum the Township of Manchester is under no obligation to spend and which may be exceeded; and,

WHEREAS, the "New Jersey Local Unit Pay to Play" Law, N.J.S.A. 19:44A-20.4 et seq., requires that the resolution authorizing the award of a contract for "Professional Services" and the contract itself must be made available for public inspection; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in the year 2023 temporary budget and will be available in the final budget when adopted under:

Alternate Municipal Prosecutor; and,

WHEREAS, The amount of the contract to be awarded under this resolution is determined to be \$45,000.00, which sum is based on a reasonable estimate of the Legal Services required over the contract term, the Township of Manchester is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract; and,

WHEREAS, Steven Zabarsky Brian Wilkie of Citta, Holzapfel & Zabarsky has submitted a proposal in accordance with the "Pay to Play" Law; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of contract aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That Steven Zabarsky & Brian Wilkie of Citta, Holzapfel & Zabarsky is hereby appointed as Alternate Municipal Prosecutor for a term of one (1) year commencing February 13, 2023 and ending December 31, 2023.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement.
3. That the contract to be entered into is awarded through the "fair and open process" as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Pay to Play Law.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Manchester.
5. That this resolution shall take effect February 13, 2023.
6. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Administrator;
 - B. Chief Financial Officer
 - C. Purchasing Agent
 - D. Citta, Holzapfel & Zabarsky
248 Washington Street
Toms River, New Jersey 08753

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE EXECUTION OF AN
AGREEMENT WITH GOOSE CONTROL TECHNOLOGY
FOR GEESE CONTROL AT HARRY WRIGHT AND PINE LAKES**

WHEREAS, the Township has determined that the Canada Goose population at Harry Wright and Pine Lakes is a public health issue and has contributed to the high fecal coliform levels in both the lakes; and,

WHEREAS, the Township wishes to address the goose population in a safe and humane manner; and,

WHEREAS, Goose Control Technology has provided a reasonable proposal after attempting to solicit quotes from several vendors; and,

WHEREAS, the Township Council wishes to enter into an agreement with Goose Control Technology for 2023.

WHEREAS, that the Chief Finance Officer has certified the funds not to exceed \$40,000.00 for the aforesaid agreement and the s that the funding shall be from the Current Fund Budget Lakes Park and Recreation Operating Expense and Clean Communities Grant; and,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, is hereby authorized to execute the Agreement with Goose Control Technology in the amount of approximately \$40,000.00; and

BE IT FURTHER RESOLVED that the Township Clerk shall forward a certified copy of this resolution to the following:

1. Business Administrator
2. Chief Financial Officer
3. Director of Recreation
4. Director of Public Works
5. Goose Control Technology

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE COUNTY OF OCEAN FOR WATER MAIN RELOCATION IN ASSOCIATION WITH RECONSTRUCTION OF COUNTY ROUTE 571 (RIDGEWAY ROAD)

WHEREAS, the Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes the Township of Manchester to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40A:65-5 requires that such a contract be authorized by resolution; and

WHEREAS, the County desires to reconstruct and resurface a portion of County Route 571, Ridgeway Road, Manchester Township, hereinafter referred to as the "Project"; and

WHEREAS, the Township owns and operates a water main and related equipment along the same portion of County Route 571, Ridgeway Road; and

WHEREAS, the Township has had their Engineer develop a construction cost estimate for the water main and related equipment relocation; and

WHEREAS, the County has had their Engineer develop design plans for the reconstruction, resurfacing and the water main equipment relocation; and

WHEREAS, because of the complexities involved in the Project, the parties agree that it is in the best interest of the Township and the County to include the replacement of Manchester Township water main and related equipment in with the County Project; and

WHEREAS, the Chief Financial Officer certifies funding in the amount not to exceed \$163,900.00 is available from:
ARP FUNDING

WHEREAS, it is the desire of the governing body to authorize the execution of a Shared Services Agreement with the County of Ocean.

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

1. That the governing body does hereby authorize the execution of a Shared Services Agreement with the County of Ocean for water main relocation in association with reconstruction of County Route 571 (Ridgeway Road), in accordance with the terms of said agreement the form of said agreement is subject to the approval of the Township Attorney.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to, respectively, the Shared Services Agreement, and any other documents necessary to effectuate the terms of this resolution.
3. That a copy of the agreement referenced herein shall be kept on file and made available for public inspection at the Township Clerk's Office during normal business hours.

4. That a certified copy of this resolution, together with a copy of the agreement, shall be forwarded to the Chief Financial Officer, the Ocean County Engineer and the Commissioner Director of the County of Ocean.

CERTIFICATION

I, Teri Giercyk, Municipal Clerk of the Township of Manchester do hereby certify that the foregoing resolution was duly adopted by the governing body of the Township of Manchester at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN,
STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SHARED SERVICE
AGREEMENT BETWEEN THE TOWNSHIP OF MANCHESTER AND THE COUNTY OF
OCEAN FOR 2023 PROSECUTOR'S PROGRAM**

WHEREAS, N.J.S.A. 40:8A-1 authorizes municipalities to enter into an agreement, among other things, for the sharing of services; and

WHEREAS, the Township of Manchester is desirous of entering into an interlocal services agreement with the County of Ocean for participation in the **Prosecutor's Program**, also known as the, (Fatal Accident Support Team, F.A.S.T.) to set forth the terms and conditions regarding the assignment of police officers employed by the Township of Manchester to the Prosecutor's Program; and,

WHEREAS, upon request by the County, the Township of Manchester shall designate those traffic safety officers assigned to the Prosecutor's Program, provide the in-service training to those assigned officers; and conduct weapon qualifications for those assigned officers; and,

WHEREAS, the County of Ocean shall forward to the Township of Manchester a schedule of training attended by or instructed by the assigned officers, and provide the Manchester Township Police with information on the Prosecutor's Program activities within the Township; and,

WHEREAS, the County of Ocean shall pay the Manchester Township Police at the rate of fifty-five (\$55.00) dollars per hour and the Township of Manchester will pay any appropriate taxes; and,

WHEREAS, while on assignment to the County, the officer shall remain an employee of Manchester Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That the Mayor is hereby authorized to execute and the clerk to attest to an interlocal service agreement between the Township of Manchester and the County of Ocean.
2. That the term of this agreement shall be retroactive from January 1, 2023 through December 31, 2023.
3. The Township Clerk shall forward a copy of this Resolution to the following:
 - A. Chief Financial Officer
 - B. Chief of Police
 - C. Lt. Antonio Ellis
 - D. Ocean County Board of Chosen Commissioners
 - D. Ocean County Prosecutor's Office.

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of said Township at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN,
STATE OF NEW JERSEY, AUTHORIZING THE MAYOR TO SIGN A
CONTRACT WITH THE VOLUNTEER AUXILIARY FOR ANIMAL SHELTERS, INC.
FOR TNR SERVICES WITHIN MANCHESTER TOWNSHIP**

WHEREAS, The Township Council recognizes the potential for a well-managed trap-neuter-return (TNR) program as a mechanism to reduce existing feral cat populations and reduce the euthanasia rate of feral cats; and

WHEREAS, The Township Council approved Ordinance 18-037 which subsequently approved funding to offset costs of trapping, neutering and vaccinating captured feral cats; and

WHEREAS, The Business Administrator has recommended a contract be signed with The Volunteer Auxiliary for Animals Shelters, Inc. for TNR services within the Township; and

WHEREAS, The Township Council is satisfied with the recommendation of the Business Administrator; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. The Mayor is authorized to execute and the clerk to attest to a contract not to exceed \$10,000.00 with The Voluntary Auxiliary for Animals, Inc.
2. That the Chief Financial Officer has certified funds not exceed \$5,000 fomr the Animal Control Trust Fund and not to exceed \$5,000 from the Animal Control Operating Expense
3. That the Township Clerk shall forward a copy of this Resolution to the following:
 - A. Business Administrator
 - B. Chief Financial Officer
 - C. Margaret Dellapietro, Animal Control Officer
 - D. The Volunteer Auxiliary for Animal Shelters, Inc.

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of said Township at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

DRAFT

RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, CONSENTING TO THE APPOINTMENT OF A BUSINESS ADMINISTRATOR FOR THE TOWNSHIP OF MANCHESTER PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 40:69A-43(b) AND N.J.S.A 40:69A-44 AND AUTHORIZING THE EXECUTION OF AN EMPLOYMENT AGREEMENT

WHEREAS, there is a need for a Business Administrator for the Township of Manchester; and,

WHEREAS, the Mayor has advised the Township Council of his appointment of Carl Block as the Business Administrator for the Township of Manchester, pursuant to and in accordance with N.J.S.A. 40:69A-43(b) and N.J.S.A. 40:69A-44; and,

WHEREAS, there is presently on file in the Office of the Township Clerk a proposed form of agreement; and,

WHEREAS, the Township Council is satisfied with the terms of the proposed form of agreement aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

1. That pursuant to N.J.S.A. 40:69A-43(b) and N.J.S.A. 40:69A-44, the Township Council does hereby provide its advice and does hereby consent to the appointment of Carl Block to the position of Business Administrator for the Township of Manchester.
2. That the Mayor is hereby authorized to execute and the Clerk to attest to the proposed form of agreement aforesaid, which such agreement shall be available for public examination in the Office of the Township Clerk during normal business hours.
3. That the Business Administrator shall be paid an annual salary of \$149,000.00.
4. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Mayor;
 - B. Carl Block;
 - C. Chief Financial Officer;
 - D. Personnel Officer.

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of said Township at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

**RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY
AUTHORIZING THE EXECUTION OF A SMALL WIRELESS FACILITY RIGHT-OF-WAY AGREEMENT WITH
MUNISITE HOLDING GROUP PARTNERS, LLC**

WHEREAS, the Township of Manchester possesses and exercises control over various permanent rights-of-way that are, or are planned to be, utilized for streets, roads and highways and those rights-of-way are depicted on the current Township Tax Map and/or other maps and documents of public record; and

WHEREAS, various public utilities that are subject to the jurisdiction of the New Jersey Board of Public Utilities have erected and maintain utility poles within the public rights-of-way in Manchester Township for use in connection with supplying and distributing electricity, telephone services, cable television, telecommunication services and/or other utilities pursuant to consent previously granted by the Township; and

WHEREAS, in accordance with the provisions of N.J.S.A. 48:3-11 et seq., Munisite Holding Group Partners, LLC ("Munisite") has petitioned the Township for its consent to locate, place, attach, install, operate, control, maintain, upgrade and enhance its Small Wireless Facilities in municipal rights-of-way as well as on utility poles and/or other facilities that are owned by third parties which already are located in municipal rights-of-way pursuant to municipally granted franchises or otherwise; and

WHEREAS, consent for use of any street, avenue, park, parkway, highway or other public place may be granted by ordinance and not otherwise; and

WHEREAS, the Township of Manchester adopted Ordinance 22-05 "Rights of Way – Telecommunications Facilities," which authorizes the execution of rights-of-way use and agreements to locate, place, attach, install, operate, control, maintain, upgrade and enhance its Small Wireless Facilities in municipal rights-of-way as well as on utility poles and/or other facilities that are owned by third parties which already are located in municipal rights-of-way pursuant to municipally granted franchises or otherwise; and

WHEREAS, the Township approves of the use of said rights-of-way by Munisite to locate, place, attach, install, operate, control, maintain, upgrade and enhance its Small Wireless Facilities and authorizes the execution of the ROW agreement with Munisite.

NOW, THEREFORE, BE IT RESOLVED on this 13th day of February, 2023 by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey as follows:

1. That the Township approves of the use of said rights-of-way by Munisite to locate, place, attach, install, operate, control, maintain, upgrade and enhance its Small Wireless Facilities.
2. That the Mayor is authorized to execute, and the Township Clerk to attest to, the ROW agreement with Munisite.
3. That an executed copy of the ROW agreement shall be maintained on file by the Township Clerk and made available for public inspection upon request.
4. That the Township Clerk shall send the certified copy of this resolution to Munisite Holding Group Partners, LLC.

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February, 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk

RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY CALLING FOR A MORATORIUM ON ALL OFFSHORE WIND ACTIVITY UNTIL INVESTIGATIONS ARE HELD

WHEREAS, 12 mayors from New Jersey shore towns have banded together to call for a moratorium on all offshore wind activity along the New Jersey shoreline due to recent whale deaths and have reached out to other municipalities within the State to ask that they support their mission; and

WHEREAS, in support of this request, the Township of Manchester received literature from these mayors to support their concern for the whale population and their call to action; and

WHEREAS, this literature shows there have been an unprecedented number of whales that have washed ashore recently along the New Jersey coast; and

WHEREAS, in fact, in a report prepared by Save Long Beach Island, Inc., 5 whales washed upon on New Jersey shores during a recent 5-week period (December 2022 through January 2023), with another whale surfacing outside of that 5-week period in late January; and

WHEREAS, according to data collected over a 20-year period, provided by the Marine Mammal Stranding Center, an average of 7 deceased whales per year wash up along New Jersey shores; and

WHEREAS, this number is close to being met within 2 months, evidencing a potential new problem to the whale population; and

WHEREAS, the only relevant change of which Save Long Beach Island, Inc. is aware is the large number of wind energy vessel surveys being conducted off of the New Jersey coast, which use high intensity noise devices to characterize the seabed for future wind turbine placement; and

WHEREAS, Save Long Beach Island, Inc. believes these high intensity noise devices appear to be disturbing whale behavior, leading to the unprecedented number of deaths, as the elevated noise levels are traveling further than anticipated, causing whales to swim away from the source and seek relief closer to the shore; and

WHEREAS, according to their study, it appears the noise disruption to whales may have been significantly underestimated and should be further evaluated to ensure that the whale species is adequately protected from such disturbance; and

WHEREAS, the National Oceanic and Atmospheric Administration and Bureau of Ocean Energy Management were confronted with the number of whale strandings in the area and dismissed the vessel noise surveys as the cause, however, it is believed that these agencies did not investigate all of the deaths or account for all of the data, and therefore, their responses are not seen by some as germane to the problem faced as they did not focus on the potential behavioral disruptions to the whales and consequences of those disruptions; and

WHEREAS, the moratorium on all offshore wind activity calls for a halt to all activities until an investigation is held by Federal and State agencies that confidently determines that these offshore wind activities are not a contributing factor to recent whale deaths; and

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WHEREAS, the Mayor and Township Council are concerned by the number of recent whale deaths and the ultimate impact to the whale population if these numbers continue; and

WHEREAS, the Mayor and Township Council stand united with these mayors and also call for a moratorium on all offshore wind activity until such investigations are held.

NOW, THEREFORE, BE IT RESOLVED on this 13th day of February, 2023 by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey as follows:

1. That the Mayor and Township Council stand united with these mayors and call for a moratorium on all offshore wind activity until an investigation is held by Federal and State agencies that confidently determines that these offshore wind activities are not a contributing factor to recent whale deaths.
2. That the Township Clerk shall send the certified copy of this resolution to members of the 10th Legislative District.

CERTIFICATION

I, Teri Giercyk, Clerk of the Township of Manchester, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a meeting held on the 13th day of February 2023.

Teri Giercyk, RMC/CMC
Municipal Clerk