

Mayor
ANTHONY TALERICO, JR.

Council
VIRGINIA M. EAST, President
MARK REGAN, JR.
DANIELLE M. JONES
DAVID GINDI
EVERETT D. LUCAS
MEIR ARAMAN



BOROUGH OF EATONTOWN
47 Broad Street
Eatontown, New Jersey 07724

AGENDA
Mayor and Council
Wednesday, May 10, 2023

Interim Administrator
WILLIAM P. LUCIA III

Borough Clerk
JULIE MARTIN

Borough Attorney
ANDREW BAYER

Borough Engineer
EDWARD HERRMAN

This meeting has been advertised in accordance with the Open Public Meetings Act: A notice of the meeting has been published in the Asbury Park Press, Star Ledger and the Link News, posted on the bulletin board in the lobby of Borough Hall, and posted to the Borough website. Public Comment is welcome at any time.

WORKSHOP 7:00 pm

1. Roll Call, Flag Salute
2. Proclamation - Peace Officers' Memorial Day, National Police Week
3. Proclamation - Recognizing Annual National EMS Week
4. Proclamation - Public Works Appreciations Week
5. Cannabis Licenses Discussion (C/Gindi)
6. **CLOSED SESSION** (vv)
 - A. **Resolution 100-2023**
 1. Contract Negotiations - PBA

REGULAR MEETING 7:30 pm (or as soon thereafter)

1. Roll Call
2. **APPROVAL OF MINUTES** (vv)
 - A. Workshop/Regular Meeting/Closed Session - 4/26/2023
3. **COMMUNICATIONS**
 - A. JCP&L Notice of Public Hearing
 - B. NJ DOT FY2024 State Aid Programs Notice
 - C. Eatontown Planning Board Notice of Public Hearing, R. Ruggieri, 5/15/23 (Blk 3505, Lot 5)
 - D. Freshwater Wetlands Notice to Neighboring Landowners, Two Rivers Reclamation Authority
4. **MAYOR'S REPORT** - Mayor Talerico
5. **REPORTS OF COMMITTEES**
 - A. PARKS & RECREATION - Council President East
 - B. EMERGENCY SERVICES - Councilmember Regan, Jr.
 - C. FINANCE & ORDINANCE - Councilmember Jones
 - D. PUBLIC WORKS & INSURANCE - Councilmember Gindi
 - E. PUBLIC BUILDINGS & TENANTS RIGHTS - Councilmember Lucas
 - F. POLICE, PUBLIC LIGHTS & PARKING - Councilmember Araman
6. **ADMINISTRATOR'S REPORT** - Interim Administrator Lucia

- 7. **OLD BUSINESS - 2023 BUDGET** (rc)
 - A) **Ordinance 12-2023** - Ordinance of the Borough of Eatontown to Exceed the Municipal Budget Appropriations Limits
 - B) **Resolution 101-2023** - Auth. to Read the Budget by Title Only (rc)
 - C) **Resolution 102-2023** - Auth. Self-Exam of the Municipal Budget (rc)
 - D) **Public Hearing** - 2023 Municipal Budget
 - E) **Resolution 103-2023** - Auth. Amendment of 2023 Municipal Budget (rc)
 - F) **Resolution 104-2023** - Adoption of the 2023 Municipal Budget (rc)
- 8. **PUBLIC COMMENT ON AGENDA ITEMS ONLY**
- 9. **BILLS & CLAIMS AND BI-WEEKLY PAYROLL** (vv)
- 10. **NEW BUSINESS**
 - A. **ORDINANCE INTRODUCTION** (rc)
 - 1. **Ordinance 15-2023** - Habitat For Humanity (*await correct title*) - *First Reading/Introduction (Public Hearing 5/23/23)*
 - 2. **Ordinance 16-2023** - Increasing Number of Cannabis Licenses, Expanding Area (*await correct title*) - *First Reading/Introduction (Public Hearing 5/24/23)*
 - 3. **Ordinance 17-2023** - Amending Residency Requirements (PD) (*await correct title*) - *First Reading/Introduction (Public Hearing 5/24/23)*
 - 4. **Ordinance 18-2023** - Discharge of Firearms Restrictions (*await correct title*) - *First Reading/Introduction (Public Hearing 5/24/23)*
 - B. **CONSENT AGENDA RESOLUTIONS** (rc)

(All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request an item be removed for separate consideration).

 - 1) **Resolution 105-2023** - Auth. Tax Sale Certificate Redemptions
 - 2) **Resolution 106-2023** - Auth. Contract for Added Assessment Inspection & Valuation Services (Jason Sheets)
 - 3) **Resolution 107-2023** - Auth. Cannabis Grading Criteria
 - 4) **Resolution 108-2023** - Auth. Discharge of Developer’s Agreement, LLP Eatontown, LLC (Blk 1304, Lot 4.01)
 - C. **CONSENT AGENDA MOTIONS** (vv)
 - 1) Acceptance of Tax Collector Report of Uncollectable Taxes
 - 2) Acceptance of Tax Collector Report, April 2023
 - 3) Acceptance of Planning/Zoning Report, April 2023
- 11. **REMARKS OF COUNCIL AND CITIZENS**
- 12. **ADJOURNMENT** (vv)

**The next meeting of the Governing Body is
Wednesday, May 24, 2023 @ 7:00 p.m.**

RESOLUTION 100-2023

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AUTHORIZING EXECUTIVE SESSION UNDER THE OPEN PUBLIC MEETINGS ACT
FOR THE MAYOR AND COUNCIL OF THE BOROUGH OF EATONTOWN**

WHEREAS, pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., a municipality may exclude the public from a meeting of the Municipal Council where the Council intends to discuss certain matters for which privacy is needed in order to protect the public interest or certain enumerated private interests; and

WHEREAS, it is necessary for the Mayor and Council of the Borough of Eatontown to discuss in session not open to the public certain matters that are required by law to be confidential, more specifically:

- 1) Contract Negotiations – PBA

WHEREAS, it is anticipated that the minutes from the deliberations conducted in closed session may be disclosed to the public upon the determination that the public interest will no longer be served by such confidentiality.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Eatontown do hereby authorize the above-referenced executive session to be held closed to the public, on May 10, 2023.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Kathleen Muscillo, Deputy Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on May 10, 2023. <div style="text-align: right;"> <hr/> Kathleen Muscillo, Deputy Borough Clerk </div>
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

ORDINANCE 12-2023

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**ORDINANCE OF THE BOROUGH OF EATONTOWN TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

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

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

WHEREAS, the Mayor and Council of the Borough of Eatontown in the County of Monmouth finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$859,363.82 of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Eatontown, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Borough of Eatontown shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$859,363.82 and that the CY 2023 municipal budget for the Borough of Eatontown be approved and adopted in accordance with this ordinance; and,

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

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

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

DATE INTRODUCED: April 12, 2023
PUBLIC HEARING: May 10, 2023

RESOLUTION 101-2023

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

AUTHORIZATION TO READ THE BUDGET BY TITLE ONLY

WHEREAS, N.J.S.A. 40A:4-8, as amended by L.2015, c. 95, §14, 2015, provides that the budget may be ready by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing, a complete copy of the budget has been made available for public inspection, and has been made available to each person upon request; and

WHEREAS, these two conditions have been met.

NOW THEREFORE BE IT RESOLVED, that the budget shall be read by title only.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on May 10, 2023. <div style="text-align: right;"> <hr/> Julie Martin, RMC, Borough Clerk </div>
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

RESOLUTION 102-2023

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

AUTHORIZING SELF-EXAMINATION OF BUDGET

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Eatontown has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the local government meets the necessary conditions to participate in the program for the 2023 budget year.

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

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

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

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on May 10, 2023. <div style="text-align: right;"> _____ Julie Martin, RMC, Borough Clerk </div>
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

RESOLUTION 103-2023

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

RESOLUTION TO AMEND THE 2023 MUNICIPAL BUDGET

WHEREAS, the local municipal budget for the year 2023 was approved on April 12, 2023, and;

WHEREAS, the public hearing on said budget has been held and advertised; and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Eatontown, County of Monmouth that the following amendments to the approved budget of 2023 be made:

	FROM	TO
Current Fund - General Revenues		
3. Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with Prior Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations		
Local Recreation Improvement Grant	\$0.00	\$33,000.00
Total Section F: Special Items of General Revenue Anticipated with Prior Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations	110,857.21	143,857.21
5. Subtotal General Revenues (Items 1, 2, 3 and 4)	12,112,650.73	12,145,650.73
7. Total General Revenues	\$31,825,520.48	\$31,858,520.48
Current Fund - Appropriations		
8. General Appropriations (a) Operations - Excluded from "CAPS" Public and Private Programs Offset by Revenues		
Local Recreation Improvement Grant	\$0.00	\$33,000.00
Total Public and Private Programs Offset by Revenues	140,857.21	173,857.21

Total Operations - Excluded from "CAPS"	1,239,525.21	1,272,525.21
Other Expenses	858,825.21	891,825.21
 (H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	 4,050,056.21	 4,083,056.21
(O) Total General Appropriations Excluded from "CAPS"	4,050,056.21	4,083,056.21
(L) Subtotal General Appropriations	30,168,050.48	30,201,050.48
 9. Total General Appropriations	 \$31,825,520.48	 \$31,858,520.48

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith to the Office of the Director of Local Government Services for the certification of the local municipal budget so amended.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on May 10, 2023. <div style="text-align: right;"> <hr/> Julie Martin, RMC, Borough Clerk </div>
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

RESOLUTION 104-2023

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

ADOPTION OF MUNICIPAL BUDGET 2023

BE IT RESOLVED by the Mayor and Council of the Borough of Eatontown, County of Monmouth, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes of the sums therein as set forth as appropriations, and authorization of the amount of \$19,712,869.75 for municipal purposes.

SUMMARY OF REVENUES

1. General Revenues	
Surplus Anticipated	\$5,800,000.00
Miscellaneous Revenues Anticipated	5,846,897.21
Receipts from Delinquent Taxes	498,753.52
2. Amount to be Raised by Taxation for Municipal Purposes	19,712,869.75
TOTAL REVENUES	\$31,858,520.48

SUMMARY OF APPROPRIATIONS

5. General Appropriations:	
Within "CAPS"	
Operations Including Contingent	\$23,127,808.00
Deferred Charges and Statutory Expenditures - Municipal	2,990,156.27
Excluded from "CAPS"	
Operations - Total Operations Excluded from "CAPS"	1,172,525.21
Capital Improvements	293,995.00
Municipal Debt Service	2,616,536.00
Reserve for Uncollected Taxes	1,657,500.00
TOTAL APPROPRIATIONS	\$31,858,520.48

IT IS HEREBY CERTIFIED that the within budget is a true copy of the budget finally adopted by resolution of the governing body on the 10th day of May, 2023. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2023 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Municipal Clerk
Certified by me this 10th day of May, 2023

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on May 10, 2023. <div style="text-align: right;">_____ Julie Martin, RMC, Borough Clerk</div>
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

RESOLUTION 105-2023

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

AUTHORIZING TAX SALE CERTIFICATE REDEMPTIONS

WHEREAS, The Tax Collector has forwarded to the Borough of Eatontown a list of Tax Sale Certificate Outside Liens for Redemption and has recommended that the same be refunded.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Eatontown that the below listed Tax Sale Certificates be cancelled and endorsed as fully satisfied.

BLOCK	LOT	QUAL	NAME	AMOUNT CERTIFICATE	AMOUNT PREMIUM	CERTIFICATE NUMBER
1001	18		PRO CAP 8 FBO FIRSTRUST BANK	\$ 5,558.03	\$ 0	22000010
2501	2		CHRISTIANA T C/F CE1/FIRSTRUST	\$ 729.85	\$ 1,900	22000025

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on May 10, 2023. <div style="text-align: right;"> <hr/> Julie Martin, RMC, Borough Clerk </div>
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

RESOLUTION 106-2023

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AUTHORIZING CONTRACT FOR ADDED ASSESMENT INSPECTION AND VALUATION SERVICES
WITH JASON R. SHEETS**

WHEREAS, N.J.S.A. 40A:11-3 of the Local Public Contracts Law authorizes a Municipality to award a contract under a threshold amount without public advertising for bids and bidding if authorized by resolution;

WHEREAS, the Borough of Eatontown (“Borough”) has a need for added assessment inspection and valuation of real property tax purposes which will be performed by a professional qualified to perform such services.

WHEREAS, the Borough Tax Assessor requested a proposal for such services for the tax year 2023.

WHEREAS, Jason R. Sheets submitted a proposal to provide these services.

WHEREAS, the Borough Tax Assessor recommends the award of the contract to Jason R. Sheets; and

WHEREAS, the Borough Council of Borough of Eatontown believes that the award of the contract to Jason R. Sheets is in the best interest of the Borough and its residents:

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey as follows:

1. The Borough authorizes the retention Jason R. Sheet for Added Assessment Inspection and Valuation Services for the 2023 Tax Year.
2. The contract is awarded in an amount not to exceed \$6,000.
3. The contract is awarded subject to and conditional upon the contractor completing all documents required by law for review by and approval of the Borough Administrator and Attorney.
4. The Mayor and the Borough Clerk, together with all appropriate officers, employees, professionals and staff of the Borough are authorized and directed to take all steps necessary to effectuate the purposes of this resolution.
5. This resolution shall take effect immediately.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the reorganization meeting held on May 10, 2023. <hr/> Julie Martin, RMC, Borough Clerk
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

RESOLUTION 108-2023

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AUTHORIZING THE EXECUTION OF A RELEASE AND SATISFACTION DISCHARGING THE OBLIGATIONS CONTAINED
IN THE RECORDED DEVELOPER’S AGREEMENT BETWEEN THE BOROUGH OF EATONTOWN AND
LLP EATONTOWN LLC, SUCCESSOR IN INTEREST MERCHANT RETAIL PARTNERS
FOR THE PROPERTY DESIGNATED AS BLOCK 1304, LOT 4.01**

WHEREAS, on November 25, 2019, the Planning Board of the Borough of Eatontown (the “Board”) approved an application submitted by LLP Eatontown, LLC (the “Developer”) for preliminary and final major site plan approval on premises known as 97 Highway 35, Eatontown and designated as Block 1304, Lot 4.01 on the official tax map of the Borough (the “Property”) to construct 90,246 square foot maximum gross building area, three-story, climate-controlled self-storage facility with approximately 649 units along with associated circulation and parking facilities; and

WHEREAS, the Board approved the site plan subject to compliance by the Developer with certain items and conditions as further set forth in the approving resolution; and

WHEREAS, on December 9, 2020, the Developer and the Borough of Eatontown (the “Borough”) entered into a Developer’s Agreement as a portion of the performance guarantee for the improvements; and

WHEREAS, in accordance with the items and conditions set forth in the Developer’s Agreement, the Developer agreed to construct the improvements as shown on the Developer’s approved site plan; and

WHEREAS, the Developer’s Agreement was duly recorded on March 12, 2021, in Deed Book OR-9489 at Page 8142 in the Office of the Clerk of Monmouth County; and

WHEREAS, pursuant to the Borough Engineer, the Developer has completed the improvements, including any revisions, in full compliance with the obligations set forth in the Developer’s Agreement; and

WHEREAS, the Borough now desires to issue a Release and Satisfaction of the Developer’s Agreement and forward same to the Developer for recording with the Monmouth County Clerk’s Office at the Developer’s own expense.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey, that the Borough Council hereby authorizes the Mayor to execute a Release and Satisfaction of Developer’s Agreement between the Borough and LLP Eatontown, LLC in connection with the Property in a form approved by the Borough Attorney.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on May 10, 2023. <div style="text-align: right;"> <hr/> Julie Martin, RMC, Borough Clerk </div>
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico, Jr.							