

**REGULAR/WORKSHOP MEETING
JANUARY 6, 2009
BOROUGH COUNCIL**

Council President called regular meeting to order at 7:34 P.M.

Borough Clerk read the following statement: "Pursuant to Section 5 of the Open Public Meetings Act, adequate notice of this meeting has been provided by posting on the bulletin board at Borough Hall and by notification to the Asbury Park Press, the Newark Star Ledger, and the New Coaster at least 48 hours prior to the meeting."

All present stood for Salute to Flag.

ROLL CALL

PRESENT: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

ABSENT: None

ALSO PRESENT: Peter Maclearie, Mayor
W. Bryan Dempsey, Administrator
James Berube, Director of Law
Karen Mount-Taylor, Borough Clerk
Stephen Pfeffer, Chief Financial Officer
Al Hill Jr., Borough Engineer

APPROVAL OF MINUTES – None

REPORT OF MAYOR/COUNCIL/ADMINISTRATION

Mayor's Report

Mayor Maclearie wished everyone in the audience a Happy New Year.

Swearing in Ceremony for Police Officer – James V. Sapia

Mr. Dempsey stated for the record that the Borough's new Police Officer's name is James Vincent Sapia; he resides in Hamilton, New Jersey and he has a Bachelors Degree from Richard Stockton College. He is currently enrolled in the Mercer County Police Academy and is here tonight with his mother, Joanne, and father, James.

Mrs. Mount-Taylor swore Mr. Sapia into office.

Mr. Baldwin, on behalf of the Council, thanked and welcomed Officer Sapia for joining the Borough's Police Department. Mr. Baldwin also thanked Mr. & Mrs. Sapia for coming tonight and stated it was a great honor to meet both of them.

Holiday Award Presentations

Mr. Berube congratulated the winners of the holiday decorating contest, 2008 and thanked them for adding the Christmas spirit to our town. The winners of the holiday decorating contest for 2008:

Winter Wonderland
The Sanchez-Reyes Family
44 Periwinkle Circle

Most Tasteful
The Gober Family
10 Mayberry Drive

Most Colorful
The Potenziani Family
13 White Birch Court

Best Sparkling Holiday
The Garbaldi Family
129 Glenwood Drive

Most Original
The Murray/Ziegler Family
46 Birchwood Court

Picture Perfect
The Slyzak Family
0 Daniele Court

Best Story Theme
The Davison Family
9 Willington Drive

Lights, Lights, Lights
The Boulton Family
146 Hope Road

Holiday Magic
The Olivera Family
80 Clinton Drive

Santa's Workshop
The Calixto Family
95 Clinton Place

Classic Christmas
The Maddaluna Family
18 Columbia Drive

Children's Fantasy
The Neis Family
7 Pica Place

Home for the Holidays
The Totland Family
44 Alden Road

Best Storybook
The Wolfe Family
20 Stockton Street

Best Sparkling Holiday
The Lamkin Family
37 Phipps Place

Creative
The Marron Family
142 Cannonball Drive

Whimsical
The Nelson Family
282 Riveredge Road

1st Place Townhome
The Shotter Family
3 Dover Court

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Most Charming
The Dziemian Family
15 Tracy Place

White Christmas
The Morano Family
59 Augusta Street

2nd Place Townhome
The Longo Family
9 Players Court

Most Holiday Spirit
The Fehlhaber Family
370 Shark River Road

'Tis the Season
The Dunn Family
276 Riveredge Road

3rd Place Townhome
The Vella Family
0 Dover Court

Most Tasteful
The Quinn Family
33 Wyckham Road

Home for the Holidays
The Kroll Family
6 Winchester Drive

The winners of the Holiday Decorating Awards who were present joined together with Mayor Maclearie and Council President Baldwin to take a picture for the website.

Council's Report

Mr. Ford briefly went over his discussion with the Board of Education President, Pete Karavites, with regards to the Earl situation and the impacts on the School Board.

Dr. Mayer stated he did not have anything to report tonight and wished everyone a Happy New Year.

Mr. Morrill discussed the New Years Day swearing in ceremony at the Borough. Mr. Morrill stated that unfortunately the Mayor was sick so he swore in the EMS volunteers and advised what a great honor it was to do so.

Mr. Morrill advised that he has not received any emails regarding the creation of a Community Activities Committee and stated if Council has any suggestions to please advise him of same.

Last night Mayor Maclearie and he attended the Environmental Meeting for the topic of creation of rain gardens, their practical uses, and how they help the polluting of our waterways.

Administrator's Report

DeLisa Property

Mr. Dempsey reported that he was glad to see that the Borough received a \$200,000 grant from the County Open Space Program for the purchase of the DeLisa property. This is the third or fourth year the Borough has received money from this program.

Land Use Ordinances

At the end of last year, we introduced the Land Use Ordinances but we ran out of time to have them adopted. We will have to re-introduce those Ordinances in order to get them adopted. The Planning Board has created a subcommittee, which is going over the Ordinances as we speak. This is something the Borough has been attempting to do for at least a year so it is necessary to get this passed as soon as possible.

COAH

The COAH plan that was submitted on December 31, 2008 should have a workshop due to the amount of issues that came up prior to the adoption.

Commodity to Resale & Municipal Assistance in Shared Services

The County has come out with two new programs: The Commodity to Resale and the Municipal Assistance in Shared Services. The Commodity Resale Program is where the County is allowing municipalities to purchase from them items such as fuel, salt, sand and other commodity resources at their cost. The Municipal Shared Services program is where the County will come in and do some sanding, salting, road mowing, etc. In order to participate we will need to adopt a Resolution. There is no obligation to the Borough to purchase these, if we should find them cheaper somewhere else.

Traffic Light at Hovchild Boulevard & Premium Outlet Boulevard

We need a Resolution to accept the traffic light at Hovchild Boulevard & Premium Outlet Boulevard located at the Outlet Mall.

Professional Services

We received RFP's for our Professional Services, which Mr. Dempsey stated he is in the process of reviewing. Hopefully they will be ready for the January 20th meeting in terms of recommendations.

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CECOM Building

The demolition of the CECOM Building is behind schedule. Mr. Dempsey advised that he spoke to the owner of the property and his representative. They had a meeting with the contractor and he will give him a time frame by the end of the week. They are probably at least a month behind.

Stormwater Ordinance

We received an approval on our Stormwater Ordinances; there were some changes that we needed to make. Peter Avakian is working on those Ordinances for the next meeting.

Earl Housing

As councilman Ford brought up, we need to discuss the Earl Housing as we need to make a comment by January 23rd.

Library Modular

Mr. Dempsey advised that he met with a contractor to discuss a trailer location as well as talking to the Public Works Director. Mr. Dempsey suggested was that maybe we would want to consider putting an addition due to the cost estimating close to \$25,000 to get the trailer running. One of the major costs is the electrical upgrade plus water, sewer, and the foundation. Mr. Dempsey stated before he places that trailer there, he wants to make sure that is the way the Borough wants to go. With the way the economy is today, he feels there are many contractors that are starving for work and some of the work we can do in house. What we might want to discuss is a possible addition as opposed to putting a trailer there.

Open Space Parcels

In regards to the process on the costs associated with estimating the buildable lots for each parcel that the Open Space Committee has suggested, the process we would go through to do would be: review the Zoning Map, the Zoning Requirements for each parcel, review Environmental Constraints Map, and evaluate how many lots could be done. A majority of this could be done in house, on the other hand, if we would need the use of a Borough Planner or Borough Engineer that would be a cost of \$135 per hour for their services.

Dr. Mayer asked Mr. Dempsey if he had the cost of the addition verses the trailer. Mr. Dempsey replied that he has an architect that is willing to do the estimate however, he did not go forward with getting a proposal. After meeting with the Director of Public Works, we could do a lot of the work in house because we do have a licensed electrician, a plumber on staff, an individual who does sheetrock, etc. The one cost that we have with the trailer location is a \$6,000 upgrade for the service of the electric. If you do an addition, you do not have that upgrade fee because you would just run the existing electric. The other issue is no matter what we do, there has to be a bathroom that is handicap accessible. One of the issues is the sewer connection coming into that library. You do not have a lot of clearance towards the back of the library. It could be a gravity connection but it can also be an ejector pump. If we go ahead with the addition to the back, we can probably get away with just the gravity connection to that. Basically, we would have to have the addition framed and the guys in-house could do the rest.

Mr. Ford stated he would like to set a date tonight on when Council is going to discuss reviewing the plan with regards to COAH.

Mr. Berube advised only 1/3 of the towns have not yet submitted plans according to the article he read. Some of those were towns in which they were submitting to masters and not COAH. Approximately 251 towns have contributed to the New Jersey League of Municipalities Challenge and another 30 towns that have filed individual challenges that are all going to be wound up in the appellate division. The New Jersey League of Municipalities filed its grief and we are members of that group. There would be a sixty-day period for other towns who are individual plaintiffs to file theirs.

As to Mr. Ford's request, Mr. Berube suggested setting a date when Paul Gleitz and Andy Bayer are available to attend the meeting to review this item with Council.

Mr. Baldwin set a date of February 17, 2009 to discuss this matter.

Mayor Maclearie suggested discussing this item at the February 3, 2009 Council meeting during the Workshop portion so Council could list their questions, which would give Mr. Gleitz and Mr. Bayer plenty of time to review.

Director of Law's Report
Ordinance No. 09-1260

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Ordinance No. 09-1260 is to adopt the installation of the traffic light which already exists at Hope Road and Industrial Way West. The project engineer indicates that it is functional without impediment.

Ordinance No. 09-1261

Ordinance No. 09-1261 is being introduced to cover that particular part of the CECOM property that was acquired by PRC as part of the settlement with the Newman litigation. This annexes a portion of the Newman property to the Heather Glen project and provides for the zoning. This was done in accordance with that settlement and the Court Order that resulted and Whispering Woods hearing that resulted because of that as well.

COAH

There was a decision in the Superior Court on December 26, 2008 that affirmed a town's right to nullify mortgages, which exceed the maximum resale value of COAH units. We have two units scheduled for repurchase on the 16th of January and a third in the process as well.

Society Hill

There is a meeting scheduled with property owners in Society Hill in order to answer all of their concerns on the 16th of January. They have all received letters which is part of our fair housing proposal in order to extend COAH restrictions on some of those units.

Earl

In response to the environmental impact statement provided by the Navy, that deadline was extended until the 23rd of January. There had been some discussions as to whether it would be prudent for the Council and School Board to provide a joint response. We have tentatively scheduled a meeting with Mr. Barger and representatives of the School Board to formalize that response on the 15th of this month.

Mr. Baldwin requested Mr. Berube give Council a copy of the draft Resolution and Council may provide comments directly back to Mr. Berube. A Resolution would then be placed on for adoption at the next Council meeting.

Chief Financial Officer's Report

Mr. Pfeffer stated he is in the process of closing out the books for 2008. We are \$500,000 ahead of our projections. On the last report given, we are now within \$325,000 of the surplus balance from last year, which is a positive. Our tax collection rate is going to be above 98.5%; our miscellaneous revenues are all looking good with the exception of one revenue, which even though it is behind, it is an indication of good things – it is interest on delinquent taxes.

Mr. Pfeffer also advised that he had an email discussion today with the State and the budget calendar is going to be pushed back approximately one month as to date. Formal notice will come out shortly.

State Aid and School Aid are items that the State are talking about so the Governor has pushed back his budget presentation to the Legislator until the end of March.

Clerk's Report

Mrs. Mount-Taylor, on behalf of the Clerk's Office, wished everyone a Happy New Year.

Mrs. Mount-Taylor also advised that we have a new employee in the Clerk's Office, Maureen Murphy, who started on Monday, January 5th, and we are looking forward to a long relationship in the Clerk's Office with her.

Mrs. Mount-Taylor advised that 2009 is a Municipal Election Year. There will be two councilmember seats as well as a mayor seat up for election. Petition packages will be made available on January 15th at 9:00 A.M. in the Clerk's Office.

PETITIONS – None

ORDINANCES FOR INTRODUCTION

Borough Clerk read Ordinance No. 09-1260 entitled: ORDINANCE REQUIRED BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION (NJDOT) FOR THE INSTALLATION OF THE TRAFFIC SIGNAL AT HOPE ROAD AND INDUSTRIAL WAY WEST

Mr. Ford offered a motion to introduce Ordinance No. 09-1260, seconded by Mr. Morrill.

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ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin
NAYS: None
ABSENT: None
ABSTAIN: None

Ordinance No. 09-1260 in Full/Ordinance Book No. 4

Mr. Berube advised that there was one omission in the Ordinance: Section "E", "Block" was left blank and should include number 85, Lots 1, 2, 3.01, and 4 which is previously described as the CECOM tract and the Newman part will now be made part of that CECOM tract. Above that is one typo where it says "Block 85, Lot 1.01" should be changed to Block 76.01, Lot 1.01.

Mr. Berube advised Council to move this Ordinance and stated to the public that this is not the "Master Plan Ordinance" which is still under review; this is not any other changes to our housing plan or any other Zoning Ordinance. This only includes in effect, the inclusion of the Newman property to what was called Health Glen as a result of settlement of litigation with the Newman Family PRC and others. This is pursuant to a Whispering Woods settlement that was accomplished in that litigation.

Borough Clerk read Ordinance No. 09-1261 entitled: ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XL ENTITLED "LAND USE REGULATIONS" ARTICLE VI ENTITLED "ZONING REGULATIONS", SECTION 40-75 ENTITLED "ZONING MAP" AND SECTION 40-91 ENTITLED "ZONING REGULATIONS FOR THE "AARZ" ACTIVE ADULT REDEVELOPMENT ZONE" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF TINTON FALLS

Mr. Skudera offered a motion to introduce Ordinance No. 09-1260 with the corrections Mr. Berube made, seconded by Dr. Mayer.

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin
NAYS: None
ABSENT: None
ABSTAIN: None

Ordinance No. 09-1261 in Full/Ordinance Book No. 4

ORDINANCES FOR FINAL CONSIDERATION – None

PUBLIC DISCUSSION

Mr. Skudera offered a motion to open the Public Discussion, seconded by Mr. Ford.

ROLL CALL

AYES: All in Favor
NAYS: None
ABSENT: None
ABSTAIN: None

PUBLIC DISCUSSION OPEN

Ed McCullough, 15 Woodchuck Court & Marion Kleiner 10 Hunt Court, spoke regarding an Ordinance that would be re-introduced that would prohibit Asphalt Plants near Shafto Road and asked when this Ordinance would be introduced and when it would be anticipated to be adopted.

Mr. Baldwin replied that he is not aware of any Ordinance that is being proposed that would change the Zoning on that property. The decisions on those kinds of applicants are the landowner who owns the land has a right within the current zoning to come before the Planning Board and propose whatever he/she wishes to do. Then it would be a decision of the Planning Board, not the Council as to whether or not there is approval on that.

Mr. Berube advised that there is a pending application before the Zoning Board for variance for the height the applicant wants at that location. Mr. Berube suggested for them to continue to go

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before the Zoning Board and make their feelings known as that is not something Council will be deciding.

Secondly, the review of the Master Plan, the revision of the Master Plan and the enabling Ordinances was allowed to die at the end of last year because we didn't want to carry it over to the new term. There were also other issues we had to resolve within the Master Plan relating to COAH as well as some other issues. The subcommittee of the Planning Board and other interested professionals met yesterday to finalize some of those issues and they will be providing recommendations.

Ms. Kleiner stated that they have talked to a lot of residents and there is significant concerns.

Charles Lomangino, 3 Helena Street, advised that there are two separate applications regarding Asphalt Plants before the Zoning Board of Adjustment; stated that the smell coming out of the landfill the last couple of weeks has been very strong and wished everyone a Happy New Year.

John Junco, asked if the Ordinances that are being proposed under the scheduled reexamination of the Master Plan has a scheduled date for the proposed reintroduction.

Mr. Baldwin stated that the subcommittee of the Planning Board has advised that they would more than likely require two meetings to review the proposed Master Plan. Once completed with the Planning Board, it would then come before Council.

Mr. Berube advised that there is a subcommittee which is reviewing the originally proposed Master Plan. It will be presented to Council for introduction then referred back to the Planning Board for their 35 day review. When it is submitted to the Council for introduction, proper notice will be given to the appropriate property owners as well as notice being published.

Leo Lomangino, 93 Colonial Drive, asked if the town is experiencing a rash of applications to try to get in before the new adoption of the Ordinances, and is it legal for the town to setup a moratorium so that they do not have to accept applications until the Ordinances are adopted.

Mr. Berube responded that he is not aware of any rash of applications. Mr. Berube also responded that under the current Ordinance, it would not be legal for the town to adopt a moratorium to prevent development, theoretically, or the filing of applications for variances.

Leo Christofili, 328 Riveredge Road, asked how much in property taxes and in taxes from profits in the 100 plus businesses in the new Outlet Mall will accrue to the Borough Government in the next full budget year and how will all that money be applied in the way of lowering, not stabilizing taxes. Mr. Christofili also inquired if any of the surplus money that Mr. Pfeffer referred to, came from the Outlet Mall.

Mr. Pfeffer stated the Outlet Mall came on the books at approximately \$85 million in assessment. The book is due to the County on January 10th so as of yet, he has not seen the final assessment figures that will go to the County. Mr. Pfeffer also stated that there were added taxes that came in from the Outlet Mall. We should have, by the middle of next week, the complete evaluation of the levy and the taxes for 2008.

Mr. Christofili questioned Dr. Mayer's involvement with the Hockhockson property since he has recently discovered that Dr. Mayer lives at 50 Sam Drive and owns four acres contiguous to this piece of property.

Dr. Mayer corrected Mr. Christofili that he lives at 46 Sam Drive and owns 1 1/3 acres of land. Dr. Mayer also stated that anytime the Hockhockson property came up for discussion on the Open Space Committee, if it came before the Council as well, he has and would personally recuse himself from that discussion.

There being no further comments from the public, Dr. Mayer offered a motion to close the Public Discussion, seconded by Mr. Skudera.

ROLL CALL

AYES: All in Favor
NAYS: None
ABSENT: None
ABSTAIN: None

PUBLIC DISCUSSION CLOSED

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MISCELLANEOUS BUSINESS FOR THE GOOD OF THE ORDER

Mr. Ford thanked Mrs. Mount-Taylor for providing the information she provided to Council.

RESOLUTIONS

Dr. Mayer offered a motion to amend the agenda to include Resolution R-09-013, seconded by Mr. Morrill.

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

**R-09-013 RESOLUTION – AUTHORIZING COMPENSATION FOR CERTAIN
MUNICIPAL EMPLOYEES IN THE BOROUGH OF TINTON FALLS, COUNTY
OF MONMOUTH**

WHEREAS, it is necessary to adopt a Resolution authorizing compensation for certain municipal employees in the Borough of Tinton Falls for the year 2009,

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that Section 1A- Full Time Employees and B- Part Time Employees are hereby assigned the following levels of compensation retroactive to January 1, 2009

Section I

| <u>A. Full Time Employees</u> | <u>Salary</u> |
|--|---------------|
| Business Administrator | \$125,529 |
| Director, Department of Audit, Accounts & Control & Chief Financial Officer (Statutory) | 132,779 |
| Director, Department of Public Works | 100,241 |
| Borough Clerk (Statutory) | 87,818 |
| Deputy Borough Clerk | 34,945 |
| Director, Department of Public Safety (Contractual) | 11,411 |
| Tax Assessor (Statutory) | 73,150 |
| | |
| <u>B. Part Time Employees</u> | |
| Mayor | \$ 5,000 |
| Borough Council President | 4,000 |
| Borough Council Member | 3,500 |
| Director, Department of Law | 102,705 |

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

Mrs. Mount-Taylor advised that she would like the Council to adopt a 2009 Resolution appointing a Municipal Housing Liaison. The current Resolution on the agenda has a Resolution number of R-08-228. If Mr. Berube is ok with that, Mrs. Mount-Taylor stated she would prefer that we do it in 2009.

Mr. Morrill offered a motion to amend Resolution number R-08-228 to R-09-014, seconded by Dr. Mayer.

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

Dr. Mayer offered the following Resolution and moved its adoption, seconded by Mr. Morrill.

R-09-014 RESOLUTION - APPOINTING A MUNICIPAL HOUSING LIAISON

WHEREAS, the Borough of Tinton Falls was granted substantive certification of its Housing Element and Fair Share Plan by the Council on Affordable Housing (COAH) on December 15, 2004; and

WHEREAS, the Borough of Tinton Falls' Fair Share Plan and Project Plan promote an Affordable Housing Program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et seq.) and COAH's Third Round Substantive Rules (N.J.A.C. 5:97-1, et seq.); and

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WHEREAS, pursuant to N.J.A.C. 5:96-17.1 and N.J.A.C. 5:80-26.1 et seq. the Borough of Tinton Falls is required to appoint a Municipal Housing Liaison for the administration of the Borough of Tinton Falls' Affordable Housing Program to enforce the requirements of N.J.A.C. 5:97 and N.J.A.C. 5:80-26.1 et seq.; and

WHEREAS, the Borough of Tinton Falls has amended its code to provide for the appointment of an MHL to administer the Borough of Tinton Falls' Affordable Housing Program; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls, in the County of Monmouth, and the State of New Jersey that W. Bryan Dempsey, Business Administrator, is hereby appointed by the Borough Council of the Borough of Tinton Falls as the Municipal Housing Liaison for the administration of the Affordable Housing Program pursuant to and in accordance with Ordinance # 08-1248 and as codified in the Borough Code of the Borough of Tinton Falls.

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

Mr. Ford offered the following Resolution and moved its adoption, seconded by Mr. Morrill.

**R-09-001 RESOLUTION – AMENDING RESOLUTION R-08-383 DESIGNATING
MEETINGS OF THE BOROUGH COUNCIL FOR THE YEAR 2009**

WHEREAS, the New Jersey Open Public Meetings Act (N.J.S.A. 10:4-8a, et seq.) requires the governing body of a municipality to designate and disseminate schedules, meeting dates and times, and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that the following dates are hereby designated as scheduled meetings of the Borough Council for the Year 2009:

**Regular Meetings of Borough Council where Formal Action
may be taken with Workshop Meetings to follow:**

| | | | | | |
|---------|-------------------|-----------|---------|--------------------|-----------|
| Tuesday | January 6, 2009 | 7:30 P.M. | Tuesday | July 7, 2009 | 7:30 P.M. |
| Tuesday | January 20, 2009 | 7:30 P.M. | Tuesday | July 21, 2009 | 7:30 P.M. |
| Tuesday | February 3, 2009 | 7:30 P.M. | Tuesday | August 4, 2009 | 7:30 P.M. |
| Tuesday | February 17, 2009 | 7:30 P.M. | Tuesday | August 18, 2009 | 7:30 P.M. |
| Tuesday | March 3, 2009 | 7:30 P.M. | Tuesday | September 1, 2009 | 7:30 P.M. |
| Tuesday | March 17, 2009 | 7:30 P.M. | Tuesday | September 15, 2009 | 7:30 P.M. |
| Tuesday | April 7, 2009 | 7:30 P.M. | Tuesday | October 6, 2009 | 7:30 P.M. |
| Tuesday | May 5, 2009 | 7:30 P.M. | Tuesday | October 20, 2009 | 7:30 P.M. |
| Tuesday | May 19, 2009 | 7:30 P.M. | Tuesday | November 10, 2009 | 7:30 P.M. |
| Tuesday | June 16, 2009 | 7:30 P.M. | Tuesday | December 1, 2009 | 7:30 P.M. |
| | | | Tuesday | December 15, 2009 | 7:30 P.M. |

Wednesday - July 1, 2009 7:30P.M. Reorganization Meeting

BE IT FURTHER RESOLVED, that this Resolution shall supersede any and all Resolutions previously adopted by the Borough specifying meetings of the Borough Council, and

BE IT FURTHER RESOLVED, that the Borough Clerk shall post a copy of this Resolution in Borough Hall and that copies of this Resolution shall be forwarded by the Borough Clerk to the official newspapers, The Asbury Park Press, The Coaster and the Newark Star Ledger as previously designated by the Borough and to individuals requesting same under the New Jersey Open Public Meetings Act.

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

Mr. Morrill offered the following Resolution and moved its adoption, seconded by Mr. Skudera.

**R-09-002 - RESOLUTION TO SUPPORT EFFORTS BY THE COUNTY AND OTHER
MONMOUTH COUNTY MUNICIPALITIES IN ESTABLISHING A REGIONAL
SCENIC BYWAY**

WHEREAS, the Monmouth County Planning Board has worked closely with the State of New Jersey and other municipalities in the county in determining ways to help showcase regional as well as local historic, cultural, scenic and natural qualities to the general public; and

WHEREAS, the pursuit of a New Jersey and National Scenic Byway designation would promote more widespread recognition and appreciation of these assets and intrinsic qualities for both the Borough of Tinton Falls and the region; and

WHEREAS, a properly administered scenic byway can provide benefits to the community by increasing general awareness of the area's historic and cultural sites, scenic roadways and environmental features by welcoming visitors to explore and share in this area's rich heritage; and

WHEREAS, a scenic byway designation can further benefit the community by fostering economic development that is in keeping with our preservation efforts and by providing access to federal resources for improving established roadways that constitute the byway alignment; and

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WHEREAS, designation of a regional scenic byway connecting the Upper Freehold Historic Farmland Byway, Monmouth Battlefield, and Sandy Hook along the county's Revolutionary War Route involves a coordinated effort among the municipalities and county through which it passes; and

WHEREAS, the Borough Council of the Borough of Tinton Falls recognizes specifically that this effort involves cooperation with the county and other municipalities in the development of a Scenic Byway Nomination Package for submission to the State of New Jersey (NJDOT) and the eventual development of a Corridor Management Plan; and

WHEREAS, a formally recognized scenic byway by the State is necessary in order to pursue Federal assistance for access to scenic byway grants, marketing purposes and for the preparation of a Corridor Management Plan which will serve as a guide to protection, preserve, enhance and assist with interpretation along said byway.

NOW, THEREFORE BE IT RESOLVED, that the Borough of Tinton Falls' Borough Council wishes to express their support for the establishment of a regional scenic byway and their commitment to participation in the process necessary for its designation; and

BE IT FURTHER RESOLVED that the Borough Council of the Borough of Tinton Falls will cooperate with all other involved municipalities and the county as a member of a Monmouth County Regional Scenic Byway Committee in ongoing planning efforts that will result in the designation of a new State Scenic Byway in Monmouth County and that a copy of this Resolution shall be forwarded and filed with the Monmouth County Planning Board upon said adoption.

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

Mr. Skudera offered the following Resolution and moved its adoption, seconded by Mr. Morrill.

**R-09-003 – A RESOLUTION TO ADOPT THE PROVISIONS OF N.J.S.A. 52:14.7.38
UNDER WHICH A PUBLIC EMPLOYER MAY AGREE TO PAY FOR THE
STATE HEALTH BENEFITS PROGRAM (SHBP) COVERAGE OF CERTAIN
RETIREES**

Resolution on State form; Resolution not created by the Borough. A complete copy of Resolution R-09-003 is on file in the Borough Clerk's Office.

ROLL CALL (on adoption)

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

Mr. Morrill offered the following Resolution and moved its adoption, seconded by Mr. Ford.

**R-09-004 RESOLUTION - AUTHORIZING THE AWARD OF CONTRACTS WITHOUT
PUBLIC BIDDING PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:11-6**

WHEREAS, there is an emergency condition at the Rutgers Drive Pump Station requiring immediate emergency repairs as described in memo dated December 18, 2008 from John Bucciero, Director of Public Works (said memo hereby attached and made part of this Resolution); and

WHEREAS, provisions of NJSA 40A: 11-6 permit the Borough to award contracts without public bidding when an emergency affecting the health, welfare and safety of the public requires the immediate performance of services; and

WHEREAS, John Bucciero, Director of Public Works, has declared this situation an emergency condition in memo attached;

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that authorization be and is hereby given to award contracts for the repairs necessary for the safe operation of the Rutgers Drive Pump Station.

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

Mayor Maclearie stated for the Technical Advisory he has one member, Rob Mauro, who has been participating for the past year and a Bob Fasulo, who had expressed interest earlier in the year but unfortunately, there was some conflict. Mr. Fasulo opted to wait until 2009 and has been actively participating.

Mr. Skudera offered the following Resolution and moved its adoption, seconded by Dr. Mayer.

**REGULAR/WORKSHOP MEETING
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R-09-005 RESOLUTION – APPOINTING MEMBERS OF TECHNICAL ADVISORY COMMITTEE

BE IT RESOLVED, that the appointment and terms of the below listed persons made by the Mayor be and the same is hereby confirmed.

Rob Mauro as a Regular Member, Term of three (3) years - to expire 12/31/2011

Bob Fasulo as a Regular Member, Term of three (3) years - to expire 12/31/2011

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

Mr. Skudera offered the following Resolution and moved its adoption, seconded by Mr. Morrill.

R-09-006 RESOLUTION – APPOINTING MEMBERS OF ENVIRONMENTAL COMMISSION

BE IT RESOLVED, that the appointment of the below listed persons made by the Mayor be and the same is hereby confirmed. Said terms to be effective as listed below.

| | | |
|-----------------|---|------------------------------|
| Jon Cohen | Regular Member | Said Term to Expire 12/31/11 |
| Robert Sandberg | Regular Member | Said Term to Expire 12/31/11 |
| Jeffrey King | Regular Member | Said Term to Expire 12/31/11 |
| James Wagner | Regular Member | Said Term to Expire 12/31/11 |
| Beth Roxbury | Moving from Alternate #1 to Regular Member to fill the unexpired term of Charles Vanderpool. Said term to expire 12/31/10 | |

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

Mr. Morrill offered the following Resolution and moved its adoption, seconded by Dr. Mayer.

R-09-007 RESOLUTION – CANCELING 2008 BUDGET APPROPRIATIONS - CURRENT BUDGET AND SEWER UTILITY BUDGET EFFECTIVE DECEMBER 31, 2008

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be credited to surplus:

| | |
|--------------------------------------|------------|
| Current Fund: See Attached Sheets | 385,728.19 |
| Sewer Operating: See Attached Sheets | 162,001.60 |

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that the unexpended balances listed below be canceled for the year ended December 31, 2008 against the appropriate fund.

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

Mr. Morrill offered the following Resolution and moved its adoption, seconded by Mr. Skudera.

R-09-008 RESOLUTION – 2009 TEMPORARY MUNICIPAL BUDGET

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2009 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this Resolution is within the first thirty (30) days of January 2009; and

WHEREAS, the total appropriations in the 2008 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance is the sum of:

| | |
|---------------------------|-----------------|
| 2008 Municipal Budget | \$18,878,832.49 |
| 2008 Sewer Utility Budget | \$ 4,367,082.00 |

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WHEREAS, 26.25% of the total appropriations in the 2008 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2008 budget is the sum of:

| | |
|---------------------------|-----------------|
| 2008 Municipal Budget | \$ 4,955,693.53 |
| 2008 Sewer Utility Budget | \$ 1,146,359.03 |

THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls, County of Monmouth, State of New Jersey that the temporary appropriations be made and a certified copy of this Resolution be transmitted to the Borough Chief Financial Officer for his records:

2009 TEMPORARY APPROPRIATIONS:

MUNICIPAL BUDGET

| <u>Department</u> | <u>Salaries</u> | <u>Other Expenses</u> | <u>Total</u> |
|--------------------------|-----------------|-----------------------|--------------|
| "IN CAPS" | | | |
| Borough Clerk | 43,750.00 | 20,000.00 | 63,750.00 |
| Borough Council | 4,501.00 | 6,000.00 | 10,501.00 |
| Office of the Mayor | 1,251.00 | 10,000.00 | 11,251.00 |
| Tax Assessor | 26,250.00 | 7,000.00 | 33,250.00 |
| Administration | 93,000.00 | 7,000.00 | 100,000.00 |
| Human Resources | 21,000.00 | 1,500.00 | 22,500.00 |
| Historical Sites | | 2,000.00 | 2,000.00 |
| Central Services | 29,000.00 | 40,000.00 | 69,000.00 |
| Group Insurance | | 610,000.00 | 610,000.00 |
| Other Insurance Premiums | | 100,000.00 | 100,000.00 |
| Workers Compensation | | 175,000.00 | 175,000.00 |
| Engineering | | 75,000.00 | 75,000.00 |
| Community Services Act | | | 0.00 |
| Law | 40,500.00 | 75,000.00 | 115,500.00 |
| Central Maintenance | 115,000.00 | 80,000.00 | 195,000.00 |
| Streets | 125,000.00 | 75,000.00 | 200,000.00 |
| Sanitation | 285,000.00 | 10,000.00 | 295,000.00 |
| Solid Waste Disposal | | 55,000.00 | 55,000.00 |
| Buildings & Grounds | 110,000.00 | 40,000.00 | 150,000.00 |
| Parks | 110,000.00 | 15,000.00 | 125,000.00 |
| Shade Tree | | 500.00 | 500.00 |
| Police | 1,125,000.00 | 105,000.00 | 1,230,000.00 |
| Emergency Management | 3,000.00 | 2,000.00 | 5,000.00 |
| Prosecutor | 14,000.00 | 2,000.00 | 16,000.00 |
| First Aid | | | 0.00 |
| Planning | 16,000.00 | 15,000.00 | 31,000.00 |
| Zoning | 17,000.00 | 20,000.00 | 37,000.00 |
| Code Enforcement | 39,000.00 | 1,500.00 | 40,500.00 |
| Fire Prevention | 38,000.00 | 3,000.00 | 41,000.00 |
| Finance | 52,500.00 | 6,000.00 | 58,500.00 |
| Revenue | 40,000.00 | 6,000.00 | 46,000.00 |
| Health | | | 0.00 |
| Health Services | | 30,000.00 | 30,000.00 |
| Environmental Services | | 15,000.00 | 15,000.00 |
| Animal Control | | 8,000.00 | 8,000.00 |
| Social Services | | | 0.00 |

**REGULAR/WORKSHOP MEETING
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BOROUGH COUNCIL**

| | | | |
|----------------------------------|---------------------|---------------------|---------------------|
| Alliance Program | | 3,000.00 | 3,000.00 |
| Recreation | 80,000.00 | 50,000.00 | 130,000.00 |
| Housing | | 10,000.00 | 10,000.00 |
| Uniform Construction Code | 90,000.00 | 4,500.00 | 94,500.00 |
| Accumulated Leave | | 13,000.00 | 13,000.00 |
| Utilities: | | | |
| Electricity | | 75,000.00 | 75,000.00 |
| Street Lighting | | 33,000.00 | 33,000.00 |
| Telephone | | 30,000.00 | 30,000.00 |
| Water | | 2,450.00 | 2,450.00 |
| Gasoline | | 85,000.00 | 85,000.00 |
| Natural Gas | | 60,000.00 | 60,000.00 |
| Telecommunications | | 25,000.00 | 25,000.00 |
| Deferred Charges: | | | |
| PERS | | | 0.00 |
| Social Security System | | 190,000.00 | 190,000.00 |
| PFRS | | | 0.00 |
| Municipal Court | 133,000.00 | 16,000.00 | 149,000.00 |
| Public Defender | 5,500.00 | | 5,500.00 |
| P.E.O.S.H. ACT | | 2,000.00 | 2,000.00 |
| TOTAL INSIDE "CAP" | <u>2,657,252.00</u> | <u>2,216,450.00</u> | <u>4,873,702.00</u> |
| "OUTSIDE CAPS" | | | |
| Stormwater Management | | 10,000.00 | 10,000.00 |
| Recycling Tax | | 8,000.00 | 8,000.00 |
| DDEF | | | 0.00 |
| Body Armor | | 3,976.90 | 3,976.90 |
| Improvements Crawford House | | 60,000.00 | 60,000.00 |
| TOTAL OUTSIDE "CAP" | <u>0.00</u> | <u>81,976.90</u> | <u>81,976.90</u> |
| SUB-TOTAL APPROPRIATIONS | <u>2,657,252.00</u> | <u>2,298,426.90</u> | <u>4,955,678.90</u> |
| Statutory Additions: | | | |
| Payment of Bond Principal | | 873,000.00 | 873,000.00 |
| Interest on Bonds | | 918,400.00 | 918,400.00 |
| Payment of Note Principal | | 200,000.00 | 200,000.00 |
| Interest on Notes | | 113,980.00 | 113,980.00 |
| Green Trust Principal & Interest | | 46,001.00 | 46,001.00 |
| Lease Purchase - Principle | | 317,000.00 | 317,000.00 |
| Lease Purchase - Interest | | 38,400.00 | 38,400.00 |
| SUB-TOTAL STATUTORY ADDITIONS | <u>0.00</u> | <u>2,506,781.00</u> | <u>2,506,781.00</u> |

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| | | | |
|----------------------------------|---------------------|---------------------|---------------------|
| TOTAL TEMPORARY MUNICIPAL BUDGET | <u>2,657,252.00</u> | <u>4,805,207.90</u> | <u>7,462,459.90</u> |
|----------------------------------|---------------------|---------------------|---------------------|

SEWER UTILITY:

| | | | |
|----------------------------|-------------------|---------------------|---------------------|
| Operating: | 112,500.00 | 1,011,359.03 | 1,123,859.03 |
| Statutory Expenditures: | | | |
| Capital Outlay | | 10,000.00 | 10,000.00 |
| PERS | | | 0.00 |
| Social Security System | | 12,500.00 | 12,500.00 |
| Unemployment Compensation | | | |
| Insurance | | | 0.00 |
| Sub-Total | <u>112,500.00</u> | <u>1,033,859.03</u> | <u>1,146,359.03</u> |
| Statutory Additions: | | | |
| Payment of Bond Principal | | | 0.00 |
| Interest on Bonds | | | 0.00 |
| Total Statutory Additions | <u>0.00</u> | <u>0.00</u> | <u>0.00</u> |
| Total Sewer Utility Budget | <u>112,500.00</u> | <u>1,033,859.03</u> | <u>1,146,359.03</u> |

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin
 NAYS: None
 ABSENT: None
 ABSTAIN: None

Mr. Ford offered the following Resolution and moved its adoption, seconded by Mr. Skudera.

R-09-009 RESOLUTION – AUTHORIZING PETTY CASH FUNDS

BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that petty cash funds be the same are hereby established for the following Departments in the amounts specified:

| | |
|--|----------|
| Department of Administration | \$500.00 |
| Department of Audit, Accounts & Control (Administered by Tax Collector) | \$250.00 |

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin
 NAYS: None
 ABSENT: None
 ABSTAIN: None

Mrs. Mount-Taylor stated unless Council has something to offer, there are no exceptions.

Mr. Morrill offered the following Resolution and moved its adoption, seconded by Dr. Mayer.

R-09-010 RESOLUTION – APPROVAL OF BILLS – JANUARY 6, 2009

WHEREAS, the Borough of Tinton Falls received certain claims against it by way of vouchers received during the period ending January 6, 2009; and

WHEREAS, the Borough Council has reviewed said claims,

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls, County of Monmouth, that the following claims be certified by the Treasurer for approval and payment.

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SUMMARY

| | |
|------------------------------|-------------------|
| TINTON FALLS SCHOOL TAX LEVY | \$ 1,428,002.83 |
| MONMOUTH REGIONAL TAX LEVY | 1,034,669.57 |
| MONMOUTH MUNICIPAL JOINT INS | 260,811.59 |
| 12/29/2008 PAYMENTS | <u>231,452.09</u> |
| | \$ 2,954,936.08 |

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin
 NAYS: None
 ABSENT: None
 ABSTAIN: None

CONSENT AGENDA

Mr. Skudera offered the following Resolution and moved its adoption, seconded by Mr. Morrill.

R-09-011 RESOLUTION - REFUNDING RECREATION FEES

WHEREAS, during the month of November, 2008 fees totaling \$85.00 were paid by a resident of Tinton Falls for their child's participation in our basketball program; and

WHEREAS, said money was deposited by the Borough of Tinton Falls during the month of November, 2008; and

WHEREAS, during the month of December, 2008 the Recreation Superintendent was informed by the resident that the child would not be participating and a refund in the amount of \$75.00 shall be issued (\$85.00 minus the \$10.00 processing fee).

| | |
|---------------|----------|
| Patricia Falk | \$ 75.00 |
| | |
| Total | \$ 75.00 |

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$75.00 be issued.

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin
 NAYS: None
 ABSENT: None
 ABSTAIN: None

Mr. Skudera offered the following Resolution and moved its adoption, seconded by Mr. Morrill.

R-09-012 RESOLUTION - CANCELING ADDED TAXES AS A RESULT OF A COUNTY BOARD JUDGMENT

WHEREAS, an overbilling of the 2008 Added Assessment Taxes has been made as a result of a Monmouth County Board of Taxation reduction in the assessed value for the year 2008, in December 2008, on the property known as:

| <u>NAME</u> | <u>BLOCK</u> | <u>LOT</u> | <u>AMOUNT</u> |
|---|--------------|------------|---------------|
| John M. Jr. & Lovina Arcara 17 Harvard Drive Tinton Falls, NJ 07724 | 82.02 | 3 | \$12.32 |

WHEREAS, said reduction has resulted in an overbilling of the 2008 Added Assessment taxes in the amount of \$12.32, as certified by the Borough Tax Collector.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that an adjustment in the amount of \$12.32 is hereby approved as a result of the cancellation of the taxes for the aforementioned property as set forth above.

ROLL CALL

AYES: Mr. Ford, Dr. Mayer, Mr. Morrill, Mr. Skudera, Mr. Baldwin
 NAYS: None
 ABSENT: None
 ABSTAIN: None

Mr. Morrill offered a motion to move into Workshop, seconded by Mr. Ford.

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ROLL CALL

AYES: All in Favor

NAYS: None

ABSENT: None

ABSTAIN: None

TIME: 9:15 P.M.

WORKSHOP MEETING

Unfinished Business

Library Modular

Dr. Mayer asked about the status of the Energy Audit.

Mr. Dempsey advised Dr. Mayer that they will get together on that.

Mr. Skudera inquired about the library and asked about the connection fees, the expansion, and estimated costs.

Mr. Dempsey advised that there is a \$6,000.00 fee for the electric. There is also a fee to put the foundation in; in order to hook the trailer, the trailer has to be mounted to the ground using some type of foundation. There would also be water and sewer connections. When the contractor came out, he estimated approximately, with everything included, \$25,000.00. That estimate is why the contractor recommended talking to an architect to get an estimate for a basic three-sided building and tie it in. It may be a little more but it would "fit in". The trailer is going to over extend the building on each side by six feet. The plan is to cut a whole in the back of the building and make it handicap accessible. Since you are tying in the building, the Code requires it to be that way since you have a bathroom in the back. To have that done, you are going to pull your foundation and slide the trailer on there, strap it down and pray that all of your connections work. In addition, the trailer is fifteen years old, if not older. Mrs. Mount-Taylor corrected Mr. Dempsey by stating the trailer is approximately twelve years old.

Mr. Baldwin stated he would personally like the library to receive the space they need and does not feel the Borough needs to be building a permanent addition onto the current Library until we decide whether or not we are ever going to build a library. Mr. Baldwin advised that he liked Mr. Dempsey's idea to save money by having a majority of the work done "in-house".

Mr. Dempsey advised that the architect gave a proposal to have a scope of the project done with some architectural services for roughly \$6,000.00.

Mr. Baldwin asked Mr. Dempsey if the Borough could put the trailer down without connecting utilities and sewer.

Mr. Dempsey replied that the trailer has a handicap accessible bathroom. The connection to the trailer is: there is a doorway in the back wall of the library so now you are connecting the existing building to the trailer which all becomes one and now that trailer would have to be handicap accessible including the bathroom. The water would then have to be tied in for that bathroom facility. Mr. Dempsey stated he could talk to the Building Department about taking the bathroom out completely and making the bathroom an office.

Rosemarie Tunnicliffe, 304 Water Street, came before Council and stated the Library does not care whether they get a trailer or an extension, they would just like a little bit more space. No matter which way the Council decides to go, they can use it for children's programs, adult programs, as an office, as a stockroom, for storage materials, etc.

Open Space Properties

Mr. Morrill stated that Mr. Dempsey has a copy of the Open Space Committee's recommendations on the three properties they looked at as well as the order they felt in which they were most important in obtaining.

Mr. Berube advised that the next step would be for the administration, with the assessor, to conduct a preliminary appraisal to get an idea of what acquisition costs would be. This would also tie in to Mr. Skudera's request to see what the value is worth and how many buildable lots might be available.

Mr. Pfeffer stated he did an analysis of the Open Space Trust and not knowing that piece of property at the time, he threw in what we already had existing and spread it out based on the

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available cash we had what we will have, and factored in the debt service over the course of time. Mr. Pfeffer advised that he does believe that a three million dollar piece of property is a doable purchase. We will have to issue some debt on that property and then look to do an accelerated pay down over an "X" number of years but feels it is feasible given that the fund is generating approximately \$800,000.00 a year.

New Business

Crawford House

Mr. Morrill stated they recently cleaned up the area in the back of the Crawford House and took out all the debris, etc. Guy Buck was also back there this weekend laying out trails and had found that Colts Neck residents are back dumping on that property again. A survey was done and Mr. Morrill asked, from this survey, would our engineer be able to take and post where our property lines are so if this is our property that is being dumped on, we could have Lori Paone speak to them. On the other hand, if it is Colts Neck's property, then we could point out to Colts Neck what is going on.

Mr. Hilla advised that there are two ways of doing this: getting close or taking and setting monuments, the difference is whether a surveyor does it or whether we just get close.

Mr. Hilla stated once he sees the survey, he would be able to give Council a better idea of where the property lines are.

ADJOURNMENT

Mr. Morrill offered a motion to adjourn the meeting, seconded by Dr. Mayer.

ROLL CALL

AYES: All in Favor
NAYS: None
ABSENT: None
ABSTAIN: None

TIME: 9:49 P.M.

Respectfully Submitted,

Karen Mount-Taylor, Borough Clerk

APPROVED AT A MEETING HELD ON: MARCH 17, 2009