

**REGULAR/WORKSHOP MEETING
BOROUGH COUNCIL
DECEMBER 27, 2007**

Council President called Borough Council End of Year Meeting to order at 5:06 P.M.

Deputy 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, Newark Star Ledger, and the New Coaster at least 48 hours prior to the meeting."

All present stood for Salute to the Flag.

ROLL CALL

PRESENT: Mr. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

ABSENT: Mayor Maclearie, W. Bryan Dempsey, Mr. Ford

ALSO PRESENT: James Berube, Director of Law

Kelly M. Johns, Deputy Clerk

Stephen Pfeffer, Chief Financial Officer

Mr. Tobin offered a motion to open Public Discussion, seconded by Mr. Baldwin

ROLL CALL

AYES: All in Favor

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

PUBLIC DISCUSSION OPEN-

Randi Dickman, 13 Woodchuck Court and Ed McCullough, Woodchuck Court stated they wanted to know when the polls and everything are going to be signed and finished and when they are going to get what they were promised.

Mr. Skudera stated if they were referring to the agreement with Fox Chase the administration is still working on certain items.

Mr. Berube stated that he was talking to Mr. Karpoff today and evidently there are some final issues particularly in regard to a potential Lawsuit Challenging Agreement in what right and remedies each of the parties have. Mr. Berube stated to Ms. Dickman and Mr. McCullough that he understands they thought this was a done deal, those changes evidently started going back and forth between Mr. Karpoff and Mr. Bayer on the 20th and as of today weren't resolved. Mr. Berube stated he talked to Mr. Karpoff today and obviously he has a different opinion than Mr. Bear on what needs to be.

Mr. McCullough stated he would like to request a five minute meeting with everyone because he feels there is a lot of stuff that the Council doesn't know that is going on with the mediation and so on.

Mr. Berube stated they can make any comments they would like but if Council were to have a separate meeting for that purpose in particular involved in litigation, he would want Mr. Karpoff here.

Mr. McCullough stated he thinks there is a lot of stuff that is going on behind the scenes that no one knows. This was in the agreement that everyone put together and they held off doing anything else based on this agreement. Mr. McCullough stated that he and Randi started this three years ago and tried to work with the town; they did their part and everything was approved by their association and amended in November. Everything was supposed to take place January 1st.

They have people calling up that are upset and don't know what to do and from hereon in. The calls will be forwarded to Bryan Dempsey. People should have had their subsidy packages a long time ago. Ms. Dickman stated the Borough told them certain things were going to take place, which haven't and they need a final date when everything is going to be done. If the agreement isn't on the agenda for January 8th, they will be in Trenton explaining the situation to COAH.

Leo Christofili, 328 River Edge Road, stated he wanted to address the ongoing feasibility study on the library.

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Mr. Skudera stated there has been no further status on that; we are still awaiting the complete report.

Mr. Chrisofili stated he would like to express his appreciation to all the members of the Borough Council and their appointed administrators including Mr. Berube and Al Hilla. In the bylaws of the Tinton Falls Public Library on page 2 of the document they say that one of their six officers is to be one member of the Borough Council of Tinton Falls. He tried to find that information without coming before the Council and he was unable to do so. Mr. Christofili asked if there is a Borough Council Member is assigned as a liaison.

Mr. Skudera stated Paul Ford is a liaison to the Library Committee.

Mr. Christofili asked when the times comes to vote on any matter pertaining to the library, would Mr. Ford need to rescues himself or absent himself from voting in such matters.

Mr. Berube stated as the question poses would a Council member, merely because he is designated as liaison or actively an official member of the board of directors or both, would that cause a need to rescues himself. Mr. Berube answered: not in it of itself unless the council member had a financial interest or he was in some way going to benefit from the vote that he was taking.

Mr. Christofili stated during the last meeting he read an introduction of a document in which he would like to reword. The issue he was trying to put forth is: if you are going to have a municipal library, you are bound by law to have a referendum of voters stating five locations for voting 10 days prior to the voting taking place.

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

ROLL CALL

AYES: All in Favor

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

PUBLIC DISCUSSION CLOSED

ORDINANCES FOR FINAL CONSIDERATION –

Deputy Clerk reads Ordinance No. 07-1236 entitled: AN ORDINANCE OF THE BOROUGH OF TINTON FALLS, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING THE BOROUGH OF TINTON FALLS LAND USE ORDINANCE TO INCLUDE WIRELESS COMMUNICATION EQUIPMENT, SECTION 40-77W

Mr. Tobin offered a motion to open the Public Hearing, seconded by Mr. Morrill.

ROLL CALL

AYES: All in Favor

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

PUBLIC HEARING OPEN

Mr. Christofili stated he had one recommendation; he would like to see any monies paid to the Borough dedicated directly to tax reduction in the budget being considered for the next year.

Mr. Berube stated for the record the council has received a report of the planning board, such as the ordinance that is being offered has been amended to include the suggestions of the planning board and that is the inter-lineated portion that you saw.

Mr. Tobin offered a motion to close Public Hearing, seconded by Mr. Morrill.

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ROLL CALL

AYES: All in favor

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

PUBLIC HEARING CLOSED

Mr. Tobin offered a motion to adopt Ordinance No. 07-1236, seconded by Mr. Morrill.

Mr. Baldwin stated he had a few questions regarding how many polls or how many towers can be placed on a single piece of property. As he reads through it, it says that only a single poll is permitted on the property and the person who builds that can build two additional carriers, making three total carriers on the poll. The question he would like to ask is what if a fourth carrier wanted to also erect a pole on that piece of property, is that permissible and wouldn't it make good sense to try to collocate as many towers as possible on the piece of land that was considered appropriate for having cell towers. Mr. Baldwin stated if that is what he was led to believe in some of the classes and educational opportunities he has had on this subject, it seems like that was what the instructors kept encouraging which was to be careful in your planning at the Borough level that you don't restrict cell tower placements but try to collocate them to the best of your ability to the right place. If this says one poll, one tower on the single piece of property that means that we would have to have another piece of suitable property for the fourth carrier and so on.

Mr. Berube stated in a discussion he had with Mr. Gleitz, what he wanted to do was indicate that we didn't want lattice towers so the definition of a wireless communication tower is a free standing monopole. The intent was never towers (plural) but one monopole theoretically that could handle up to three. If there was a fourth that was interested, it would require merely a Variance Application. So, theoretically, they could seek another property within the zone and rather than letting two properties be consumed as opposed to getting a fourth on a monopole. There is provision for collocation on existing towers and structures and after that, the planning board could use the argument that there is an existing structure even if it is one monopole tower that could handle a fourth and that it should be permitted there as opposed to any where else.

Mr. Baldwin stated there is a statement on the Ordinance that says these towers can be built on public sites or on public property but it does not mention cell towers on private property. His question is if it only says in the Ordinance that you can put a cell tower on public land, what about private land.

Mr. Berube stated that the Ordinance primarily allows cell towers as a principal use on any public lands or as a conditional use in two other zones, which would have private ownership.

Mr. Baldwin stated his last item is regarding bulk standards as they apply to the compound that fires up these polls. Why didn't we specify what bulk standards need to be applied to these. We certainly wouldn't want a compound sitting close to someone's property who objects to it within 75 or 100 feet (what ever the standard is set at).

Mr. Berube stated under Section 3, he doesn't believe they generally separate compound out from the bulk standards but they do define the compound as being, for example, to construct and accommodate at least four wireless carriers and inside those bulk standards are the set backs from either the tower or to the extent of the bulk of the compound itself.

Mr. Tobin stated having worked in radio communications and knowing there is more than just cell carries that use the cellular packages of data that they send back and forth with the same kind of configuration, we want to make sure we don't limit this into anyway that we can prohibit things like the secret service or others that use towers in this area for those kind of programs. They are limited by height of the tower and that is going to limit the number of people that can go on that tower because of the distances between the communication ends of it of less than 10 feet from poll to poll for interference and so forth. But, at the same time we don't want to limit it if someone can fit another carrier on there instead of having another pole.

Mr. Berube stated, theoretically, if a Federal U.S. Government Agency needs to lease space on a tower, that tower is considered, because of the lease, public property even if it is privately owned and, we do permit that pretty much wherever it needs to be.

Mr. Morrill stated in Section two is this good enough distance to keep it from having it in the back of school again, 500 feet?

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Mr. Berube stated that is a minimum standard. The planning board has the right to impose other ascetic requirements. If your concern is a health of safety aspect, that has been ruled as an unauthorized argument for regulation of cell towers by municipality. That is precluded by the telecommunications act and those standards apply. We drafted this in relation to the cases that have decided permitted setbacks based on both visual and ascetic appearances.

Mr. Baldwin stated he wanted to thank Mr. Berube and our President for sending him a copy of that email explaining the Ringwood Case in detail. That really clears up the 500 foot question and it is a possibility that Mr. Morrill didn't see it but it certainly makes it visually clear what can and can't be done based on case laws.

Mr. Tobin stated for the record it is against the law for him to include all of his council members on stuff like that back and forth because it is considered a meeting outside the meeting.

Mr. Berube stated that this is a fluid area of law and the Ringwood decision was a trial level decision that hasn't been ruled on yet by the appellant courts but he imagines as long as we comply with the present rulings, we are protected.

Mr. Skudera stated this Ordinance is the revised one from last time and it was kind of a balancing act. A lot of hard work went into this, balancing between keeping in scope with the Master Plan and also making sure it falls within the guidelines of the Federal Communications Act.

Mr. Morrill asked Mr. Baldwin how the planning board feels about this.

Mr. Baldwin stated they approved it. When it was discussed they found it to be consistent with a Master Plan Draft Ordinance and it was returned to council for redrafting to be clear on a couple of minor issues which were clarified.

ROLL CALL

AYES: Mr. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

RESOLUTIONS –

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

**R-07-488 RESOLUTION AUTHORIZING THE IMMEDIATE EFFECT OF ORDINANCE
07-1236**

WHEREAS, the Borough of Tinton Falls, by appropriate majority vote of the members of Borough Council has adopted Ordinance #07-1236 amending the Borough of Tinton Falls Land Use Ordinance to include Wireless Communication Equipment (Section 40-77(w)), on this date, and

WHEREAS, the Borough Council of the Borough of Tinton Falls has determined that it is in the best interests of the Borough of Tinton Falls to give immediate effect to Ordinance #07-1236 in accordance with Ordinance 2-3.1(f) of the Revised Ordinances of the Borough of Tinton Falls and hereby find that sufficient emergent circumstances exist which necessitate this action, and

WHEREAS, in accordance with N.J.S.A. 40:69A-181(b) and the above-noted Ordinance of the Borough of Tinton Falls, the Borough Council of the Borough of Tinton Falls is empowered to accomplish immediate effect to the aforementioned ordinance,

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that Ordinance #07-1236 shall become and is hereby made immediately effective upon adoption of this Resolution and in accordance with the statues and ordinances hereinbefore cited:

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. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

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

**R-07-489 RESOLUTION – REFUNDING ESCROW FEES - \$10,030.38 –
FOXCHASE/NUTMEG DEVELOPERS**

WHEREAS, the following listed applicant has posted consultant escrow fees in conjunction with a Planning Board application in accordance with the Borough of Tinton Falls Land Use Ordinance, and

WHEREAS, the Planning Board Secretary, Erin Swartz, has certified the following listed applicant's account is deemed closed and no additional funds for consultants will be required, and

WHEREAS, the Director of the Department of Audit, Accounts & Control has certified said funds are available for release.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that the consultant escrow fees are hereby authorized to be released/closed for the following applicant:

NUTMEG/FOXCHASE IV	1350-7376	\$ 0.00
NUTMEG FOXCHASE III PH III	1350-7418	0.25
FOXCHASE III/NUTMEG	1350-8004	37.50
FOXCHASE IV PH II	1350-9087	2,686.65
NUTMEG/TWIN BROOK	1350-A2531	5,307.75
NUTMEG OFFICE BLDG	1350-A3752	348.25
NUTMEG DEVELOPMENT CORP	1350-NW160	1,028.45
NUTMEG/PB98-30	1350-NW202	621.53
TOTAL		\$ 10,030.38

ROLL CALL

AYES: Mr. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

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

R-07-490 RESOLUTION – AUTHORIZING PURCHASE UNDER STATE CONTRACT

WHEREAS, various departments/divisions utilize open-end contracts for routine, recurring items which may, in the aggregate, exceed \$29,000.00 per annum; and

WHEREAS, these purchases are permitted under 40A:11-12, the New Jersey Satte Cooperative Purchasing Program; and

WHEREAS, these purchases are made on a unit price basis with the certification of availability of funds being provided by the Chief Financial Officer on each Purchase Order/Voucher for such items,

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Borough Council authorizes purchasing under valid 2007 ad 2008 State Contracts and subsequent renewals or extensions of the following

CONTRACT	VENDOR	NUMBER
Automotive Parts & Accessories 1/1/04 – 4/30/08	Air Brake & Equipment F & C Automotive National Parts & Supplies Naylors Rittenhouse-Kerr Ford Shrewsbury Auto/Naylors	57727 57816 57789 57821 57804 57819
Fuel Oil, Diesel, #1, 2 & Winter Mix 1/1/00 – 3/31/08	Marco Oil, T/A Allied Oil	41869
Gasoline, Automotive 4/1/06 – 3/31/06	Allied Oil, LLC	44183
Minicomputer/Microcomputers & Associated Products 7/1/97 – 12/31/07	Dell Gateway	81247 81239
Parts Only for Heavy Duty Equip. 6/1/03 – 5/31/08	Allied Diesel F & C Automotives Johnson & Towers	55119 55126 55121
Parts & Repairs for Road & Maintenance Equipment 9/1/07 – 8/31/10	Foley Equipment Giles & Ransome Jet-Vac Old Dominion Brush Sanitation Equipment Seely Trico Equip. U.S. Municipal Supply VanSant Equipment	69706 69706 69719 69726 69718 69713 69719 69715 69714

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Police & Homeland Security Equipment & Supplies 2/4/07 – 2/3/09	General Sales Administration t/a Major Police Supply Lanigans Lawmen Supply Co. Ray's Sport Shop	67886 67875 67872 67874
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CONTRACT	VENDOR	NUMBER
Power Tools & Accessories 8/1/06 – 7/31/08	Snap-On Tools	66103
Spark Plugs & Filters 11/1/03 – 1/31/08	National Parts Supply Co. VanSant Equip.	57014 57002
Sporting Goods 10/1/06 – 9/30/09	Leisure Unlimited	66833
Stationery & Office Supplies 9/1/04 – 8/31/08	Able Office Products	59763
Tires & Tubes 3/1/05 – 2/29/08	Edwards Tire Co. Goodyear Service Store	61418, 61419 & 61420 61419
Uniform Traffic Tickets 10/15/03 – 4/14/08	Miami Systems	56570

ROLL CALL

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

Mr. Tobin offered the following Resolution and moved its adoption, seconded by Mr. Baldwin.

R-07-491 RESOLUTION – REFUNDING TAX OVERPAYMENT

WHEREAS, an overpayment of 2007 Added Assessment Taxes has been made as a result of a Monmouth County Board of Taxation reduction in the assessed value for the year 2007 on the property known as:

Name	Block	Lot	Amount
Joel A. & Kim M. Davies 165 Riveredge Road Tinton Falls, NJ 07724	32.05	133	\$213.02

and

WHEREAS, said reduction has resulted in a overpayment of the 2007 taxes in the amount of \$213.02, as certified by the Borough Tax Collector.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$213.02 is hereby approved for the aforementioned property.

ROLL CALL

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

Mr. Tobin offered the following Resolution and moved its adoption, seconded by Mr. Baldwin.

R-07-492 RESOLUTION – REFUNDING TAX OVERPAYMENT

WHEREAS, an overpayment of 2007 Added Assessment Taxes has been made as a result of a Monmouth County Board of Taxation reduction in the assessed value for the year 2007 on the property known as:

Name	Block	Lot	Amount
Mark Shea & Pageen Patton 24 Society Hill Way Tinton Falls, NJ 07724	32.05	133	\$213.02

and,

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WHEREAS, said reduction has resulted in a overpayment of the 2007 taxes in the amount of \$396.12, as certified by the Borough Tax Collector.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$396.12 is hereby approved for the aforementioned property.

ROLL CALL

AYES: Mr. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

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

**R-07-493 RESOLUTION – AUTHORIZING TRANSFERS BETWEEN BUDGET
APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-58**

WHEREAS, N.J.S.A. 40A:4-58 provides for transfers as permitted between budget appropriations during the last two months of the fiscal year;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that transfers between 2007 Budget Appropriations be made as follows:

<u>Municipal Budget</u>	<u>FROM</u>	<u>TO</u>
Borough Clerk:		
Salaries & Wages	\$ 26,500	
Division of Streets:		
Salaries & Wages	33,000	
Building & Grounds:		
Other Expenses	20,000	
Division of Finance:		
Salaries & Wages		\$ 2,500
Division of Law:		
Other Expenses		35,000
Division of Police:		
Salaries & Wages		16,000
Utilities:		
Telephone		6,000
Electric		20,000
	\$ 79,500	\$ 79,500

ROLL CALL

AYES: Mr. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

Mr. Tobin offered the following Resolution and moved its adoption, seconded by Mr. Baldwin.

R-07-494 RESOLUTION – CANCELING 2007 BUDGET APPROPRIATIONS

WHEREAS, the following budget appropriation balances remain unexpended:

Current Fund: See Attached Sheets	\$250,000.00
Sewer Operating: See Attached Sheets	\$205,000.00

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

WHEREAS, the Chief Financial Officer is hereby authorized to reduce said cancellations should a situation(s) arise between December 27, 2007 and December 31, 2007 requiring additional funds. If the amounts listed on this resolution change, the Chief Financial Officer will provide the Borough Council an amended resolution at its next meeting.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that the above listed unexpended balances of the above funds be canceled.

ROLL CALL

AYES: Mr. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

Mr. Tobin offered the following Resolution and moved its adoption, Seconded by Mr. Morrill.

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R-07-495 RESOLUTION – APPROVAL OF BILLS – DECEMBER 27, 2007

WHEREAS, the Borough of Tinton Falls received certain claims against it by way of vouchers received during the period ending December 18, 2007.

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.

SUMMARY

GENERAL	\$ 614,706.57
TRUST	50,303.25
CAPITAL	182,918.82
DEVELOPERS ESCROW	83,010.92
GRANT FUND	1,441.20
SEWER	<u>226,648.43</u>
	\$ 1,159,029.19

ROLL CALL

AYES: Mr. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

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

R-07-496 RESOLUTION – REFUNDING TAX OVERPAYMENT

WHEREAS, an overpayment of 2005 1st half year added assessment taxes on the following property has been paid in error creating an overpayment by the Mortgage Company paying twice.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
Dorothy A. Walsh 101 Austin Street Tinton Falls, NJ 07712	124.62	23	\$42.07

and,

WHEREAS, said error has resulted in an overpayment of 2005 1st half added assessment taxes in the amount of \$42.07, as certified by the Borough Tax Collector.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$42.07 is hereby approved for the aforementioned property.

ROLL CALL

AYES: Mr. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

Mr. Tobin offered the following Resolution and moved its adoption, Seconded by Mr. Morrill.

R-07-497 RESOLUTION – REFUNDING TAX OVERPAYMENT

WHEREAS, an overpayment of 2003 4th quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company paying on the incorrect property.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
James A. Kadash 5 Pondview Road Tinton Falls, NJ 07724	55	1.10	\$2,163.12

and,

WHEREAS, said error has resulted in an overpayment of 2003 4th quarter taxes in the amount of \$2,163.12, as certified by the Borough Tax Collector.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$2,163.12 is hereby approved for the aforementioned property.

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ROLL CALL

AYES: Mr. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

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

R-07-498 RESOLUTION – REFUNDING TAX OVERPAYMENT

WHEREAS, an overpayment of 2007 taxes has been made as a result of a veteran's deduction for the year 2007 to property knows as:

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
William Berry 22 Karen Drive Tinton Falls, NJ 07753	124.49	24	\$250.00

and,

WHEREAS, said deduction has resulted in an overpayment of the 2007 taxes by the property owner in the amount of \$250.00, as certified by the Borough Tax Collector.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$250.00, is hereby approved for the aforementioned property.

ROLL CALL

AYES: Mr. Baldwin, Mr. Morrill, Mr. Tobin, Mr. Skudera

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

ADJOURNMENT

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

ROLL CALL

AYES: All in Favor

NAYS: None

ABSENT: Mr. Ford

ABSTAIN: None

TIME OF ADJOURNMENT: 5:56 P.M.

Respectfully Submitted,

Kelly M. Johns, Deputy Borough Clerk

APPROVED AT A MEETING HELD ON: MARCH 4, 2008