

Mayor Cooperhouse called the meeting to order at 7:30 PM. Mayor Cooperhouse read the Presiding Officer's Statement. Present were Council Members Burden, DeNofa, Dodge, Keegan, Menapace and Murphy. Also present was Borough Administrator Thomas Seaman and Borough Attorney Martin Barger.

RESOLUTION #2009-63 (Executive Session)

Mayor Cooperhouse read Resolution #2009-63 to enter into executive session.

Reconvene Public Meeting

Mayor Cooperhouse reconvened the regular meeting at 8:00 PM. Mayor Cooperhouse read the Presiding Officer's Statement. Present were Council Members Burden, DeNofa, Dodge, Keegan, Menapace and Murphy. Also present was Borough Administrator Thomas Seaman and Borough Attorney Martin Barger.

Salute to Flag

Mayor Cooperhouse led the Salute to the Flag.

Approval of Minutes: April 6, 2009

A motion was made by Councilman Burden, seconded by Councilman Dodge to approve the meeting minutes of April 6, 2009. The motion was approved by Roll Call Vote with all members present voting yes, except for Councilman DeNofa who abstained.

2009 Council Organization

Councilman Murphy read the appointments to the committees. A motion was made by Councilman Murphy, seconded by Councilman Menapace to approve the Amended Council reorganization for 2009. The motion was approved by Roll Call Vote with all members present voting yes.

**ORDINANCE NO. 928: SECOND READING/PUBLIC HEARING/ADOPTION –
Ordinance to Amend the Code of the Borough of Shrewsbury by Amending Chapter 94,
Zoning and Land Development, 94-8.34, Signs (Withdrawn)**

Mayor Cooperhouse turned the meeting over to Councilman Dodge who noted the letter dated May 26th with recommended changes from the Planning Board. There were three listed in the Board's letter to the Mayor and Council. Borough Attorney Barger indicated that there were major changes and asked for authorization to amend the Ordinance. A motion was made by Councilman Dodge, seconded by Councilman Menapace to withdraw Ordinance 928 and authorize the Borough Attorney to draft the appropriate revisions for reintroduction on First Reading at our next Council Meeting. The motion was approved by Roll Call Vote with all members present voting yes, except for Councilman Murphy who abstained.

Open Meeting to the Public

A motion was made by Councilman Dodge, seconded by Councilman Burden to open the meeting to the public. The motion was approved by Roll Call Vote with all members present voting yes.

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Bruce Shapiro of the National Board of Realtors indicated that he agreed with the change.

Clair Ward, Birch Drive questioned signs and are they still allowed as well as garage sale signs on utility poles.

Close Meeting to the Public

A motion was made by Councilman Burden, seconded by Councilman Dodge to close the meeting to the public. The motion was approved by Roll Call Vote with all members present voting yes.

Ordinance No. 928 will be reintroduced for First Reading at the second meeting in June.

RESOLUTION #2009-64 (Authorize Step Increase: Patrolman Ryu Washburne)

A motion was made by Councilman Burden, seconded by Councilman Keegan to approve Resolution #2009-64 authorizing a step increase for Patrolman Ryu Washburne to Patrolman First Class effective June 13, 2009. The motion was approved by Roll Call Vote with all members present voting yes.

RESOLUTION #2009-65 (Authorize Return of Street Opening Escrow Deposit)

A motion was made by Councilman Burden, seconded by Councilman Menapace to approve Resolution #2009-65 releasing the unused inspection escrow deposit of Michael Zazzarino. The motion was approved by Roll Call Vote with all members present voting yes.

RESOLUTION #2009-66 (Authorize Return of Overpayment of Fire Fees to Williams Sonoma)

A motion was made by Councilman Murphy, seconded by Councilman Menapace to approve Resolution #2009-66 authorizing the return of overpayment of fire fees to Williams Sonoma. The motion was approved by Roll Call Vote with all members present voting yes.

RESOLUTION #2009-67 (Authorize Return of Overpayment of Fire Fees to the Gymboree)

A motion was made by Councilman Burden, seconded by Councilman Menapace to approve Resolution #2009-67 authorizing the return of overpayment of fire fees to Gymboree. The motion was approved by Roll Call Vote with all members present voting yes.

RESOLUTION #2009-68 (Authorize Return of Overpayment of Construction Fees to Peter Pacifico)

A motion was made by Councilman Burden, seconded by Councilman Dodge to approve Resolution #2009-68 authorizing the return of overpayment of construction fees to Peter Pacifico. The motion was approved by Roll Call Vote with all members present voting yes.

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RESOLUTION #2009-69 (Authorize Return of Overpayment of Construction Fees to Neil Grote)

A motion was made by Councilman Burden, seconded by Councilman Dodge to approve Resolution #2009-69 authorizing the return of overpayment of construction fees to Neil Grote. The motion was approved by Roll Call Vote with all members present voting yes.

RESOLUTION #2009-70 (Authorize Refund of Overpayment of Taxes)

A motion was made by Councilman Murphy, seconded by Councilman Menapace to approve Resolution #2009-70 authorizing the refund of overpayment of taxes to Timothy and Susan Burbick. The motion was approved by Roll Call Vote with all members present voting yes.

RESOLUTION #2009-71 (2009 Summer Camp Salaries)

A motion was made by Councilman Keegan, seconded by Councilman Menapace to approve Resolution #2009-71 authorizing the hiring of a temporary staff for the 2009 summer recreation program and setting salaries. The motion was approved by Roll Call Vote with all members present voting yes.

RESOLUTION #2009-72 (Issuance of 2009 Towing Licenses)

A motion was made by Councilman Burden, seconded by Councilman Dodge to approve Resolution #2009-72 authorizing the approval of towing licenses from May 1, 2009 through April 30, 2010. The motion was approved by Roll Call Vote with all members present voting yes.

RESOLUTION #2009-73 (2008 Recycling Tonnage Grant)

A motion was made by Councilman Menapace, seconded by Councilman Dodge to approve Resolution #2009-73 authorizing the recycling tonnage grant. The motion was approved by Roll Call Vote with all members present voting yes.

RESOLUTION #2009-74 (Re-Appointment of Construction Code Official)

A motion was made by Councilman Burden, seconded by Councilman Dodge to approve Resolution #2009-74 reappointing Cary Costa to the position of Construction Code Official for 4 years effective May 1, 2009. The motion was approved by Roll Call Vote with all members present voting yes.

RESOLUTION #2009-75 (Re-Appointment of Fire Sub-Code Official)

A motion was made by Councilman Burden, seconded by Councilman Dodge to approve Resolution #2009-75 reappointing Cary Costa as State Licensed Fire Sub-Code Official for 4 years effective May 1, 2009. The motion was approved by Roll Call Vote with all members present voting yes.

Administrator's Report

Administrator Seaman advised that the Sickles Avenue project may be completed next week and the West End Avenue project will begin next week. The Borough Engineer recommended that the Borough submit an application for Laurel Street for the 2010 NJDOT Grant for the road and existing sidewalk. His fee would not exceed \$800.00. The Council noted that they had discussed this project in the past. *A motion was made by Councilman Murphy, seconded by Councilman Burden to authorize the Borough Engineer to apply for a grant for the Laurel Street improvements at a cost not to exceed \$800.00. The motion was approved by Roll Call Vote with all members present voting yes.*

Administrator Seaman noted that the Borough Engineer has three quotes for the installation of the backstop and netting at the Sickles Park small Ball Field. The funds are to be paid from the Open Space Trust Fund and Taylor Fence was the only complete quote for \$4,150.00. Councilman Keegan explained that the balls kept getting either lost or going into the neighboring residence property. *A motion was made by Councilman Keegan, seconded by Councilman Dodge to authorize the contract with Taylor Fence for the installation of the backstop and netting for Sickles Park Ball Field at a cost of \$4,150.00. Councilman Burden said he had a problem with depleting the Open Space Fund.*

The motion was approved by Roll Call Vote with all members present voting yes, except for Councilman Burden who voted no.

Reports of Council

Councilman Dodge had no report.

Councilman Burden reported that Monmouth County is holding a shredding event here in the Borough parking lot on Saturday, June 6th from 9:00 AM to 1:00 PM. He also noted the County has enlisted a couple of other locations and dates as well.

Councilman Burden also reported that the Police Department has received a grant for some bicycles and will be receiving them some time in July. The Police have also been involved in some alcohol prevention projects with the Shrewsbury Borough School and Red Bank Regional. The Department also participated in a motor vehicle inspection over by Big Red.

Councilman Keegan had no report.

Councilman Murphy had no report.

Councilman Menapace reported that the DPW will mulch around the trees at the Municipal Complex and cleaning up around the Gazebo. He also reported that they are waiting for the DPW Audit to see what the Borough will do as far as recycling efforts and procedures.

Mayor's Report

Mayor Cooperhouse reported that the Central Jersey Council of Governments, a council of over 30 Monmouth County communities, have come together to see where they will be able to share services. Mayor Cooperhouse would like to discuss joining. The fee is \$300.00 annually. *A motion was made by Councilman Burden, seconded by Councilman Keegan to authorize the Mayor to execute an agreement with the Central Jersey Council of Governments. The motion was approved by Roll Call Vote with all members present voting yes.*

Mayor Cooperhouse also reported a discussion that he had with Mayor Menna about the New Jersey Transit meeting attended by a Freeholder. He advised that a Freeholder had signed off on the MOM Line coming into Red Bank,; this wasn't verified, Mayor Menna just wanted us to know. Mayor Cooperhouse spoke to Jennifer Beck's office immediately, before it hit the papers and when it did there was some backtracking on positions. He advised for the record that the Council is vehemently opposed to this rail line. He said that Mayor Menna is calling all surrounding Mayors that are affected by this, to group together. After this came out, we were then told that the Freeholders were against the line. Mayor Cooperhouse said he will ask for a resolution against the MOM Line from the Two River Council of Mayors. He assured that this proposed line coming into Red Bank is not a done deal at all.

Councilman Dodge reiterated how strongly the Council feels in opposition to the MOM Line.

Councilman Menapace also reiterated Councilman Dodge's feelings and interjected that he spoke with someone at New Jersey Transit who informed him that the only reason they wanted to use this line is that the rail was already there and it would be cheaper, even though the ridership would be the lowest.

Correspondence

There was no correspondence to report.

Open Meeting to the Public

A motion was made by Councilman Burden, seconded by Councilman Keegan to open the meeting to the public. The motion was approved by Roll Call Vote with all members present voting yes.

Claire Ward, 100 Birch Drive showed the MOM Line map and advised of her efforts since 1991 fighting the MOM Line and she had an original ordinance from New Jersey Transit, whereby they promised not to build a computer line on the Blue Comet Line (which runs across Sycamore Avenue) which is not a suitable track for high speed trains as it used to be strictly for freight trains. She pointed out how Governor Corzine says one thing in Ocean County and another in Middlesex County. She stressed that the Borough must be vigilant and proactive in opposition and she will continue to attend meetings throughout the state in opposition.

Mayor Cooperhouse thanked her for her information and responded that he may be able to provide more information after Saturday's meeting with the Council of Mayors.

Lorraine Kelleher, 17 Trafford Street question whether or not anyone from the Borough goes to the MOM meetings to represent the Borough. She said it would be tragic if this line is utilized it is literally in our backyards. She also said the train crosses Sycamore, Patterson Avenue, Shrewsbury and Newman Springs Road, if this line is used, it could pose a safety issue for our emergency Services and the residents as we would be completely blocked in, it would be a nightmare.

Mayor Cooperhouse said that when he knows that a meeting will be held he goes to the meeting.

Councilman Menapace also noted that the train crosses four (4) grade crossings and Mrs. Kelleher was right, if utilized, it could pose a safety issue for our emergency Services and the residents alike.

Mrs. Kelleher asked if in the future he can put a discussion like this on the Agenda for we know about it.

The Mayor responded that we would.

Dr. Pudge Brodsky, 85 Thornbrooke Drive represents the Thornbrooke residents and they are very concerned and asked to be kept informed.

Arnie Forest, 41 Thornbrooke Drive advised the Council to keep a strong backbone and fight this.

Pudge Brodsky, 85 Thornbrooke Drive indicated that he was disturbed by tone of the article in the "Asbury Park Press".

Anne Itri, 120 Birch Drive said she also objects to the MOM Line and questioned how do we voice our objections to the line.

Mayor Cooperhouse responded at the meeting with the local towns and once a game plan is in place we will make our joint statement known. It will be on the website or we will use the reverse 911 to get the word out.

Claire Ward, 100 Birch Drive advised that she had the original Ordinance and Judgment from New Jersey Transit wherein they promised not to build a commuter line on the Comet Line.

Gloria Emrick, 24 Trafford Street asked whether or not there could be eminent domain or condemnation in the future here.

Mayor Cooperhouse said it very well could be.

Lorraine Kelleher, 17 Trafford Street asked Councilman Murphy how he thought this would affect home values.

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Councilman Murphy responded that it will affect home values; the construction of the line makes no sense and would devalue homes in the Borough.

Close Meeting to the Public

A motion was made by Councilman Burden, seconded by Councilman Menapace to close the meeting to the public. The motion was approved by Roll Call Vote with all members present voting yes.

Payment of Bills

A motion was made by Councilman Murphy, seconded by Councilman Menapace to authorize payment of all bills as submitted by the Chief Financial Officer. The motion was approved by Roll Call Vote with all members present voting yes.

Cancel Council Meetings

Mayor Cooperhouse proposed that the second Council Meetings of the months of July and August be cancelled; they would have been held on July 15th and August 20th. *A motion was made by Councilman Dodge, seconded by Councilman DeNofa to amend the Schedule of Meetings to limit the meetings in July and August to the first Monday of each month. The motion was approved by Roll Call Vote with all members present voting yes.*

ADJOURNMENT

A motion to adjourn at 9:35 PM was made by Councilman Dodge, seconded by Councilman Menapace and approved by Roll Call Vote with all members present voting yes.

Attest: _____
Lynn A. Spillane, CMC – Municipal Clerk

Approve: _____
Terel Cooperhouse, Mayor