

**AUGUST 3, 2009**

Mayor Cooperhouse called the meeting to order at 7:00 PM. Mayor Cooperhouse read the Presiding Officer's Statement. Present were Council Members DeNofa, Dodge, Keegan, Menapace and Murphy. Councilman Burden was present for Executive Session but absent for the Regular Meeting. Also present was Borough Administrator Thomas Seaman and Borough Attorney Martin Barger.

**RESOLUTION #2009-88 (Executive Session)**

Mayor Cooperhouse read Resolution #2009-88 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 DeNofa, Dodge, Keegan, Menapace and Murphy. Also present was Borough Administrator Thomas Seaman and Borough Attorney Martin Barger.

Councilman Burden left the meeting at 8:02 PM.

**Salute to Flag**

Mayor Cooperhouse led the Salute to the Flag.

**Approval of Minutes: June 1, 2009**

A motion was made by Councilman Menapace, seconded by Councilman DeNofa to approve the regular meeting minutes of June 1, 2009. The motion was approved by Roll Call Vote with all members present voting yes.

**Approval of Minutes: June 15, 2009**

A motion was made by Councilman Menapace, seconded by Councilman DeNofa to approve the regular meeting minutes of June 15, 2009. The motion was approved by Roll Call Vote with all members present voting yes except for Councilman Dodge who abstained.

**ORDINANCE NO. 931: 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**

**Open Hearing to the Public**

Councilman Dodge explained the Ordinance. A motion was made by Councilman Dodge, seconded by Councilman Keegan to open the meeting to the public to discuss Ordinance No. 931. The motion was approved by Roll Call Vote with all members present voting yes.

Carol Clark of 203 Garden Road commented on the Ordinance.

**Close Hearing to Public**

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

**Adopt**

A motion was made by Councilman Dodge, seconded by Councilman Menapace to adopt Ordinance No. 931, AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SHREWSBURY BY AMENDING CHAPTER 94, ZONING AND LAND DEVELOPMENT, 94-8.34, SIGNS, despite the recommendations of the Planning Board in their July 16, 2009 letter. The motion was approved by Roll Call Vote with all members present voting yes except for Councilman Murphy who abstained.

**CAPITAL ORDINANCE NO. 933: SECOND READING/PUBLIC HEARING/ADOPTION:  
Purchase of Ford Expedition for the Police Department**

**Open/Close Hearing to the Public**

A motion was made by Councilman Menapace, seconded by Councilman Murphy to open the meeting to the public to discuss Ordinance No. 933. The motion was approved by Roll Call Vote with all members present voting yes.

Carol Clark, 203 Garden Road asked why tinted windows on the police cars and is the Borough purchasing fuel efficient vehicles. She also asked if the Borough is replacing the Durango.

Administrator Seaman responded that the Durango will stay in the fleet. It is not sufficient for towing and will be used as a sergeant vehicle.

Ms. Clark questioned the gas efficiency and noted that patrol cars are not fuel efficient and 8 cylinder four wheel drive is not necessary.

Councilman Murphy responded that the patrol cars are not fuel efficient. They are 8 cylinder vehicles and the four wheel drive is not necessarily fuel efficient, but the difference is not as significant as one is led to believe.

Ms. Clark questioned the tinting.

Councilman Menapace said he met with the Chief of Police and the police felt it was important to deaden the sun glare and not enable people outside to see in the vehicle.

Mayor Cooperhouse indicated that he was not sure of the significance of Ms. Clark's concerns and said that the Borough is community minded and the police officers are involved with the

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community. Councilman Menapace also added that the tinted windows were also for privacy information on the computer screen.

**Close Hearing to Public**

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

**Adopt**

A motion was made by Councilman Menapace, seconded by Councilman Murphy to adopt Ordinance No. 933, AN ORDINANCE AUTHORIZING THE PURCHASE OF A FORD EXPEDITION FOR THE BOROUGH OF SHREWSBURY POLICE DEPARTMENT. The motion was approved by Roll Call Vote with all members present voting yes.

**BOND ORDINANCE NO. 934: SECOND READING/PUBLIC HEARING/ADOPTION:  
Purchase of Fire Equipment for Shrewsbury Hose Company No. 1**

**Open/Close Hearing to the Public**

Councilman DeNofa explained the federal requirement that turn-out gear must be replaced. A motion was made by Councilman DeNofa, seconded by Councilman Dodge to open the meeting to the public to discuss Ordinance No. 934. The motion was approved by Roll Call Vote with all members present voting yes. Seeing no one to speak, a motion was made by Councilman Menapace, 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.

**Adopt**

A motion was made by Councilman Menapace, seconded by Councilman Dodge to adopt Ordinance No. 934, AN ORDINANCE AUTHORIZING THE PURCHASE OF FIRE EQUIPMENT FOR SHREWSBURY HOSE COMPANY NO. 1. The motion was approved by Roll Call Vote with all members present voting yes.

**CAPITAL ORDINANCE NO. 935: INTRODUCTION/FIRST READING: - Providing for  
Equipment for the Police Department, and Appropriating \$20,500.00**

Councilman Menapace explained the need for the Ordinance. A motion was made by Councilman Menapace, seconded by Councilman Dodge to authorize the introduction/first reading of Ordinance No. 935, AN ORDINANCE PROVIDING FOR EQUIPMENT FOR THE POLICE DEPARTMENT, AND APPROPRIATING \$20,500.00 THEREFORE. The motion was approved by Roll Call Vote with all members present voting yes except for Councilman Murphy who abstained. Second Reading Public Hearing will be on September 8, 2009, at or near 8:00 PM.

\*\*Councilman Keegan left the meeting at 8:35 PM.

**CAPITAL ORDINANCE NO. 936: INTRODUCTION/FIRST READING: - Providing for the  
Purchase of a Security System for the First Aid Squad, and Appropriating \$3,800.00**

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A motion was made by Councilman Dodge, seconded by Councilman Murphy to authorize the introduction/first reading of Ordinance No. 936, AN ORDINANCE PROVIDING FOR THE PURCHASE OF A SECURITY SYSTEM FOR THE FIRST AID SQUAD, AND APPROPRIATING \$3,800.00 THEREFORE. The motion was approved by Roll Call Vote with all members present voting yes except for Councilman Murphy who abstained. Second Reading Public Hearing will be on September 8, 2009, at or near 8:00 PM.

**RESOLUTION #2009-89 (Extending the Grace Period for 3<sup>rd</sup> Quarter 2009 Taxes)**

A motion was made by Councilman Menapace, seconded by Councilman DeNofa to approve Resolution #2009-89 extending the grace period for 3<sup>rd</sup> quarter 2009 taxes. The motion was approved by Roll Call Vote with all members present voting yes.

**RESOLUTION #2009-90 (Authorizing the Borough of Shrewsbury to Take Part in a Regional Feasibility Study for the Purpose of Promoting Shared Services for Solid Waste & Recycling)**

A motion was made by Councilman Murphy, seconded by Councilman Menapace to approve Resolution #2009-90 authorizing the Borough of Shrewsbury to take part in a regional feasibility study for the purpose of promoting shared services for solid waste and recycling. The motion was approved by Roll Call Vote with all members present voting yes.

**RESOLUTION #2009-91 (Part Time Fill In Dispatcher Released from Probationary Status)**

A motion was made by Councilman Menapace, seconded by Councilman DeNofa to approve Resolution #2009-91 to release part-time fill-in Dispatcher, Ryan Cullinane, from probationary status. The motion was approved by Roll Call Vote with all members present voting yes.

**RESOLUTION #2009-92 (Release of Business Surety Bond for AngelMed)**

A motion was made by Councilman Menapace, seconded by Councilman Dodge to approve Resolution #2009-92 authorizing the release of the Business Surety Bond for AngelMed. The motion was approved by Roll Call Vote with all members present voting yes.

**RESOLUTION #2009-93 (Release of Business Surety Bond for Med Force)**

A motion was made by Councilman Menapace, seconded by Councilman Dodge to approve Resolution #2009-93 authorizing the release of the Business Surety Bond for Med Force. The motion was approved by Roll Call Vote with all members present voting yes.

**RESOLUTION #2009-94 (Award Bid for Resurfacing of Sickles Tennis Courts)**

A motion was made by Councilman Menapace, seconded by Councilman Murphy to approve Resolution #2009-94 awarding the bid for resurfacing of Sickles Park Tennis Courts to Frye's Athletic Surfaces in the amount of \$81,815.00 as recommended by the Borough Engineer. The motion was approved by Roll Call Vote with all members present voting yes.

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**RESOLUTION #2009-95 (Appoint Part Time Deputy Court Administrator)**

A motion was made by Councilman Dodge, seconded by Councilman Menapace to approve Resolution #2009-95 appointing Susan Milnes as part-time Deputy Court Administrator. The motion was approved by Roll Call Vote with all members present voting yes.

**Change Orders: Sickles Place +\$926.50      West End Avenue +\$13,022.00**

A motion was made by Councilman Murphy, seconded by Councilman Dodge to approve the change orders for Sickles Place and West End Avenue as recommended by the Borough Engineer. The motion was approved by Roll Call Vote with all members present voting yes.

**Approval New Members Hose Co. No. 1: a) Neil Cashes b) Robert Garrison**

A motion was made by Councilman Dodge, seconded by Councilman DeNofa to appoint Neil Cashes and Robert Garrison as new members of Hose Company No. 1. The motion was approved by Roll Call Vote with all members present voting yes.

**Facilities Use Request Application: Sal's Appreciation Day, 8/30/09 (Attachments & Map)**

A motion was made by Councilman Murphy, seconded by Councilman Menapace to **deny** the request for Sal's Appreciation Day. The motion to deny the request, was approved by Roll Call Vote with all members present voting yes except for Councilman DeNofa who abstained.

**Approval Foundation for Shrewsbury Education Annual 5-K Run - Oct. 18, 2009**

A motion was made by Councilman Menapace, seconded by Councilman Dodge to approved the request for the Shrewsbury Education's Annual 5-K Run on October 18, 2009. The motion was approved by Roll Call Vote with all members present voting yes.

**Approval: Raffle #2009-06: Family & Children Services @ the Feaster Home on 9/9/09**

A motion was made by Councilman DeNofa, seconded by Councilman Murphy to approve Raffle Application #2009-06 for Family and Children Services at the Feaster Home on September 9, 2009. The motion was approved by Roll Call Vote with all members present voting yes.

**Approval: Raffle #2009-07: Education Foundation of L.S. @ Shadowbrook on 11/20/09**

A motion was made by Councilman DeNofa, seconded by Councilman Murphy to approve Raffle Application #2009-07 for the Education Foundation of L.S. at the Shadowbrook on November 20, 2009. The motion was approved by Roll Call Vote with all members present voting yes.

**Approval: Raffle #2009-08: Christ Church @ Christ Church on 12/5/09**

A motion was made by Councilman DeNofa, seconded by Councilman Murphy to approve Raffle Application #2009-08 for the Christ Church at Christ Church on December 5, 2009. The motion was approved by Roll Call Vote with all members present voting yes.

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**Approval of Hold Harmless Agreement Between Monmouth County Mosquito Commission and Shrewsbury Borough for un-named Tributary of Little Silver Creek**

A motion was made by Councilman Murphy, seconded by Councilman Dodge to authorize the Mayor to execute a Hold Harmless Agreement with the Monmouth County Mosquito Commission. The motion was approved by Roll Call Vote with all members present voting yes.

**Administrator's Report**

Administrator Seaman reported that he needed a formal motion from the Council to waive the permit fees to the emergency generator at the Shrewsbury Borough Elementary School. *A motion was made by Councilman Murphy, seconded by Councilman Menapace to waive the permit fees required to install the emergency generator at the Shrewsbury Borough Elementary School. The motion was approved by Roll Call Vote with all members present voting yes.*

Administrator Seaman also reported that the tax bills were sent out last Friday.

Administrator Seaman also advised the Council that some of the Borough employees requested information on a deferred compensation program. AXA Equitable is a company that offers a plan. The plan would be at no cost to the Borough only contributions by the individuals. Mayor Cooperhouse indicated that he would prefer to have the information reviewed by the Borough Attorney before the Council discusses the matter.

Administrator Seaman also reported that the Board of Freeholders has announced that there are municipal recycling service improvement grants available and the Borough is looking into obtaining a grant.

**Reports of Council**

**Councilman Dodge** reported on the changes in health insurance and the options available. There is a potential savings of between \$18,000.00 and \$19,000.00 per year. He also brought to the Council's attention complaints from some residents concerning the Seashore Estates Land Filling and the necessity for continual monitoring of the fill for that project as well as their start times in the morning.

Mayor Cooperhouse asked if the Borough Administrator could obtain some information on what is going on over at that project; perhaps talk to the Borough Engineer.

**Councilman DeNofa** reported that the First Aid Squad wanted to do a simulated car accident in the Municipal Building parking lot on August 18<sup>th</sup> in the evening as a drill. He also advised that Chief Gibson would like to recognize the fire fighters who saved the peoples' lives on Paterson Avenue with a Life Saver Award. Mayor Cooperhouse indicated it would be on the first meeting in September.

**Councilman Murphy** had no report.

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**Councilman Menapace** reported that the DPW's request that a new wheel loader for a total cost of \$128,605.00 of which \$123,605.00 will be from recycling trust money. The loader is used for clearing brush, leaf pickup in the fall and it is also used for snow removal and it is a replacement of an existing vehicle. *A motion was made by Councilman Menapace, seconded by Councilman Dodge to authorize the DPW purchase of a new wheel loader in the amount of \$128,605.00. The motion was approved by Roll Call Vote with all members present voting yes.*

Councilman Menapace also provided a full report on the Fort Monmouth Parkers Creek Stream Bank Revitalization by the Fort Monmouth. Councilman Menapace has received copies of the studies and he reviewed a power point presentation that was presented. He will review the documents and determine if the NJDEP certifications are being followed. He gave sincere thanks to Mr. Fingado, a resident on Blades Run Drive who brought this to the Borough's attention.

### **Mayor's Report**

Mayor Cooperhouse indicated that he received a resolution opposing the MOM Line which was passed by all members of the Freeholders. He asked for authorization for the Borough Attorney to prepare a resolution against the MOM Line. *A motion was made by Councilman Dodge, seconded by Councilman DeNofa to authorize the attorney to prepare a Resolution opposing the MOM Line. The motion was approved by Roll Call Vote with all members present voting yes.*

Mayor Cooperhouse also noted that he received a request from Zachary Edger, a young man who wants to adopt some Borough storm drains. Mayor Cooperhouse asked that Administrator Seaman contact Mr. Edger to set up a meeting.

Councilman Menapace asked if possibly Frank Clark could oversee the Scout's project. The consensus of Council was approval of the Scout project.

### **Correspondence**

The Borough Clerk noted a memo to the Council from Deputy Clerk Kathleen Krueger concerning Officer Frank Neary and an incident that she witnessed.

### **Open Meeting to the Public**

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

Carol Clark, 203 Garden Road asked about the stagnant water behind the Avenue of Commons and would the Council look into it. Ms. Clark also asked if the contractor for the tennis courts is going to dig under the courts to fix the drainage and put new soil in.

The Council will look into any problems with the Kara Homes site.

Councilman Menapace answered that the tennis court resurfacing process will not be as extensive as that because all of that work will only cost \$81,000.00. He also said this work is guaranteed for 25 years.

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Carol Clark Suggested it would be a good idea for Police to step up surveillance around the park at night and you should probably put locks on the tennis courts.

Hermann Allen, 54 Thornbrook Drive asked about the “Sal’s Appreciation Day” request.

Mayor Cooperhouse responded and indicated that the Council had denied the request.

Gus Fingado, Blades Run thanked the Councilman Bill Dodge and Councilman Tom Menapace for attending the meeting at Fort Monmouth. He indicated his concerns about flooding in the adjacent areas.

**Close Meeting to the Public**

A motion was made by Councilman Murphy, 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.

**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.

**Adjourn to Executive Session**

A motion was made by Councilman Dodge, seconded by Councilman Menapace to enter into an executive session at 9:50 PM. The motion was approved by Roll Call Vote with all members present voting yes.

**Reconvene Regular Meeting**

Mayor Cooperhouse reconvened the public meeting at 11:00 PM. Present were Council Members Council Members DeNofa, Dodge and Menapace. Council Members Burden, Keegan and Murphy were absent. Also present was Borough Administrator Thomas Seaman and Borough Attorney Martin Barger.

**ADJOURNMENT**

A motion to adjourn at 11:05 PM was made by Councilman Menapace, seconded by Councilman Dodge and approved by Roll Call Vote with all members present voting yes.

Attest: \_\_\_\_\_  
Lynn A. Spillane, CMC – Municipal Clerk

Approve: \_\_\_\_\_  
Terel Cooperhouse, Mayor