

December 19, 2011

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

***Councilman Dodge was absent.*

Salute to Flag

Mayor Burden led the Salute to the Flag.

***Councilman Dodge arrived at 7:32PM.*

Approval of Minutes: Council Meeting November 21, 2011

A motion was made by Councilman Menapace, seconded by Councilman DeNofa to approve the meeting minutes of November 21, 2011. The motion was approved by Roll Call Vote with Councilman DeNofa, DeSalvo, and Menapace voting yes. Councilmen Dodge, Meyer and Pellegrino abstained.

Approval of Minutes: Council Meeting December 5, 2011

A motion was made by Councilman DeNofa, seconded by Councilman Dodge to approve the meeting minutes of December 5, 2011. The motion was approved by Roll Call Vote with Councilman DeNofa, DeSalvo, Dodge, and Meyer voting yes. Councilmen Menapace and Pellegrino abstained.

Resolution #2011-82 (Hire Full Time Probationary Patrolman, Ryan Fisk)

Councilman Menapace stated that he wanted to provide a little background on Ryan Fisk and explained that Mr. Fisk is 26 years old from Wall Township, a graduate of St. Rose High School and Monmouth University with a bachelor's degree in criminal justice. He stated that Mr. Fisk also completed the "Special 1" Course at the Monmouth Police Academy. Mr. Menapace stated that Ryan came to the attention of the Shrewsbury Police Department after working as a part-time police dispatcher for the Borough. Councilman Menapace explained that when there was a vacancy for a patrolman, a search was conducted and based on the recommendations of the commanding officers and the Chief and with the over whelming support of the rank and file, it was determined that Mr. Fisk was someone that the Borough should be hiring as a police officer. He stated that this decision was based on Mr. Fisk's performance at the Borough as a dispatcher in addition to the type of individual he is. Councilman Menapace related that becoming a police officer had been a career goal for Mr. Fisk and that he felt the Borough will be getting an extremely good police officer. He explained that Mr. Fisk will begin his training by attending the Police Academy in January and will be serving the Borough on the streets by May.

Councilman Menapace read Resolution #2011-82 in full. A motion was made by Councilman Menapace, seconded by Councilman Dodge to approve Resolution #2011-82 to hire full time probationary Patrolman Ryan Fisk. The motion was approved by Roll Call Vote with all members present voting yes.

Mayor Burden asked Mr. Fisk to come forward and issued the Oath of Office to Mr. Fisk as his parents held the Bible. Mr. Fisk's girlfriend, Jessica Charmel, pinned his badge on him. The Mayor and Council congratulated Mr. Fisk.

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Resolution #2011-83 (Appropriation Transfer #3)

Mr. Seaman explained that this is a budget transfer for \$10,000 from streets and roads to medical insurance and the Hose Company and that this will cover the bills for the rest of the year. A motion was made by Councilman Dodge, seconded by Councilman Pellegrino to approve Resolution #2011-83. The motion was approved by Roll Call Vote with all members present voting yes.

Resolution #2011-84 (Approving Changes to Existing Deferred Compensation Plan)

Mr. Seaman explained this was a required update for the Borough's deferred compensation plan for the Borough employees that choose to participate and that the Borough was required by the State to make these minor changes. He explained the Borough last updated this in 2006. A motion was made by Councilman Dodge, seconded by Councilman Pellegrino to approve Resolution #2011-84.

Councilman Pellegrino requested that two typographic errors be corrected. The motion was approved by Roll Call Vote with all members present voting yes.

Resolution #2011-85 (Renewal of Liquor License for Gorwin Corporation)

Clerk Krueger stated that the Borough received notification that the Director of the Division of Alcoholic Beverage Control at the State had granted an extension of an additional two years on a pocket liquor license for the Gorwin Corporation (Memory Lanes). She explained that a special ruling had to be made at the State level because they exceeded their time limit on holding a pocket license. A motion was made by Councilman Pellegrino, seconded by Councilman Menapace to approve Resolution #2011-85. The motion was approved by Roll Call Vote with all members present voting yes.

ORDINANCE NO. 975- SECOND READING/PUBLIC HEARING/ADOPTION: An Ordinance to Amend the Code of the Borough of Shrewsbury by Amending Chapter 94, Zoning and Land Development

Mayor Burden stated that this ordinance effects the property behind the county library.

Open Meeting to the Public

A motion was made by Councilman Pellegrino, seconded by Councilman DeNofa to open the meeting to the public for discussion on Ordinance No. 975. The motion was approved by Roll Call Vote with all members present voting yes.

Close Meeting to the Public

Seeing no one wishing to speak, a motion was made by Councilman Pellegrino, 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.

Councilman Meyer stated that the Planning Board recommended the adoption of this ordinance in addition to making the set back from the interior of the sidewalk. Attorney Barger stated he made a modification as per the request of the Planning Board and informed the Council that they have the latest copy of the modified version as the petitioner requested.

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Adopt

A motion was made by Councilman Pellegrino, seconded by Councilman DeNofa to adopt Ordinance No. 975. The motion was approved by Roll Call Vote with all members present voting yes.

Administrator's Report

Mr. Seaman stated that the Borough needs to renew the shared service agreement with Middletown for Social Services for another three years at a cost of \$5,000 per year. He explained that the Borough has had this agreement for at least ten years with Middletown to take care of any welfare issues within the town. *A motion was made by Councilman Menapace, seconded by Councilman DeNofa authorizing the Mayor to sign the shared service agreement with Middletown. The motion was approved by Roll Call Vote with all members present voting yes.*

Mr. Seaman stated that work has begun on the 2012 Borough Directory and that if anyone has any changes to please notify him. He stated that it should be mailed out in the first quarter of the New Year. Mr. Seaman explained that on December 9th the Borough held its tax sale and stated that all their certificates for 2010 taxes were sold to third parties.

Councilman DeNofa's Report

Councilman DeNofa stated that he met with the Borough Engineer, Dave Cranmer, and the Mayor to discuss the K. Hovnanian project. He explained that public improvements have been completed and the sub-contractor continues to use the Patterson Avenue entrance for which he will continue to receive warnings that this is not allowed. The Borough Engineer will monitor this situation. He stated that the Blades Run project has been completed, the pothole located at The Avenue at the Common has been repaired and Winding Brook Way has been repaved. Mr. DeNofa informed the Council that the final cost was within 5% of the original cost. He stated that Seashore Estates should be paving this week weather permitting. He informed the Council that the Montessori School on White Road is under construction and that they intend to open in August.

Councilman DeNofa stated that he spoke to Mr. Cranmer about possibly putting a maintenance contract together for the worst roads in the Borough and the cost to repair them. He noted that he would keep the Council informed on this issue.

Councilman DeNofa stated that he had a meeting with DPW and Councilman DeSalvo and that Patterson Avenue Park will again be under construction this winter. He stated that Mr. Wentway and Mr. Neis spoke with Advanced Recovery, a recycling company from the Newark area, and explained that they would pay for the material that the Borough is collecting in the electronic recycling container. He stated that they would be on site for the 2012 Earth Day Fair free of charge and stated that there will be more to report on concerning this once he speaks to the Environmental Commission.

Councilman DeNofa stated that DPW now has a cell phone recycling container in their office and that the procedures for its use will be available soon. He revisited the issue of scavengers picking up metal on bulk pick up day and explained the problem with this was that there was an ordinance against it and that the Borough loses money because DPW receives compensation for the Borough for these materials. Councilman DeNofa stated that the Borough needs to enforce a restriction on this and asked if something could be posted on the Borough's website bringing this issue to everyone's attention

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before the next bulk pickup. Councilman DeNofa stated that DPW had asked for some quotes to do tree trimming and tree removal in places where the trees are too large for DPW to handle. This includes a 147 foot oak tree on Elm Lane and at Patterson Park however, he informed the Council that currently they have received only one bid.

Councilman DeNofa stated that DPW has asked if the fees for renting the containers for construction debris could be raised from \$20 to \$75. He explained that the current fee does not cover the manpower required to process the container and stated that the container was rented 52 times last year. Attorney Barger stated that they will have to authorize him to address this in an ordinance at one of the meetings in the new year. Councilman DeNofa stated that DPW sent 6 complaints to NJDOT for issues like large limbs over the roadway and brush that needs to be cut back on Route 35 and the storm drain on Thomas Avenue that needs to be cleaned. He stated that they also requested that control of the flashing light in front of the Fire House be turned over to the firefighters because people have been running through the light when they are trying to back the trucks up into the firehouse. He stated the problem is that people don't seem to realize that they are required to stop when the trucks are backing in. He also noted that they are also considering a possible crosswalk for pedestrians at the same location there. He stated that DPW contacted the county requesting that they do stripping at Patterson Avenue where none exist currently. Councilman DeNofa stated that in 2012 they are planning on removing the metal edging on the walkways at Sickles Park after a recent incident where a girl fell off her bike and broke her arm when she hit it.

Councilman Meyer asked if we could request a checkerboard be painted in front of the Hose Company to get people's attention so they stop for the light to which Mayor Burden stated that was a State road and the process was to write a letter and wait for them to get back to us. Councilman Dodge stated that it was a dangerous issue that should be brought to the attention of the DOT. Councilman Menapace stated that Troop 50 is looking to put additional 'Welcome to Shrewsbury' signs and that he received a new contact at the DOT, the Director of Community Affairs Liaison, and stated that this may be a good contact for the Hose Company issue as well. He stated that they should put a list together of the different issues of concern to do with Route 35 and see how responsive this person is.

Councilman DeSalvo's Report

Councilman DeSalvo stated that he attended the Drug and Alcohol Alliance meeting where they discussed the Red Ribbon Week activities, future events, and possibly changing their name. He explained that the Alliance does more than deal with just drugs and alcohol and stated that he will see what they want to change their name to. He informed the Council of the Alliance's upcoming events including a cyber-bullying seminar for parents that will take place this spring with the Police Department, as well as activities against drunk driving which will be held at Red Bank Regional as they get closer to prom season. Mr. DeSalvo noted that they are working with the school on the Peace Builders Program and noted that our school is serving as a pilot school for this program with the State. He explained that this program is in conjunction with the anti-bullying campaign where the children pledge every morning to be positive to other children.

Councilman DeSalvo stated that he attended the Environmental Commission meeting on December 14th along with the Mayor and explained that they now have enough points to obtain the Sustainable NJ rating for the Borough which allows us to have access to additional grants. He informed the Council that April 21st is the date that has been chosen for the Earth Day Fair.

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Councilman DeSalvo stated that the Shrewsbury Hose Company has been busy and on December 10th answered a mutual aid call for Little Silver where a large historical home was engulfed in flames. He stated that Shrewsbury was the second of seven departments to respond to the fire and we had eleven firefighters and 2 trucks (the ladder and the rescue pumper) that responded and were on the scene for eight hours. He informed the Council that the home was completely lost and that the Hose Company was called back the following day when the fire reignited. Councilman DeSalvo stated that no one was hurt and that the fire resulted from candle usage. He stated that the Hose Company also responded with six men and a truck to a mutual aid call to Tinton Falls for a house fire that was caused by a generator. He stated the structure was also lost.

Councilman Dodge's Report

Councilman Dodge stated that the Finance Committee will be meeting tomorrow to discuss the department requests for the 2012 budget. He stated that they should be able to make a formal presentation by the second meeting in January.

Councilman Menapace's Report

Councilman Menapace stated the Police Department received two new Dodge Chargers which will have the Shrewsbury Police Department markings placed on them and should be on the road shortly. He explained that the new cars look very different from the old Crown Victoria's with dark gray paint and black and silver markings. Councilman Menapace stated that the Police Department has accepted a student from the law enforcement program of the Monmouth County Vocational School District who will serve as an intern. He explained that she is a senior at Middletown North High School who will work part-time in the records room from January to early June.

Councilman Menapace stated that he attended the Shade Tree Committee meeting on December 12th and they discussed the pending review and approval of the Borough's Community Forest Management Plan by New Jersey's Department of Forestry. He stated that he was informed on December 14th by Chairperson, Nancy Schmaltz, that the State approved the plan. Mr. Menapace pointed out that this is significant because it is the first step in making the Borough eligible for State grants for tree work on public land. He thanked the Shade Tree Commission and Ms. Schmaltz for their dedication and hard work on this project.

Councilman Menapace stated that yesterday he again had the privilege of playing Santa for the Recreation Committee's annual Santa Run. He stated that he takes particular pride in it because he started the program in 1980 and said as long as his legs hold out he will continue to be Santa Clause.

Councilman Meyer' Report

Councilman Meyer stated that he received a letter from Mike Granese, the current president of the Recreation Committee, stating that the Santa Run would be his final official act as president. He stated that Chris Kelly would be the new president as of January 1st and informed the Council that the committee would be downsizing from ten members to nine members. Councilman Meyer stated that the Recreation Committee wanted to thank all volunteers in Recreation and others, including Mr. Menapace, for their help with the annual Santa Run which delivered almost 600 gifts to children in Shrewsbury. He stated that they also wanted to thank Athlete's Alley who was the collection point, the Shrewsbury Hose Company and its three chiefs, Chief Chojnacki, Chief Gibson and Chief Neis for their help and cooperation and the Little Silver Fire Department for the use of their rescue truck and the North Side Tinton Falls Fire Department for use of their rescue truck.

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Councilman Meyer stated that the Shrewsbury Board of Education and the teachers are miles apart still in reaching an agreement. He stated that there will be more information in the new year as the teachers continue to work without a contract and said that the next mediation meeting would be in February.

Councilman Pellegrino's Report

Councilman Pellegrino stated that the Shrewsbury First Aid Squad was also part of the Santa Run with one ambulance participating. He stated that they also responded to the Little Silver fire mutual aid call and were the second squad called in and they provided aid to the firefighters and provided water for them to drink. He also noted that there was one Shrewsbury firefighter with a minor injury at the scene who was treated and sent home. Councilman Pellegrino asked that Councilman DeNofa or Mr. Seaman follow up with the no-parking ordinance enforcement on Park Avenue around the island by having lines painted and signs posted. Councilman DeNofa stated that he would take care of it. Councilman Pellegrino stated that he had a meeting at the school with Superintendent McConnell, the school nurse and Don Eddy from the First Aid Squad. He stated that they are working on a project to make sure that every employee of the Shrewsbury Borough School is CPR trained as right now only a handful of them are. Mr. Pellegrino explained that they are going to be starting with a "hands on only" course, which is a minimal course and next year they will budget more time to do a full course for everyone, until everyone is properly trained.

Mayor's Report

Mayor Burden stated that on December 8th he attended the Planning Board meeting and the Homesteader's Annual Holiday Luncheon. On December 10th he attended the Shade Tree Commission meeting, and on the 11th he attended the Two River Council of Mayor's Holiday Party at the Little Silver train station with former Mayor's Siciliano, Ferraro and Kelleher. Mayor Burden stated that on December 14th he attended the Environmental Commission meeting and on the 17th he attended the Eagle Scout Court of Honor where he presented Edward William Preissler a proclamation from the Borough. He noted that Mr. Preissler is the 99th Eagle Scout from Troop 50 in Shrewsbury. Mayor Burden stated that he received a letter of resignation from Michael Bell from the Planning Board effective December 31, 2011. He reminded everyone that the Menorah lighting will be held on the Borough Complex Thursday, December 22nd, at 6:30pm and invited everyone to attend.

Correspondence

The Clerk stated there was no additional correspondence to report on.

Open the Meeting to the Public

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

Carolann McLoughlin, 50 Patterson Avenue, Shrewsbury wished the Mayor and Council a Merry Christmas. The Mayor and Council responded and wished her the same.

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Close Meeting to the Public

Seeing no one else wishing to speak a motion was made by Councilman Meyer, seconded by Councilman Pellegrino to close the meeting to the public. The motion was approved by Roll Call Vote with all members present voting yes.

Payment of the Bills

Councilman Dodge stated that the bills list was for the amount of \$50,174.44. A motion was made by Councilman Dodge, seconded by Councilman Meyer to approve the bills list. The motion was approved by Roll Call Vote with all members present voting yes.

Mayor Burden stated that the Council would be moving to executive session and stated that the public was excused.

Nicole Calik, 60 South Wall Street, Neptune City, questioned the Council as to why they would be moving into executive session. Councilman Pellegrino explained that they go into executive session to discuss matters of litigation, personnel matters, contract negotiations and labor negotiations and things of that nature. Councilman Meyer noted that these are legally sensitive issues that need to be discussed but that in the future the notes as to what was discussed in the executive session will be made available to the public

Adjourn to Executive Session

A motion was made by Councilman Pellegrino, seconded by Councilman DeSalvo to enter into an executive session at 8:08 PM. The motion was approved by Roll Call Vote with all members present voting yes. The Mayor reread Resolution #2011-85A to enter into executive session.

Reconvene Regular Meeting

Mayor Burden reconvened the public meeting at 8:15 PM. Present were Council Members DeNofa, DeSalvo, Dodge, Menapace, Meyer and Pellegrino. Also present was Borough Administrator Thomas Seaman and Attorney Martin Barger.

ADJOURNMENT

A motion to adjourn at 8: 17 PM was made by Councilman DeNofa, seconded by Councilman Menapace. The motion was approved with all members present voting yes.

Attest:

Kathleen P. Krueger, RMC – Municipal Clerk

Approve:

Donald Burden, Mayor