

June 6, 2011

Council President Menapace called the meeting to order at 7:15 PM. Mr. Menapace read the Presiding Officer's Statement. Present were Council Members DeNofa, DeSalvo, Dodge, Menapace, Meyer and Pellegrino. Also present was Borough Administrator Thomas Seaman and Borough Attorney Martin Barger. Mayor Burden was absent.

Resolution #2011-54 (Executive Session)

Council President Menapace read Resolution #2011-54 to enter into Executive Session.

Reconvene Public Meeting

Council President Menapace reconvened the regular meeting at 7:30 PM. Council President Menapace read the Presiding Officer's Statement. Present were Council Members DeNofa, DeSalvo, Dodge, Menapace, Meyer and Pellegrino. Also present was Borough Administrator Thomas Seaman and Borough Attorney Martin Barger. Mayor Burden was absent.

Salute to Flag

Council President Menapace led the Salute to the Flag.

Approval of Minutes: Council Meeting April 18, 2011

A motion was made by Councilman Pellegrino, seconded by Councilman DeNofa to approve the meeting minutes of April 18, 2011. The motion was approved by Roll Call Vote with all members present voting yes.

Approval of Minutes: Council Meeting May 2, 2011

A motion was made by Councilman Pellegrino, seconded by Councilman DeNofa to approve the meeting minutes of May 2, 2011. The motion was approved by Roll Call Vote with all members present voting yes.

ORDINANCE NO. 959: FIRST READING/INTRODUCTION: Ordinance Amending and Supplementing the Revised General Ordinances of the Borough of Shrewsbury, Chapter 9, Board's, Committees and Commissions," Article III, "Recreation Committee" by Adding a Requirement for Criminal History Background Checks for Recreation Program Employees & Volunteers. Councilman Meyer stated that this Ordinance is to allow the implementation of the grant which provides for the background check on the Recreation coaches, and will hopefully be in place by the fall timeframe. Mr. Meyer noted that there is no cost for the Borough this year and hopefully the Borough will continue to receive financial backing from this grant after this year. A motion was made by Councilman Meyer, seconded by Councilman Pellegrino to authorize the introduction/first reading of Ordinance No. 959. The motion was approved by Roll Call Vote with all members present voting yes.

Councilman Meyer thanked Tom Seaman for looking into this grant and for doing all the work involved to make this grant a reality.

Resolution #2011-48 (Renewal of Liquor License for F & T Spirits ta/Spirits Unlimited)

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A motion was made by Councilman Meyer, seconded by Councilman Dodge to approve Resolution #2011-48 approving the liquor license for F&T Spirits ta/Spirits Unlimited. The motion was approved by Roll Call Vote with all members present voting yes.

Resolution #2011-49 (Renewal of Liquor License for R Cube Business Solutions LLC ta/Colonial Bar & Liquors)

A motion was made by Councilman Meyer, seconded by Councilman Dodge to approve Resolution #2011-49 approving the liquor license for R Cubed Business Solutions ta/Colonial Liquors. The motion was approved by Roll Call Vote with all members present voting yes.

Resolution #2011-50 (Renewal of Liquor License for Gorwin Corporation)

A motion was made by Councilman Meyer, seconded by Councilman Dodge to approve Resolution #2011-50 approving the liquor license for Gorwin Corporation. The motion was approved by Roll Call Vote with all members present voting yes.

Resolution #2011-51 (Renewal of Liquor License for Shadowbrook Restaurant)

A motion was made by Councilman Meyer, seconded by Councilman Dodge to approve Resolution #2011-51 approving the liquor license for Shadowbrook Restaurant. The motion was approved by Roll Call Vote with all members present voting yes.

Resolution #2011-52 (Retirement of Sub Code Official, James V. Williams)

Administrator Seaman stated that the Borough's Sub Code Official James Williams has retired as of May 31, 2011 after 15 years of service. Mr. Seaman noted that Mr. Williams would be retiring from Red Bank as well as Shrewsbury and that he had performed his job with diligence over the years. A motion was made by Councilman Meyer, seconded by Councilman Denofa to approve Resolution #2011-52 recognizing the retirement of Sub Code Official, James V. Williams. The motion was approved by Roll Call Vote with all members present voting yes.

Resolution #2011-53 (Emergency Temporary Budget Appropriation No. 3)

Mr. Seaman stated that this will add the additional amount of \$20,260.99 to our current temporary budget to pay certain bills. He stated that the current temporary budget of \$5,035,815.07 will carry the Borough until the next meeting of June 20th when the budget will hopefully be adopted. A motion was made by Councilman Meyer, seconded by Councilman Dodge to approve Resolution #2011-53 Emergency Temporary Budget Appropriation No. 3. The motion was approved by Roll Call Vote with all members present voting yes.

Approve the Development Application Checklist

Councilman DeNofa explained that the Development Application Checklist has been written by Zoning Board of Adjustment and reviewed by the Planning Board. He stated that this Checklist will guide the applicants through the process of submitting applications to the Zoning Board and Planning Board with the requirements that are needed. This Checklist is a tool which will be used by both the Zoning Board/Planning Board Secretary as well as the Borough Engineer when applications are submitted. The Checklist has been reviewed by the Zoning Board Attorney and found to be complete. A motion was made by Councilman Pellegrino, seconded by Councilman

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Meyer to approve the Development Application Checklist. The motion was approved by Roll Call Vote with all members present voting yes.

Approve Changes to the Collective Bargaining Agreement to add a Working Foreman's Position

Councilman DeNofa stated that the Working Foreman's Position was added after the previous fulltime Foreman's retirement. Mr. DeNofa stated that this position will be added to the current contract with a \$5,000 yearly stipend paid. A motion was made by Councilman Meyer, seconded by Councilman Dodge to approve the changes to the Collective Bargaining Agreement by adding a Working Foreman's position. The motion was approved by Roll Call Vote with all members present voting yes.

Authorization for the Mayor and Clerk to sign the Contract between the Borough of Shrewsbury and the Dispatcher's Union (Local 32, A.F.L.-C.I.O.-C.L.C.)

Mr. Seaman stated that this contract is retroactive back to January 1, 2011. The agreement has been reached for a 2% increase and 1.5% contribution for health benefits for the remainder of the contract which runs until December 31, 2012. He noted that this is an attempt to align all the contracts to expire at the same time. A motion was made by Councilman DeNofa, seconded by Councilman Pellegrino to approve the Mayor and Clerk to sign the Contract between the Borough of Shrewsbury and the Dispatcher's Union (Local 32, A.F.L.-C.I.O.-C.L.C.). The motion was approved by Roll Call Vote with all members present voting yes.

Authorize Mayor and Clerk to Sign the Contract Renewal for 2011 Animal Control Services with Red Bank

Councilman Menapace stated that this was a shared service agreement between the Borough of Shrewsbury and the Borough of Red Bank for animal control services for the amount of \$4,154.00. Councilman Meyer questioned if there was any price difference from the previous year to which the Clerk responded it had not changed. A motion was made by Councilman Meyer, seconded by Councilman DeNofa to approve the Mayor and Clerk to sign the Contract renewal for 2011 Animal Control Services with Red Bank. The motion was approved by Roll Call Vote with all members present voting yes.

Approval of a block party for Henry Street on June 25, 2011

Councilman Menapace stated that he had received a letter from Donna Latham requesting permission to hold a block party on June 25, 2011 along with a letter from Chief Wilson stating that he had no objections to said block party. A motion was made by Councilman Pellegrino, seconded by Councilman Dodge to approve the block party for Henry Street to be held on June 25, 2011. The motion was approved by Roll Call Vote with all members present voting yes.

Administrator's Report

Mr. Seaman reported that he had spoken with Jerzy Chojnacki in reference to the Borough's FEMA reimbursement for the December 2010 snow storm and Mr. Chojnacki informed him that the Borough will receive \$17,476.53 for the Department of Public Works expenses incurred and

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\$1,261.94 for Police Department expenses. He noted that this was the standard reimbursement by FEMA which includes cost and usage of equipment.

Mr. Seaman stated that the COPS hiring grant application was submitted on May 25th and he acknowledged the assistance of Lt. Ferraro and Sergeant Calicari for their help with filling out the paperwork associated with this application. Mr. Seaman stated that the awarding of those grants will take place in September. He noted that this would cover a police officer's entire salary, pension and benefits for a three year period which would be over \$300, 000. Mr. Seaman stated that he felt they submitted a good application complete with explanations.

Mr. Seaman stated that he had spoken with the Mayor in reference to the Newsletter and articles are due on June 10th. He explained the Mayor would like to print this next Newsletter as several residents have expressed concern about not receiving it and the success with posting it on the Borough website is still being evaluated.

Councilman Pellegrino questioned Mr. Seaman at the conclusion of his report in reference to the abandoned houses previously discussed. Mr. Pellegrino noted that two have been taken care of however he stated one is still an issue. Mr. Seaman stated that the problem with that specific property on the corner of Court Drive and East End Avenue is that they are not sure where the title is going to end up as it is currently in foreclosure. Mr. Seaman stated that if things are not brought to closure within the next week or so the Borough will clean up the property and charge the bank for it. Mr. Pellegrino stated it has created a problem with rodents among other concerns.

Councilman Menapace acknowledged the arrival of Mayor Burden at 7:45 PM.

Mayor Burden apologized for his late arrival and explained that he had just attended the Senior Awards program at Red Bank Regional and that it was amazing how many Shrewsbury residents were recognized at this program.

Reports of Council

Councilman DeNofa reported that he had spoken to the Borough Engineer, Mr. Cranmer, who informed him the Hovnanian project was temporarily shut down on June 3rd due to dust complaints from the neighbors. Mr. Cranmer informed Councilman DeNofa that K. Hovnanian will be responsible for power washing the houses in the vicinity of the project and that they accepted full responsibility for this problem. Mr. DeNofa stated that going forward they will have a water truck on site to counter this issue and as of June 6th things are in place and they are up and running again. Demolition of the buildings on the site is expected to start on June 7th and be completed by the end of the week.

Mr. DeNofa stated that the Blades Run project is on-going and that all core samples have been done and they are waiting for final reports as to the under lying soil conditions. As preliminary results indicated variable water tables and soil were a mucky clay content. Councilman DeNofa stated that Mr. Cranmer indicated that he expects to go out for bids the last week of June with the road work planned to start by August.

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Mr. DeNofa stated that the DOT Grant Applications should be coming out shortly and Mr. Cranmer suggest the Borough put in an application for the Traffic Calming on Patterson Avenue as he thinks the Borough might possibly receive somewhere around \$100,000.00 in grant money for this project. He stated that this money coupled with the money already in the fund may cover this project entirely however; he would like direction from the Council on what they would like him to do.

The Council decided that it would be beneficial for Mr. Cranmer to give a presentation of his intended plans at the next Council meeting.

Councilman DeNofa reported that the SeaShore Estate project has stalled and that since March 8th, there has been only 3 or 4 days of work done on the site as they seem to having a problem obtaining fill dirt. He stated that Mr. Cranmer has continually requested a schedule from them and to date nothing has been provided. He is seeking guidance from the Council as to what they would like him to do concerning this situation.

Councilman Dodge stated that the Council would need the details of the violations if there are any. The Mayor and Council discussed the placement of trailers on the site that have just been sitting there. It was decided that there would be a meeting with Mr. Cranmer to see what the options are at this point.

Councilman DeNofa reported the Patterson Avenue Park fence should be installed within the next 2 weeks and the Tennis Court wind screens will be installed this week. Mr. DeNofa stated that the batting cages wind screens have been installed.

Mr. DeNofa reported on an incident involving a DPW truck that occurred on Alameda Court during one of the snow storms, the DPW truck blew a hydraulic line and sprayed fluid all over the driveway of a resident. He explained how DPW is in the process of cleaning and repairing the driveway and at this point he was not informed as to the cost of this project. Mr. Seaman explained that due to the deductible amount that the Borough would have to pay, DPW had had outsourced the power washing at a reasonable cost and what remained to be done was the sealing of the driveway.

Councilman DeNofa reported that the repainting of the lacrosse field at Manson Park was a joint task between Little Silver and Shrewsbury as both towns have children on this lacrosse team. Little Silver supplied the paint and Shrewsbury supplied the manpower to paint the lacrosse field.

Mr. DeNofa spoke about the dust conditions at the ball fields that arose that prevented the field from being dragged prior to the game. It was decided that anytime rain occurs on a Sunday, all fields will be dragged the following Monday and weather permitting they will be dragged before the games.

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Councilman Dodge spoke about the situation that exists when two teams are playing as there are only one good set of bases. He spoke about the plastic bases which have cracks and presents safety issues that needs to be addressed. The Council decided that DPW would address this issue.

Councilman DeSalvo had no report.

Councilman Dodge reported that the public hearing to adopt the Municipal Budget for 2011 would be held on June 20, 2011, the next Council meeting.

Councilman Menapace reported that Eagle Scout candidate, Ed Preissler, of Troop 50 was in the final stages of his project with the "Welcome to Shrewsbury" signs. He noted that Eddie has raised enough donations to pay for the signs and had obtained a very impressive design from Carol Loeffler, of White St., a professional sign maker. Mr. Menapace noted that he has obtained some of the needed material and has selected two locations at the western and eastern boundaries of the Borough on Sycamore Avenue. Mr. Menapace reported meeting with Eddie on May 27th to review the locations and he stated that he was in the process of checking on easements and sight triangles before contacting the property owners on behalf of Eddie and the Borough. Mr. Menapace described the signs which are roughly 5 feet wide by 4 ½ to 5 feet high.

Councilman Menapace reported that the Police Committee met with Chief Wilson and Lt. Ferraro on May 16th to discuss several issues. Among the issues discussed were police overtime reporting and he shared that they have established an effective tracking tool to monitor police department overtime on a month to month basis. Councilman Dodge added that the issue was their overtime hours were many times banked and not reflected in the overtime hours already put in for payment but the new system will reflect the actual overtime hours worked by each officer.

Mr. Menapace stated that Lt. Ferraro advised him that he has completed his review of the deer hunt issue and has a report in draft form. On the advice of Councilman Menapace, Lt. Ferraro is preparing the report in a final form for the Mayor and Council to review. Mr. Menapace stated that he felt it was incumbent on the Council to come to a final decision on this issue. He noted that the question had been raised if culling of the deer should be placed on the November ballot as a Municipal Public Question. Mr. Menapace informed the Council that they have until August 19th to advise the County if we wish to take this action. The Council discussed the survey that was conducted versus putting it on the ballot as a Municipal Public Question. Consensus of Council was not to put it on the ballot as a Municipal Public Question. It was decided that the final report be brought before the Council and the public at the next Council meeting of June 20th, 2011 pending the consent of Lt. Ferraro on this timeline.

Councilman Meyer reported that he had received a call from Superintendent, Brent McConnell, that the Shrewsbury Board of Education still does not have a contract with the teachers and are running out of time. Mr. Meyer reported that the Shrewsbury Borough baseball team won the Shore League Championship when they beat Rumson either 8 to 7 or 9 to 8 on a walk off double by Drew Cook. Mr. Meyer spoke about the email he received from the head of Recreation, Mike Granese, who was upset about the fields not being dragged.

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He pointed out that as stated in Councilman DeNofa's report that there is a plan in place to handle this. Mr. Meyer spoke about the Beach Blast Tournament that took place at three different fields in the Borough and although many of the issues of recent concern went smoothly, Councilman Meyer stated that there was an altercation at Manson Park between a coach from Howell Township and a coach from Delaware Valley, PA. He indicated that he spoke with Sgt. Fitzgerald who informed him the two coaches were arguing in the parking lot over a play that involved 10 year olds. Mr. Wikoff, one of the tournament organizers, has assured Mr. Meyer that the team from Howell and Delaware Valley would not be invited back for any future tournaments.

Councilman Pellegrino reported that he received some good feedback in reference to the Memorial Day Observance and the layout of the ceremony this year and they will continue to use that format going forward.

Mayor's Report

The Mayor reported that on May 23 he attended the Board of Health meeting and they reported on the blood drive held in town which 32 donors volunteered and gave 27 units of blood and that the Fire Department won the challenge. He stated that two Shrewsbury Councilmen, teachers, parents and a representative from the Rumson Fair Haven Bank had participated. At this point the Mayor requested that Carolann McLoughlin come forward to be recognized. A Certificate of Appreciation was presented to Carolann McLoughlin by the Mayor. The Mayor acknowledged that a lot of work went into her efforts. Ms. McLoughlin thanked the Mayor.

The Mayor reported that he attended the June 1st meeting of the Zoning Board of Adjustment and was asked to leave as they were going into Closed Session. He stated the meeting of the Two River Council of Mayors originally scheduled for June 11th had been cancelled. He explained that he had just attended the Red Bank Regional Award Ceremony that evening and he noted that the top scholar from Shrewsbury was Sean Montgomery.

The Mayor reported that he had attended a ribbon cutting at Glamorous Tanz on May 24th and on June 5th a ribbon cutting at Solutions. The Mayor stated that the rain garden has been completed at the Borough School and they are awaiting a date for the dedication. The Mayor noted that on June 13th the 4th graders will be visiting the local historical landmarks along with the Municipal Building as this is an annual event for the school children in that grade. Mayor Burden stated that he will be making appointments to both the Zoning Board and Planning Board and he requested if there were people worthy of consideration to please get in touch with him.

The Mayor announced that he is working on the final revision of the 5 year Community Forestry Management Program. He noted that the work has been completed by the Shade Tree Commission and that he has the final report.

Mayor Burden added that he is currently reviewing the limousine and canvassing ordinances for the Borough and he noted that work was additionally being done on an Ordinance for Solar Panels.

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The Mayor stated that he would be attending the Homesteaders Meeting at the Molly Pitcher on June 9th as well as the Planning Board meeting on the 15th and the Shrewsbury Elementary School graduation would be on the 16th, Red Bank Regional Graduation on the 18th, in addition to 5 Courts of Honors for Borough Eagles Scouts would take place by June 18th. He noted that it was a busy time.

Correspondence

The Clerk stated that the Department of Environmental Protection sent a letter about the Monmouth County Wastewater Management Plan, which was reviewed by the Borough Engineer. The State requested that the Borough register their vote through adopting a resolution. The Engineer responded that he didn't see where it impacted the Borough in any negative way. The Clerk stated that she then contacted the Two River Water Reclamation Authority and spoke with Mike Gianforte about the plan he advised her that the County had submitted a plan to the State which the State changed in some part. The County's reaction was not favorable and so Mr. Gianforte has decided not to comment as the Two River Water Reclamation was not directly affected and he would prefer not to take sides. Mr. Gianforte advised the Clerk for the Borough to have "no comment" in place of passing a resolution would eventually equate to a "consent vote". He recommended that the best action would be to take no action given the circumstances which would translate eventually to a consent vote.

Councilman Menapace commented on the correspondence from Greenman-Pedersen, Inc. advising the Borough of their contract with the NJDOT for updating the traffic signal timing plans at all signalized intersections to minimize traffic delays. However, as Mr. Menapace pointed out in the letter they refer to the study they will conduct involving Rt. 35 from Shrewsbury Avenue to Bergen Place in Mercer County. Mr. Menapace expressed his concern with the fact they were not aware of what County they were referring to. Mr. Seaman stated that the Borough Engineer was going to contact them to relay the information requested in the letter.

Open Meeting to the Public

A motion was made by Councilman Pellegrino, seconded by Councilman Denofa 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 thanked Mayor Burden and the Council for the lovely surprise. She stated that they would be running another Blood Drive in October with the Red Cross this time and possibly have it coordinate it in with the Firemen's Appreciation Day suggested by Bob Wentway. She thanked Councilmen Pellegrino and Menapace for representing the Council at the Blood Drive. She teased that the rest of the Council would have their opportunity to donate in October.

Ms. McLoughlin stated that she has been approached to run a reunion for the softball players from years gone by and she gave the history of the "Gumdrop" Girls softball program in Shrewsbury. She stated that they would like to do a fund raiser and with the money collected make a donation to one of the organizations within Shrewsbury. She questioned if it should be Recreation.

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Councilman Meyer asked if all the members would be former Shrewsbury Elementary School kids to which Ms. McLoughlin responded they were. Mr. Meyer stated that he felt it would be a wonderful gesture on their part to donate to the sports program at the school. He advised Ms. McLoughlin that she should contact Mr. McConnell, the Superintendent, as they have had to deal with the many cutbacks in funding and the school teams have taken on the “Pay to Play” approach. He suggested she contact Mr. Granese, Recreation Chair, to arrange for the field usage.

She thanked the Mayor and Council again for the acknowledgement.

Councilman Pellegrino shared that he is on a regular schedule to donate blood every two months with the Blood Center and he questioned if they used the Red Cross would that cause a disruption for people like him who regularly donate to the Blood Center. Ms. McLoughlin stated that they were still reviewing their options and it has not been decided yet if they will use the Red Cross or the Blood Center but that would be their choice. She stated that they would just like to look into the options for this next blood drive. Councilman Pellegrino stated “Put me down”.

Close Meeting to the Public

A motion was made by Councilman Menapace, 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 Bills

A motion was made by Councilman Dodge, seconded by Councilman Menapace to authorize the payment of all bills as submitted by the Chief Financial Officer for \$1,056,027.58. Councilman Dodge noted that the bulk of that number is for the School’s tax levies. The motion was approved by Roll Call Vote with all members present voting yes.

ADJOURNMENT

A motion to adjourn at 8:30 PM was made by Councilman Meanpace, seconded by Councilman DeNofa. The motion was approved with all members present voting yes.

Attest: _____
Kathleen P. Krueger, RMC – Municipal Clerk

Approve: _____
Donald Burden, Mayor