

**BOROUGH OF SHREWSBURY
MUNICIPAL COMPLEX
MAYOR & COUNCIL**

JULY 20, 2020

Meeting Called to Order

Mayor Anderson called the meeting to order at 7:00pm and read the Presiding Officer's Statement.

Sunshine Statement

The Notice Requirements provided for in the Open Public Meetings Act have been satisfied. Notice of this meeting was properly given by transmission to the Asbury Park Press and the Two River Times and by posting on the bulletin board in the Municipal Building on January 8, 2020 by the Municipal Clerk.

Roll Call

Present: Councilwoman Deidre DerAsadourian
Councilman Jeff DeSalvo
Councilman Don Eddy
Councilwoman Kim Doran Eulner
Councilman Brendan Gilmartin
Councilman Jason Sena

Also Present: Mayor Erik Anderson
Bruce Padula, Borough Attorney
Maureen L. Muttie, Clerk/Administrator

Absent: None

Salute to Flag

Led by Mayor Erik Anderson.

Approval of Minutes – April 20, 2020 and May 18, 2020

Councilman DeSalvo motioned to approve the minutes, seconded by Councilwoman Eulner and approved by the following vote:

Ayes: DerAsadourian, DeSalvo, Eddy, Eulner, Gilmartin and Sena
Nays: None
Abstain: None

Consent Agenda

Councilman Sena motioned to approve the Consent Agenda, seconded by Councilman Eddy, and approved by the following roll call vote:

Ayes: DerAsadourian, DeSalvo, Eddy, Eulner, Gilmartin and Sena
Nays: None
Abstain: None

**RESOLUTION 2020-092 - EXTENDING GRACE PERIOD FOR PAYMENT
OF THIRD QUARTER 2020 TAXES**

WHEREAS, the Tax Collector has informed the Mayor and Council that the Monmouth County Board of Taxation may be delayed in forwarding the necessary information for the preparation and mailing of final tax bills to the real estate taxpayers of the Borough of Shrewsbury for the year 2020; and

WHEREAS, the present statute requires the imposition of a late charge if 3rd quarter 2020 taxes are not paid by the 10th of August; and

WHEREAS, it would be unfair and unreasonable to impose a penalty for a delinquent payment when the amount of the payment is unknown.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector of the Borough of Shrewsbury is hereby ordered and directed, according to Public Law 1994, Chapter 72, signed July 14, 1994, that if tax bills are not delivered or mailed at least 25 (twenty-five) calendar days prior to the standard due date, then the delinquency date for 3rd quarter 2020 taxes shall be established as the 25th (twenty-fifth) calendar day after the date the tax bill was delivered or mailed. The tax bills contain the date of the grace period to be August 12, 2020. The interest reverts to August 1, 2020 if delinquent.

RESOLUTION 2020-093 - AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES

WHEREAS, the Tax Collector has forwarded to the Borough of Shrewsbury, a list of taxes which are overpaid, and has recommended that the same be refunded; and

WHEREAS, in accordance with N.J.S.A. 54:4-68, there are provisions for the Borough of Shrewsbury to make adjustments with respect to overpaid taxes.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Shrewsbury that the following taxes are hereby refunded based upon the recommendations of the Tax Collector:

| BLOCK | LOT | NAME | YEAR | AMOUNT |
|--------------|------------|--|-------------|---------------|
| 70 | 7 | Corelogic PO Box 92020 Coppell, TX 75019 | 2020 | \$5,179.78 |

**RESOLUTION 2020-094 - APPOINTING ANDREW BAYER, ESQ.
OF PASHMAN STEIN WALDER HAYDEN AS COAH COUNSEL**

WHEREAS, the Borough has a need for the services of COAH Counsel; and

WHEREAS, funds are available for this purpose; and

WHEREAS, this appointment is exempt from public bidding pursuant to N.J.S.A. 40A:11-5 and is being made pursuant to the non-fair and open process of N.J.S.A. 19:44A-20.5 and -20.7.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough Shrewsbury that Andrew Bayer, Esq. of Pashman Stein Walder Hayden is hereby appointed as COAH Counsel for the term of July 20, 2020 through December 31, 2020; and.

BE IT FURTHER RESOLVED, the attached professional services agreement is hereby approved, and the Mayor is directed to sign the agreement on behalf of the Borough; and

BE IT FURTHER RESOLVED a copy of this Resolution shall be published in the Borough's designated newspaper as required by law within ten (10) days of its passage.

**RESOLUTION 2020-095 - APPROVING SIDEBAR AGREEMENT WITH PBA LOCAL No. 308
RELATED TO DISTRIBUTION OF KELLY TIME**

WHEREAS, the Borough and PBA Local No. 308 agreed to certain terms and condition related to distribution and use of Kelly Time; and

WHEREAS, the Borough and PBA Local No. 308 wish to memorialize their agreement in a Sidebar Agreement.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Shrewsbury that the Sidebar Agreement between the Borough and PBA Local No. 308 related to the use of Kelly Time, is hereby approved; and

BE IT FURTHER RESOLVED that the Mayor is authorized and directed to execute the Sidebar Agreement on behalf of the Borough.

**RESOLUTION 2020-096 - RESOLUTION APPROVING THE BILL LIST FOR JULY 20, 2020
AND AUTHORIZING PAYMENT OF BILLS**

WHEREAS, the Borough of Shrewsbury received certain claims against it by way of voucher in the amount of \$82,258.03 for the period ending July 20, 2020; and

WHEREAS, the Borough Council has reviewed the aforementioned claims.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Shrewsbury that the attached claims are hereby approved for payment.

BE IT FURTHER RESOLVED that a copy of this Resolution be given to the Chief Financial Officer.

Ordinances – Second Reading/Public Hearing

Ordinance No. 2020-1072: Capital Ordinance Providing for the Purchase of an OEM Vehicle, and Appropriating \$40,000 Therefor, Authorized in and by the Borough of Shrewsbury, in the County of Monmouth, New Jersey

ORDINANCE NO. 2020-1072

**CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF AN OEM VEHICLE, AND
APPROPRIATING \$40,000 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF
SHREWSBURY, IN THE COUNTY OF MONMOUTH, NEW JERSEY**

WHEREAS, the Borough Council of the Borough of Shrewsbury, in the County of Monmouth, New Jersey (the “Borough”) has determined to Purchase of an OEM Vehicle; and

WHEREAS, the Borough has \$40,000.00 in the Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF SHREWSBURY, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Shrewsbury, in the County of Monmouth, New Jersey (the “Borough”). For the improvements or purposes described in Section 2, there is hereby appropriated \$40,000, said sum being inclusive of \$40,000 from the Capital Improvement Fund.

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Section 2. The purchase hereby authorized to be undertaken is for the Purchase of an OEM Vehicle together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2020 amended capital budget of the Borough will conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 4. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 5. This ordinance shall take effect as provided by law.

Open the Floor to the Public

Mayor Anderson opened the floor to the public to discuss Ordinance No. 2020-1072.

Close the Floor to the Public

With no one wishing to speak, Mayor Anderson closed the floor to the public.

Motion to Adopt

Councilman DeSalvo motioned to adopt Ordinance No. 2020-1072, seconded by Councilwoman Eulner and approved by the following roll call vote:

Ayes: DerAsadourian, DeSalvo, Eddy, Eulner, Gilmartin, Sena

Nays: None

Abstain: None

Reports of Council

Councilwoman DerAsadourian

- Councilwoman DerAsadourian discussed the subject of adding bike paths on Sycamore Avenue. With the County paving Sycamore Avenue, Councilwoman DerAsadourian felt this was the time for Council to consider the recommendation and wanted a consensus on Council's thoughts. Councilman Sena recused himself, as he is a resident on Sycamore Avenue. Councilwoman Eulner was opposed to it stating that it may be more of a disadvantage to the residents on Sycamore Avenue than to the bikers. Councilman Eddy acknowledged that there are already a lot of bikers on Sycamore Avenue and it may be nice to have the shoulder for them to ride on. With that being said, the leaf and brush pickup need to be on a stricter schedule. Councilwoman DerAsadourian added it is her understanding that the residents of Sycamore Avenue would not be allowed to put anything in the bike path, nor would on street parking be allowed. Mayor Anderson's concern is the parking as well as debris would not be permitted within the bike lane. In

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addition, maintaining the bike paths would be the Borough's responsibility. Another concern is that the bike path is not "connecting"; it does not continue into Little Silver, nor on the other side of Sycamore Avenue. Mayor Anderson suggested we potentially have the conversation with the residents of Sycamore Avenue, like the discussions held with the residents of Monroe and North Monroe.

- Councilwoman DerAsadourian reported a crosswalk on Sycamore and Dorchester is a conversation being held with the Borough Engineer and that is in the works.

Councilman DeSalvo

- Council DeSalvo reported the Police Committee met with the Chief of Police and discussed the position of a fourth Sergeant – which is a position that has been vacant. The Police Committee is unanimous in starting the process to fill the Sergeant's position.
- Regarding Red Bank Regional School, Councilman DeSalvo commented there are still no plans for the upcoming school year. Although there is discussion, there is nothing concrete currently.

Councilman Eddy

- Security cameras were installed at the DPW Yard and the First Aid Building this week.
- The front door to Borough Hall will be closed this coming Friday. The wood floors on the first floor are being refinished. If anyone absolutely needs access to the building, access will be available through the Police Department.
- The Patterson Park Improvement Project is just about completed; just waiting on the basketball court to be completed. DPW will be grooming the baseball fields once this project is completed.

Councilwoman Doran Eulner

- Councilwoman Eulner had no report this evening.

Councilman Gilmartin

- Councilman Gilmartin spoke with the Recreation Chairperson this afternoon and there is some concern there will not be a fall soccer season giving the instances of Covid-19 appearing in neighboring towns. The league itself has not reached a final decision but will meet on July 30th to discuss what they intend to do with soccer in the fall. Councilman Gilmartin noted we can still have our micro-soccer which is grade K-2. However, for grades 3-8 we might not necessarily find a league. They will explore as many options as possible. At the moment there is no word on recreation lacrosse. The Recreation Committee is contemplating a fall tennis camp. Tennis is considered one of the sports that allows for more social distancing and safety so there is a diminished chance of spreading Covid-19.

Councilman Sena

- Councilman Sena had a teleconference call with the Municipal Court Administrator and the Borough Administrator. It appears that virtual hearings will be continued as well as after the pandemic. More serious court matters, however, will be in person.
- The Municipal Audit will be finalized in the next few weeks.

- All the tax bills were mailed out. The resolution on the agenda this evening extends the grace period for payment of 3rd quarter taxes. Councilman Sena gave a big thank you to Boys Scouts Noah DeSalvo, Lucas Macavoy and Nick Gandolfo for helping with the stuffing of envelopes with the tax bills.
- Regarding Shrewsbury Borough School, Councilman Sena commented there are some very concerned parents. Parents are extremely sensitive to the fact that 1/5 of the time will be in-person instruction. Parents have made comments regarding refund on school taxes which they believe has to do with property taxes. School taxes is not a decision made by the Council but by the School Board. Parents are upset because although they are concerned about safety, they've had to reshuffle their own lives, homeschooling their kids for the last four months. Parents are questioning whether there have been reductions in pay to people at school. Sometime in March or April, legislation was passed and signed that requires teachers and school vendors to get fully paid during the pandemic. Councilman Sena commented that it's important for the community to know that the Council is not making those kinds of decisions.

Mayor's Report

- Mayor Anderson spoke with Senator O'Scanlon, Senator Gopal and Congressman Smith's office regarding what funding if any, would be made available to provide for the operational expenses for the school and getting it open safely, because the Council does not control the school's policies and procedures. Currently there's a bill pending in the U.S. Senate that's supposed to be taken to the floor concerning another stimulus bill that's supposed to focus on school funding. Mayor Anderson added we'll see what happens with that. All the parties have been receptive.
- The County has received a number of Federal dollars and the Borough can be reimbursed for the expenses incurred dealing with the Covid Pandemic. For example, the plexiglass shields in the Court Room, can be reimbursed through the County to get that money back so it's not costing us money; it's saving the taxpayers' dollars.

Clerk/Administrator's Report

Ms. Muttie commented the PBA has requested to move the date of the PBA Food Truck Festival from October 3rd to October 10th. Surrounding towns have events of their own on October 3rd and the PBA felt the festival wouldn't be well attended with other events going on. Council concurred and approved the PBA's request to change the date.

Open the Floor to the Public

Mayor Anderson opened the floor to the public.

The following residents on Patterson Avenue voiced their concern regarding the speeding vehicles on Patterson as well as throughout the Borough:

First speaker, name and address inaudible, Patterson Avenue
Lauren Scott, 177 Patterson Avenue
Kara Hansen, 180 Patterson Avenue

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Mayor Anderson explained that unfortunately there are some areas within the Borough which have come to be cut throughs; however, not only is this an issue that Council takes seriously, but that the Police Department does as well. Councilman DeSalvo said that he will reach out to the Police Chief to have a conversation about this.

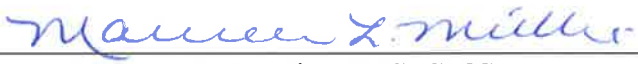
Majorie Clark, 213 Garden Road – Mrs. Clark agreed that the speeding is an issue all over town. Mrs. Clark suggested that another four-way stop be put into place on White Street and Garden.


Close the Floor to the Public

With no one else from the public wishing to speak, the floor was closed to the public.

Adjourn

Meeting was adjourned at 8:12pm.

Attest: 
Maureen L. Muttie, RMC, CMC
Municipal Clerk

Approve: 
Erik Anderson
Mayor