

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

NOVEMBER 16, 2020

Meeting Called to Order

Mayor Erik 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
Kerry Quinn, Deputy Clerk

Absent: None

Salute to Flag

Led by Mayor Erik Anderson

Approval of Minutes – September 16, 2020

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

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

Approval of Minutes – October 5, 2020

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

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

Consent Agenda

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

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

**RESOLUTION 2020-122 - REQUESTING APPROVAL OF ITEM OF REVENUE
AND APPROPRIATION – N.J.S.A. 40A:4-87**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Borough of Shrewsbury has received notice of an award of \$29,382.77 from the County of Monmouth and anticipates an additional award of \$35,500.00 and wishes to amend the 2020 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Shrewsbury, in the County of Monmouth, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$35,500.00.

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services:

State and Federal Revenues Off-set with
Appropriations:

County of Monmouth-
Coronavirus Relief Fund Program \$ 35,500.00

BE IT FURTHER RESOLVED that the like sum of..... \$ 35,500.00
be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS
State and Federal Programs Off-Set by
Revenues:

County of Monmouth-
Coronavirus Relief Fund Program \$ 35,500.00

BE IT FURTHER RESOLVED that the Finance Officer will file the Budget Amendment Certification Form and resolution to the Director of Local Government Services for approval.

**RESOLUTION 2020-134 – A RESOLUTION WITH REGARD TO THE
TRANSFER OF FUNDS No. 1**

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriation transfers during the last two (2) months of any fiscal year, when it has been determined that it is necessary to expend for any of the purposes specified in the budget an amount in excess of the sum appropriated therefore, and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Shrewsbury, County of Monmouth, State of New Jersey, no less than two thirds of the full majority concurring, that the Treasurer be and is hereby authorized to make transfers among the 2020 budget appropriations in accordance with the attached schedule.

	<u>TO</u>	<u>FROM</u>
Administration -S &W	\$ 8,000.00	
Tax – S&W	\$ 200.00	
Legal-OE	\$ 15,000.00	
Construction-OE	\$ 500.00	
Buildings & Grounds-S & W	\$ 1,000.00	
Buildings & Grounds-OE	\$ 10,000.00	
Dog-OE	\$ 3,000.00	
Street Lighting-OE	\$ 12,000.00	
Water-OE	\$ 6,000.00	
Landfill-OE	\$ 50,000.00	
Court-SW	\$ 4,000.00	
Total:	\$109,700.00	
Natural Gas-OE		\$ 4,000.00
Fuel Oil-OE		\$ 3,000.00
Gasoline-OE		\$ 4,000.00
Social Security-OE		\$ 15,000.00
Recreation-SW		\$ 10,500.00
Recreation-OE		\$ 10,000.00
Streets & Roads-SW		\$ 63,200.00
Total:		\$109,700.00

RESOLUTION 2020-135 - AUTHORIZING THE REFUND OF TAX OVERPAYMENT

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
15	6	Boylan, Jacob Z & Morlan L 38 Spruce Drive Shrewsbury, NJ 07702	2020	\$ 4,972.47

RESOLUTION 2020-136 - APPROVING THE CONTRACT OF THE POLICE CHIEF

WHEREAS, Robert G. Turner was appointed Chief of Police for the Borough of Shrewsbury on December 18, 2017; and

WHEREAS, at that time, the Borough and Chief Turner entered into an employment agreement, which expired on December 31, 2019; and

WHEREAS, the Borough and Chief Turner have agreed to the terms of a new employment agreement.

NOW THEREFORE BE IT RESOLVED, that the governing body of the Borough of Shrewsbury approves the attached employment agreement effective January 1, 2020 through December 13, 2022, incorporated herein by reference, and authorizes the Mayor to execute the agreement on behalf of the Borough.

**RESOLUTION 2020-137 - HIRING A TEMPORARY PART TIME FILING CLERK
EFFECTIVE NOVEMBER 12, 2020, NUNC PRO TUNC**

WHEREAS, the Clerk/Administrator, Maureen L. Muttie, has requested the hire of a Temporary Part-Time Assistant to assist in the Construction Office; and

WHEREAS, the Personnel Committee has recommended that Gail Kavanagh receive \$11.00 per hour, not to exceed twenty hours per week; and

WHEREAS, the Chief Financial Officer has certified that funds are available for same.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Shrewsbury that Gail be hired as a Temporary Part-Time Filing Clerk effective November 12, 2020.

BE IT FURTHER RESOLVED that a copy of this Resolution be given to the CFO.

**RESOLUTION 2020-138 – CONFIRMING REVIEW OF BEST PRACTICE
INVENTORY QUESTIONNAIRE**

WHEREAS, the State's CY 2020 / SFY 2021 Best Practices Inventory Questionnaire is required to receive the Municipality's final 5% of State funding; and

WHEREAS, the Chief Financial Officer has completed the Inventory and has provided the Mayor and Council with a copy of said document; and

WHEREAS, a review of this Inventory was discussed at the regular meeting of the Mayor and Council on October 19, 2020.

NOW, THEREFORE BE IT RESOLVED BY THE by the Mayor and Council of the Borough of Shrewsbury that the Best Practice Inventory results were discussed and be filed as required with the State of New Jersey.

**RESOLUTION 2020-139 - APPOINTING MEMBERS TO THE SHREWSBURY
COMMUNITY GARDEN COMMITTEE**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Shrewsbury that the following individuals are hereby appointed to the Shrewsbury Community Garden Committee:

Dr. Randy Mendelson	Term to Expire 12/31/2022
Mr. Ken Martin	Term to Expire 12/31/2021

**RESOLUTION 2020-140 - APPROVING THE BILL LIST FOR NOVEMBER 16, 2020
AND AUTHORIZING PAYMENT OF BILLS**

WHEREAS, the Borough of Shrewsbury received certain claims against it by way of voucher in the amount of \$245,183.04 for the period ending November 16, 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.

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Discussion and Action

Unification of Planning/Zoning Board – Mayor Anderson

Mayor Anderson explained currently the Borough of Shrewsbury has a Planning Board and a separate Zoning Board. It just so happens that the Chairwoman of the Planning Board and Zoning Board is Judy Martinelli, the Engineer for both the Planning Board and Zoning Board is Dave Cranmer and Lorraine Kelleher is the secretary for both boards. This year there has only been two meetings before the Planning Board. After discussions with Ms. Martinelli, Mr. Cranmer, Ms. Kelleher and Mr. Kennedy, Zoning Board Attorney, it appears to make sense to unify the boards. Mayor Anderson commented as much as he wants to have all the volunteers engaged, his beliefs are that unifying the boards will allow for better efficiencies and cost savings. Other communities have already unified their boards – Sea Bright, Little Silver, Allenhurst, Deal, Highlands. Mayor Anderson understands this is a new concept and asked Council for their thoughts.

Councilman DeSalvo asked if there are any downsides to this. Mayor Anderson doesn't see any.

Mayor Anderson further explained the Planning Board will act as the Zoning Board of Adjustment. The Mayor/Mayor's Designee and the member of the Council that sits on the Planning Board cannot vote on use variances application; otherwise they may sit for all other applications that are presented to the unified board.

Mayor Anderson opened the floor for comments on this topic:

Robin Blair, 59 Thornbrook Drive - Ms. Blair asked how long will this be a unified board? Mayor Anderson replied that it would be one board going forward, basically forever.

Marjorie Clark, 213 Garden Road – Ms. Clark asked what are the benefits of combining these two boards? Mayor Anderson explained that the Zoning Board has more applications, the Planning Board only met twice in 2020, and that there are redundancies between the two boards. By unifying them it would increase efficiencies.

There was a consensus among the Council to unify the Boards.

The Borough Attorney advised that Mayor Anderson could introduce the Ordinance this evening as a first reading, and then have a second reading/public hearing and vote on adoption at the next meeting.

Ordinances – Introduction/First Reading:

Mayor Anderson read Ordinance No. 2020-1077 by Title:

An Ordinance Amending Chapter 94, "Land Use and Development Regulation", to Assign the Duties, Powers, and Functions of the Zoning Board of Adjustment to the Planning Board Which Shall be Known as the Shrewsbury Land Use Board

Councilman DeSalvo motioned to Introduced Ordinance No. 2020-1077, seconded by Councilman Sena and approved by the following roll call vote:

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

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Tree Lighting/Menorah Lighting – Councilman Gilmartin

Councilman Gilmartin reported the Annual Tree Lighting will take place Thursday, December 3rd at 5:00pm. The actual lighting itself will occur at 5:30pm. Unlike past years, due to the Covid-19 pandemic there will be no refreshments, singing, ornament making, hot cocoa, pictures with Santa, petting zoo and rides on the fire truck. The event will be live streamed on Facebook for those who wish not to attend in person. For those that are attending in person, current CDC guidelines will be followed. There will be limited parking and all social distancing protocols will be strictly enforced. Wearing a mask will be mandatory.

On December 14th at 6:00pm the Annual Menorah Lighting will take place by the Gazebo. Same guidelines will be applied for this event as well.

Time Capsule – Councilwoman DerAsadourian

Councilwoman DerAsadourian, reported that after a discussion with SBS and the 8th Grade Class and on their behalf, she asked Council to approve the burying of a time capsule and placing a plaque at Manson Park, with the items that are meaningful to the SBS class of 2020-2021.

Councilman Sena motioned to approve the SBS 8th Grade Class' Time Capsule request, seconded by Councilwoman Eulner and approved by the following vote:

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

Sickles Park Improvements – Councilwoman Eulner

Previously this year discussions were held regarding rehab/upgrade of Sickles Park to include a new entry way with flagpole, signage, pathway for walking, rehab the baseball batting cage and upgrade playgrounds.

Councilwoman DerAsadourian asked if there were updated plans, and have they changed since the last set was presented to Council. Mr. Cranmer explained that the plans have not changed, discussions have been had to accommodate some recreation opportunities.

Councilman DeSalvo asked if the tennis courts were going to be rehabilitated. Mr. Cranmer stated that they would be refinished.

Reports of Council

Councilwoman DerAsadourian

- Councilwoman DerAsadourian reported there were concerns brought to her attention regarding safe routes to school. There were complaints/concerns about student pickup at the school with numerous k-turns and illegal turns. Councilwoman DerAsadourian had a phone meeting with Brent McConnell, School Superintendent and potential solutions are in the process of being tested.
- Councilwoman DerAsadourian is looking forward to starting the White Street Project and is coming up with a list of ideas.

Councilman DeSalvo

- Councilman DeSalvo reported the Police is in the process of interviewing for potential police sergeant position and recommendations will be forthcoming shortly.
- Councilman DeSalvo also noted that RBR is virtual tomorrow, November 17th and commended the school on their ability in keeping parents and students up to date.

Councilman Eddy

- Councilman Eddy reported leaf pickup is in full swing.
- Road projects are in full swing as well – Silverbrook, Regent, Dorchester, Samara and Birch.
- Councilman Eddy wanted to thank Superintendent MacConnell for allowing the First Aid to use SBS for their trainings and allowing them to use the gym so they can properly socially distance.

Councilwoman Doran Eulner

- Councilwoman Eulner along with Councilman Eddy and Shade Tree Chair William Gerth walked Manson Park to plan upcoming projects.
- Councilwoman Eulner thanked Patricia Mahon and Gail Forrest for their service on the Community Garden Committee. Councilwoman Doran Eulner also welcomed the new Community Garden Members, Randy Mendelson, and Ken Martin.

Councilman Gilmartin

- Recreation, Street Hockey and Flag Football will start this week. Recreation Indoor Basketball is still not confirmed yet. Councilman Gilmartin will contact SBS to confirm if this program will be taking place.
- Fire Department had 19 calls.
- First Aid had 31 calls, mostly during the day.

Councilman Sena

- Finance Committee met prior to this evening's meeting to discuss budget prep, Councilman Sena informed Council that they will be going over capital requests with department heads in the next week. Once this has been completed, and the budget is approved there will be a Budget Workshop Meeting sometime in March.
- Shrewsbury School is back in session, after being virtual. There is a Board of Education meeting 11/17/2020 which Councilman Sena will be attending.
- No report from Environmental Commission. However, Councilman Sena informed Council that Governor Murphy signed a rather restrictive plastic ban that will take effect in 2022.

Mayor's Report

- Mayor Anderson explained that he was contacted by Tinton Falls, to discuss rerouting of traffic from Hope Road to Route 35. He explained that he could not speak on behalf of the Council however he believed that this would not be something the Council would want to move forward with. Mayor Anderson went on to inform Council that he spoke with Mayor Menna of Red Bank, who was also approached by Tinton Falls, and who is already in the process of a traffic calming study for Shrewsbury Avenue on the west side of Red Bank. Mayor Anderson also reported that he has reached out to Mr. Cranmer,

Chief Turner, and Senator Gopal to address alternative options to calm volume on Route 35/ Broad Street.

- Mayor Anderson yielded the floor to Chief Turner, who presented facts from studies completed by the NJDOT as well as Shrewsbury Police, Traffic Safety Division:
 - 2012 NJDOT study on how many vehicles travel the south bound corridor of RT.35, which they determined was 11,592
 - 2013 Lower the Speed Limit – Not Necessary
 - 2020 Shrewsbury Police utilizing radar to do their own traffic study, which concluded that the average speed on the south bound corridor of RT 35 was 47 MPH. Chief Turner brought this information to NJDOT, who did not feel that it was necessary to decrease the speed on RT 35.

Jay Eaton, 916 Broad Street - Mr. Eaton inquired how the DOT calculate a speed that someone is comfortable with. Mr. Cranmer explain the 85th Percentile Speed, which is a speed monitoring program based on the number of vehicles and their median speed.

Leslie Eaton, 916 Broad Street - Ms. Eaton asked Chief Turner about the traffic study that Shrewsbury Police conducted in May, they used a yellow sign stating, "SLOW DOWN". Ms. Eaton observed that vehicles slowed upon approach to the sign, however shortly after passing the sign drivers appeared to increase speed again. Ms. Eaton asked Chief Turner where NJDOT receives their information, and added that she requested this information from NJDOT, which Ms. Eaton anticipated having shortly. Ms. Eaton also explained that the residents of Broad Street have been residents for quite some time and that over the last two years the speed has been out of control, in their opinion. Chief Turner heard Ms. Eaton, and wanted to add that even though you may not see officers running radar, that the vehicles are equipped to run radar at all times, and that whether vehicles are going north or southbound of RT 35/ Broad Street speed is being monitored. Ms. Eaton understands the way the NJDOT is analyzing the vehicles and their speed, but asked Council, Chief Turner, and Mr. Cranmer how does it quantify for the residents, and their quality of life. Chief Turner stated that he understands the frustration, but with RT 35/ Broad Street not being a Borough road, there is a process that the police and Council need to go through in order to take any action.

Lorraine Woloszyn, 945 Broad Street - Ms. Woloszyn asked Chief Turner if there was a rule of sorts in place that officers have to stop vehicles that are going even 3 miles over the speed limit, similar to other towns that residents know you cannot speed at all. Chief Turner explained that there is no "rule" but rather that the officers are instructed to use their discretion. Mayor Anderson stated that unfortunately there will always be speeding; however, that between council, Chief Turner and Mr. Cranmer they have discussed adding signage to RT 35/ Broad Street. Although when this was done on Patterson Avenue the residents appeared to be more displeased with the amount of signage than the speeding. Mayor Anderson asked Ms. Woloszyn her opinion on signage, to which Ms. Woloszyn responded that depending on the location and verbiage of the signs she would be for them.

Mayor Anderson spoke on behalf of the Council, stating that most residents would prefer RT 35/ Broad Street to no longer be on the NJDOT Large Truck Map, however this was a decision approved by prior Council.

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Leslie Eaton, 916 Broad Street - Ms. Eaton explained to Mayor and Council that for those who live on Broad Street, the quality of life has deteriorated tremendously. Ms. Eaton added that while signage may be effective in some areas, on RT. 35/Broad Street it does not appear to work. Ms. Eaton would prefer trucks were rerouted, and the speed limit lowered.

Mayor Anderson reiterated that this would be ideal. However, this is not simply a Shrewsbury problem, this is a regional issue. Mayor Anderson has already discussed having a meeting with NJDOT, Senator Gopal, and neighboring towns. Mayor Anderson asked Mr. Cranmer to give his professional opinion regarding diverting trucks off RT.35/ Broad Street. Mr. Cranmer replied that without an alternative route for trucks to go North and South, NJDOT would more than likely not be interested in this as an option.

Mayor and Council along with the Borough Engineer, Chief of Police and resident's input, will continue to come up with suggestions and work with surrounding towns and the NJDOT.

Clerk/Administrator's Report

No report.

Open the Floor to the Public

Mayor Anderson opened the floor to the public.

Marge Clark, 213 Garden Road

- Ms. Clark congratulated Councilwoman Eulner, and Councilman Gilmartin on their re-election.
- Ms. Clark commended the Council on the way Halloween was handled.
- Ms. Clark asked if there is any reason why there was only one (1) meeting in the month of November. Mayor Anderson explained because of election and the amount of work the Clerk has a lot to do, one meeting is scheduled for November.

Leslie Eaton, 916 Broad Street

- Inquired if the Borough would create a historic committee for homes within the historic district. Mayor Anderson explained work on homes in the Historic District need a certificate of appropriateness and are expected to meet the requirements of the historic district as outlined in Chapter 94.

Close the Floor to the Public

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

Move into Executive Session – No Action Will be Taken After

Council returned to Executive Session at 9:21pm. No action will be taken after.

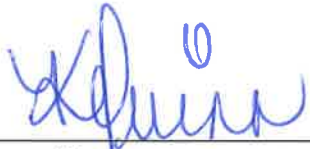
Adjourn

Council returned to regular session and meeting adjourned at 9:39pm.

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Attest:

A handwritten signature in blue ink, appearing to read "K. Quinn", written over a horizontal line.

Kerry Quinn, RMC
Deputy Municipal Clerk

Approve:

A handwritten signature in blue ink, appearing to read "E. Anderson", written over a horizontal line.

Erik Anderson
Mayor