

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

August 16, 2021

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 May 11, 2021 by the Municipal Clerk.

Roll Call

Present: Councilwoman Deidre DerAsadourian
Councilwoman Kim Doran Eulner
Councilman Brendan Gilmartin
Councilman Jason Sena

Also, Present: Erik Anderson, Mayor
Bruce Padula, Borough Attorney
Christopher Cherbini, Borough Administrator
Kerry Quinn, Municipal Clerk

Absent: Councilman Jeff DeSalvo
Councilman Don Eddy

Salute to Flag

Led by Mayor Erik Anderson

Approval of Minutes – July 19, 2021

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

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

Consent Agenda:

Councilwoman Eulner motioned to approve the Consent Agenda, seconded by Councilman Gilmartin, and approved by the following roll call vote:

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

**RESOLUTION 2021- 115 RESOLUTION APPROVING A MAINTENANCE GUARANTY RELEASE FOR
MONMOUTH TRUCK HOLDINGS, LLC BLOCK 29, LOT 7**

WHEREAS, the developer for Monmouth Truck Holdings, LLC has requested the release of a Maintenance Guaranty for this project, which is located at Block 29, Lot 7, in the Borough of Shrewsbury; and

WHEREAS, Pursuant to the procedures outlined in §94-7.1F of the *Code of the Borough of Shrewsbury*, the Borough Engineer has performed a site inspection to verify the acceptance of all bonded site improvements; and

WHEREAS, upon furnishing a maintenance bond equating to \$6,604.50 in a form acceptable to the Borough Attorney, the Borough may consider the release of the Maintenance Guaranty currently being held.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Shrewsbury that the maintenance bond in the amount of \$6,604.50 with accrued interest of \$32.86 be amended to the amount of \$6,637.86 is hereby released, canceled and discharged and authorize the release of any and all remaining escrow, engineering and inspection fees subject to any outstanding fees due.

RESOLUTION 2021- 116 A RESOLUTION AUTHORIZING DISPOSAL OF SURPLUS PROPERTY

WHEREAS, the Borough of Shrewsbury is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Mayor and Council are desirous of selling said surplus property in an "as is" condition without express or implied warranties.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Shrewsbury in the County of Monmouth, as follows:

- (1) The sale of the surplus property shall be conducted through Municibid pursuant to State Contract T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with Municibid is available online at www.municibid.com and also available from the Mayor and Council of the Borough of Shrewsbury.
- (2) The sale will be conducted online and the address of the auction site is www.municibid.com
- (3) The sale is being conducted pursuant to Local Finance Notice 2019-15.
- (4) A list of the surplus property to be sold is as follows:

2006 Ford Ambulance: 1FDWE 35P06 DB100 76

2003 Mason Dump Ford F450 with Plow:1FDXF47S03ED84151

2003 Freightliner: 1FVHB GAS73 HL761 00

2012 Dodge Charger: 2C3CD XAT2C H1295 43

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2003 Ford Excursion: 1FMNU 41L23 EC862 22

2001 Dodge Pickup: 3B7KF 26ZX1 M2624 99

(5) The surplus property as identified shall be sold in an "as-is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

**RESOLUTION 2021- 117 A RESOLUTION HIRING A FULL-TIME DEPARTMENT OF PUBLIC WORKS
EMPLOYEE FOR THE BOROUGH OF SHREWSBURY**

WHEREAS, the Borough of Shrewsbury has a need for a full-time Department of Public Works employee and the DPW Committee has requested to hire Charles Withecow; and

WHEREAS, the DPW Committee has recommended that Charles Withecow receive conditional offer of employment, with the following terms and conditions:

- annual salary of \$37,844, pro rated;
- 6-month probationary period; which annual salary will be \$41,352.12
- certificate of medical suitability pursuant to union contract;
- criminal background check;
- MVR check;

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 Daniel Spicuzza be hired as full-time Department of Public Works employee August 17, 2021, contingent upon the following terms and conditions:

- annual salary of \$37,844, pro rated;
- 6-month probationary period; which annual salary will be \$41,352.12
- Certificate of medical suitability pursuant to union contract;
- Criminal background check;
- MVR check; and

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

RESOLUTION 2021- 118 A RESOLUTION RENEWING LIQUOR LICENSE FOR WINE SAVVY, LLC

WHEREAS, in accordance with N.J.A.C. 13 and N.J.S.A. 33, the following application for renewal of a liquor license and fees have been received by the Municipal Clerk for:

WINE SAVVY LLC-. #1345-44-004-017

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WHEREAS, the Clerk has also received a 'Clearance Certificate' from the State of New Jersey Division of Taxation, in accordance to Chapter 161, Laws of New Jersey, 1995; and

WHEREAS, the Liquor License Renewal Application of the aforesaid, has been hereby approved by the Shrewsbury Police Department, the Monmouth County Regional Health Commission and the Fire Marshall.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Shrewsbury that the above listed liquor license shall be renewed for one year, effective July 1, 2021, and shall be subject to comply with the provisions of the Borough of Shrewsbury Code.

**RESOLUTION 2021- 119 A RESOLUTION AUTHORIZING A CHARITABLE EVENT ON COUNTY ROADWAYS
IN THE BOROUGH OF SHREWSBURY (SHREWSBURY HOSE COMPANY NO. 1)**

WHEREAS. N.J.S.A. 39:4-60 provides that a municipality shall not authorize charitable organizations to solicit on any County highway or intersection of a County highway without the approval of the Board of Chosen Freeholders; and

WHEREAS, the Mayor and Council is in receipt of a request from the Shrewsbury Borough Hose Company No. 1 to solicit funds through one (1) so-called boot drives in 2021, on Saturday, October 16, 2021 between the hours of 8:00am and 5:00pm on Sycamore Avenue. Fire personnel will only work the east and west bound lanes of Sycamore Avenue and will not solicit on route 35. They are also seeking permission to have Fire personnel at the intersection of Sycamore Avenue and Shrewsbury Avenue, where they will only work the north and south bound lanes of Shrewsbury Avenue. Class B uniforms and safety vests will be worn by all members working these events. Cones, signs and other warning equipment will also be used for safety, and to alert drivers that they are conducting a fund raiser; and

WHEREAS, the Shrewsbury Hose Company No. 1 has previously solicited funds at these locations without incident; and

WHEREAS, the Chief of Police has reviewed their procedures for soliciting donations and finds same to be acceptable.

NOW, THEREFORE IT BE RESOLVED by the Mayor and Council of the Borough of Shrewsbury that there is no objection to the request of the Shrewsbury Borough Hose Company No. 1 to solicit funds to the east and west of Route 35 on Sycamore Avenue but not on Route 35, and Sycamore Avenue and Shrewsbury Avenue on Saturday October 16, 2021.

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**RESOLUTION 2021- 120 A RESOLUTION APPROVING THE BILL LIST FOR AUGUST 16, 2021 AND
AUTHORIZING PAYMENT OF BILLS**

WHEREAS, the Borough of Shrewsbury received certain claims against it by way of voucher in the amount of \$805,509.51 for the period ending August 16, 2021; 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.

Discussion and Action

After Hours Construction- Mayor Anderson

A request was made by Jessica Bonaldi, of Variant Services, INC. to complete interior work on the Lululemon Store. Mayor Anderson explained that this has been granted in the past. There were no objections from Council.

Facility Use Applications- Councilman Gilmartin

Shrewsbury Bats- 8U Canes Travel Baseball
Louis Marchitto

Request to Use: Sickles Park, Manson, Patterson
Date of Use: Fall/ Spring/ Summer- time is flexible
Description of the Event: Travel baseball practices and games

Pending all paperwork has been submitted, Councilman Gilmartin recommended approval of this application. There were no objections from Council.

Heritage Drive- No on street Parking

Councilman Gilmartin explained that several residents have expressed issues regarding the parking on the
-Safety matter brought to the attention of police committee; whereby parked cars created obstacles for vehicles entering the development whilst vehicles were existing.

-As a result, we wanted to invite residents impacted by any changes to the parking rules here to share input and feedback.

-Currently cars are believed to be parked along the western side of Heritage when entering the development.

Ken and Nancy Kobylowski, 85 Constitution Drive-

Mr. Kobylowski thanked Mayor and Council for listening to the resident concerns and explained one of the main concerns regarding lack of roadway space created with cars parked on the road. Mr. Kobylowski Believes that prohibiting the parking on both sides of the road would resolve this issue.

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Robin Kulovitz, 96 Constitution Drive

Ms. Kulovitz stated that to her knowledge the cars are not from residents of the development

Ms. Quinn, Municipal Clerk read Mr. Philip Macri of 32 Heritage Drive email onto the record. The email notes that it can be a hazard when people park between White Road and Heritage Drive and would like there to be no parking for 400ft on both sides.

Motion to Introduce

Councilman Sena motioned to Introduce Ordinance No. 2021-1089, seconded by Councilman Gilmartin and approved by the following roll call vote:

Ayes: DerAsadourian, Eulner, Gilmartin, Sena
Nays: None
Abstain: None

AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE X, SCHEDULE I, "NO PARKING," OF THE BOROUGH CODE OF THE BOROUGH OF SHREWSBURY TO PROHIBIT PARKING at all times on heritage drive from its intersection with White Road and continuing for 400 feet in a southerly direction toward Constitution Drive

WHEREAS, the Borough has established Article X, Schedule I, "NO PARKING", codifying, in accordance with the provisions of § 90-3 of the Borough Code, certain streets within the Borough wherein parking is expressly prohibited at all times; and

WHEREAS, the purpose of this Ordinance is to supplement and amend Article X, Schedule I, "NO PARKING;" and **WHEREAS**, all additions are shown in ***bold italics with underlines***. The deletions are shown as ***strikeovers in bold italics***. Article X, Schedule I, "NO PARKING" that will remain unchanged are shown in normal type.

NOW, THEREFORE, BE IT ORDAINED, the Mayor and Council of the Borough of Shrewsbury hereby ordain as follows:

Section One. Article X, Schedule I, "NO PARKING", is hereby amended to include the following:

Name of Street	Side	Location
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<i>Heritage Drive</i>	<i>Both</i>	<i>From the intersection with White Road and continuing for 400 feet in a southerly direction toward Constitution Drive</i>
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SECTION TWO. REPEALER. All Ordinances or parts of Ordinances inconsistent herewith are repealed to the extent of such inconsistency. The Borough Clerk is authorized to renumber and/or re-codify any sections affected by such repeal to the extent consistent with this Ordinance.

SECTION THREE. SEVERABILITY. If any word, phrase, clause, section or provision of this Ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional such word, phrase, clause, section or provision shall be severable from the balance of the Ordinance and the remainder of the Ordinance shall remain in full force and effect.

SECTION FOUR. EFFECTIVE DATE. This Ordinance shall take effect upon publication thereof after final passage according to law.

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Reports of Council

Councilwoman DerAsadourian

- Working with Engineer and Safe Routes to School on the White Street project.
- Negotiation Committee will be meeting within the next month.

Councilman DeSalvo

-No Report

Councilman Eddy : Christopher Cherbini

- Brush is still going every other week
- Putting together a package for their dump truck
- Will be meeting with an architect for plans for the DPW Building expansion

Councilwoman Doran Fulner

- Councilwoman Fulner did a walkthrough of the Esther Hymer Preserve with the Shade Tree Commission

Councilman Gilmartin

Recreation:

- Preparing for fall sports season – Soccer.
- Fields being prepped, some support for fall baseball.

Shrewsbury Fire Department

Completed first yearly emergency drill with Meridian the end of July; planning similar drills for other senior living facilities before the end of the year.

July Call Report:

- 9- General Alarms; including two calls to support first aid efforts.
- We had a number of mutual aid calls:
 - 3 - Eatontown
 - 4- Mutual Aid Oceanport
 - 3 – Little Silver
 - 1 – Holmdel
- Total calls 28 - 93 man hours
- Add up meetings, training, drills, and extra activities: **150.25 Man Hours**

Shrewsbury First Aid Squad (Squad 45-21)

July Call Report

- Busier month - Total Calls in May: 43 - Two of the calls required special considerations and lift assistance from Shrewsbury Hose Company 1.
- The squad was down to 1 ambulance in July as vital and reusable equipment was transferred from the old 4556 to the new 4556. The new ambulance went into service on August 3.
- Squad 4521 Line Officers and Borough Administrator Cherbini met with the Executive Director of Chelsea Shrewsbury to discuss increased call volume and the requesting of services for emergency calls only.
- Squad 4521 participated in the mass evacuation drill on 7/11/21 held at Hackensack Meridian 89 Avenue of the Commons.

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- Patients transported to:
 - 22 – Riverview Medical Center
 - 7 – Monmouth Medical Center
 - 2 – Jersey Shore University Medical Center
- Top Five Responders
 - Georgia Blair- 24 calls
 - Paul Drazen- 19 calls
 - Gary Ruggiero- 15 calls
 - Shelley Canonico- 13 calls
 - Oliver Fetter-11 calls

Councilman Sena

- Tax Bills went out, and the Grace Period is through August 27th, 2021 to pay taxes without penalty.
- Submission for reimbursement to FEMA was sent in for hurricane Isaias for hurricane related expenses.
- RFP will be going out for council to review regarding the renovations of the Wardell house.

Mayor's Report

- Governor Murphy issued a mandate regarding masks within the school, Mayor Anderson reached out to the Governors Office with his concerns regarding climate control with Shrewsbury Borough School, and the issue that may arise when teaching in these conditions.
- Will be visiting Sunrise and Brandywine to meet with residents and hear any concerns of those living there and to help keep them involved in the community.
- Historical Plaque will be placed on Manson Park near Sycamore Avenue regarding the Historic Nature of our Borough.
- JCP&L will be trimming trees to help prevent damage to power lines. They will be driving around and asking residents if they can trim/remove trees on their property.
- Curbing on White Street is deteriorating and the road itself will be repaved and repaired next summer. In the meantime, the engineer is working on solutions to fix the curb for now until the actual repairs take place.

Administrator's Report

- Construction on White Road, has resulted in several problems for NJNG. Mr. Cherbini explained that the Borough was not notified regarding the work until it began. Mr. Cherbini stated that he will be in constant contact during this project.

Clerk's Report

- No Report

Open the Floor to the Public

Mayor Anderson opened the floor to the public.

Inaudible

- Wants to confirm that the Proposed Ordinance will not cause an issue with residents parking in front of their homes. Mayor Anderson explained that the proposed ordinance should not interfere with area in front of residential properties. Mayor Anderson went on to further explain that the current issue should be resolved, and if another issue arises then it will be addressed in incremental phases.

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-Residents of Constitution and Heritage Drive also have concerns regarding the construction on White Road by the Trian Tracks, Mr. Cherbini said that he would reach out to Chief Turner to resolve that issue.

Stuart Minis, 35 Thomas Avenue

- Mr. Minis was interested in the Grant Resolution for Thomas Avenue, Mayor Anderson explained that this road met requirements for NJDOT, a Grant Application was submitted, and the Borough is waiting to see if NJDOT will approve our request. Mr. Minis also wanted to confirm that the design of Thomas Avenue would stay within the same footprint, if approved for the grant.

-Mr. Minis referenced the letter that was sent out with the tax bills and requested that Mayor and Council look into raising the Open Space Tax in order to acquire and preserve the Open Space within the Borough. Mr. Padula stated that a resolution or ordinance needs to be passed in order to request to the County Clerk that a referendum be placed on the ballot at an election.

-Mr. Minis requested any information regarding grants for the parks. Mr. Cherbini stated that the Borough actively pursues any applicable grants.

- Mr. Minis would also like to encourage along with Mr. Gerth volunteers to help preserve the Esther Hymer Nature Preserve. Mayor Anderson agreed that it is a vital part of the community and that Mayor and Council have enlisted DPW to help with the preservation of the area.

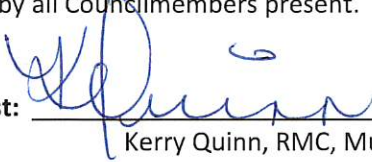
Close the Floor to the Public

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

Adjourn

Meeting adjourned at 7:55pm on a motion made by Councilman Sena, seconded by Councilman DeSalvo with ayes by all Councilmembers present.

Attest:



Kerry Quinn, RMC, Municipal Clerk

Approve:



Erik Anderson, Mayor