

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

March 14, 2023

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 7, 2023 by the Municipal Clerk.

Roll Call

Present: Councilwoman Deidre DerAsadourian
Councilman Don Eddy
Councilman Daniel Levy
Councilman Jason Sena
Councilwoman Jaclyn Woehnker

Also, Present: Erik Anderson, Mayor
Salvatore J. Alfieri Jr., Attorney
Christopher Cherbini, Borough Administrator
Kerry Quinn, Municipal Clerk

Absent: Councilman Brendan Gilmartin

Salute to Flag

Led by Mayor Erik Anderson

Approval of Minutes- February 14th, 2023

Councilwoman Woehnker motioned to approve the February 14th, Regular Meeting Minutes seconded by Councilman Levy, and approved by the following roll call vote:

Ayes: DerAsadourian, Levy and Woehnker
Nays: None
Abstain: Eddy, Sena

ORDINANCE 2023-1104, SECOND READING/ PUBLIC HEARING: Bond Ordinance Providing an Appropriation Of \$300,000 For Improvements to Thomas Avenue for And by The Borough of Shrewsbury in The County of Monmouth, New Jersey And, Authorizing the Issuance Of \$101,650 Bonds or Notes Of The Borough For Financing Part Of The Appropriation.

Open the Floor to the Public

Mayor Anderson opened the floor to the public to discuss Ordinance No. 2023-1104.

Stuart Minis, 35 Thomas Avenue

-Mr. Minis would like further information regarding the pending Thomas Avenue Ordinance. Mr. Cherbini stated that this allows the Borough to receive the funds, and ideally the borough will have plans early in the summer to get the project started as soon as possible.

Close the Floor to the Public

Mayor Anderson closed the floor to the public.

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Motion to Adopt

Councilwoman Woehner motioned to adopt Ordinance No. 2023-1104, seconded by Councilman Eddy, and approved by the following roll call vote:

Ayes: DerAsadourian, Eddy, Levy, Sena, and Woehner
Nays: None
Abstain: None

ORDINANCE 2023-1105, SECOND READING/ PUBLIC HEARING: Bond Ordinance Amending Bond Ordinance Number 2022-1097 Finally Adopted by The Borough Council of The Borough of Shrewsbury, New Jersey On July 18, 2022

Open the Floor to the Public

Mayor Anderson opened the floor to the public to discuss Ordinance No. 2023-1105

Close the Floor to the Public

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

Motion to Adopt

Councilwoman DerAsadourian motioned to adopt Ordinance No. 2023-1105, seconded by Councilwoman Woehner, and approved by the following roll call vote:

Ayes: DerAsadourian, Eddy, Levy, Sena, and Woehner
Nays: None
Abstain: None

ORDINANCE 2023-1106, INTRODUCTION/FIRST READING: Calendar Year 2023 Model Ordinance to Exceed the Municipal Budget Appropriation Limits and To Establish a Cap Bank (N.J.S.A. 40a: 4-45.14)

Motion to Introduce

Councilman Sena motioned to introduced Ordinance 2023-1106 seconded by Councilman Eddy, and approved by the following roll call vote:

Ayes: DerAsadourian, Eddy, Levy, Sena, and Woehner
Nays: None
Abstain: None

Resolution:

Resolution 2023-046 Resolution to Introduce the 2023 Municipal Budget

Councilman Sena stated that there will be a full presentation at the April 18th, 2023 meeting prior to the 2023 Municipal Budget being proposed for adoption.

Councilman Sena motioned to approve the Resolution 2023-046: Resolution to Introduce the 2023 Municipal Budget seconded by Councilwoman Woehner and approved by the following roll call vote:

Ayes: DerAsadourian, Eddy, Levy, Sena, and Woehner
Nays: None
Abstain: None

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RESOLUTION TO INTRODUCE THE 2023 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2023:

General Appropriations for:

Appropriations within "CAPS"
Municipal Purposes \$ 7,787,914.99

Appropriations excluded from "CAPS":
Municipal Purposes \$ 1,510,592.59

Reserve for Uncollected Taxes \$ 395,434.42

Total General Appropriations \$ 9,693,942.00

Less: Anticipated Revenues other
than current property tax \$ 1,975,243.00

Difference: Amount to be raised by Taxes
for Support of Municipal Budget
as follows:

Local tax for Municipal Purposes
including Reserve for Uncollected Taxes \$ 7,718,699.00

BE IT ALSO RESOLVED, that said Budget be published in the Asbury Park Press & Two River Times in the issue of March 26, 2023; and

BE IT FURTHER RESOLVED, that the Governing Body of the Borough of Shrewsbury does hereby approve the following as the Budget for the year 2023.

BE IT FINALLY RESOLVED that a Hearing on the Budget and Tax Resolution will be held at Shrewsbury Borough Hall on April 18, at 7:00 p.m. at which time and place objections to said Budget and Tax Resolution for the year 2023 may be presented by taxpayers or other interested persons.

Consent Agenda:

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

Ayes: DerAsadourian, Eddy, Levy, Sena, and Woehner
Nays: None
Abstain: None

RESOLUTION 2023-047 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

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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 below listed items will be donated
- (2) A list of the surplus property to be sold is as follows:
 - 1 Bullard Thermal Imager - first generation
 - 1 Stan Tech Server Rack
 - 9 Streamlight Lightbox Flashlights, chargers, chords - lead battery, non-LED
 - 4 Streamlight Survivor Flashlights - personal flashlight, SL 90X
 - 6 pairs assorted leather and rubber fire boots.
 - 22 Globe turnout jackets - older than 10 years
 - 24 Globe
- (3) The surplus property as identified shall be sold in an "as-is" condition.

RESOLUTION 2023-048 RESOLUTION PROVIDING FOR APPROPRIATION RESERVES TRANSFERS IN THE 2022 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-58

WHEREAS, N.J.S.A. 40A:4-58 provides that transfers may be made between appropriations during the first three (3) months of the subsequent fiscal year; and,

WHEREAS, the Borough Council of the Borough of Shrewsbury has determined that such transfer is prudent and necessary.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Shrewsbury, County of Monmouth, State of New Jersey, (by not less than two-thirds of all the members thereof affirmatively concurring) the transfers in the amounts and totals listed on the attached sheet be in the 2022 Municipal Budget.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer.

RESOLUTION 2023-049 RESOLUTION AMENDING THE 2023 TEMPORARY BUDGET APPROPRIATIONS, PURSUANT TO N.J.S.A. 40A:4-20, PRIOR TO THE ADOPTION OF THE 2023 MUNICIPAL BUDGET

WHEREAS, an emergent condition has arisen with respect to increase in temporary appropriations and no adequate provision has been made in the 2023 temporary appropriations for the aforesaid purpose; and,

WHEREAS, N.J.S.A. 40A:4-20 provides for the creation of a temporary emergency appropriation for the purpose mentioned above; and,

WHEREAS, the total Current Fund emergency temporary resolutions adopted in the year 2023 pursuant to the provisions of Chapter 96, P.L. 1051 (N.J.S.A. 40A:4-20) including this resolution total \$1,500,000.

WHEREAS, the total temporary Current Fund appropriations adopted in the year 2022 including this resolution total \$3,755,000.

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NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Shrewsbury, County of Monmouth, State of New Jersey, (by not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made to the 2023 temporary budget per the attached list.
2. That said temporary appropriation will be provided for in the 2023 Municipal Budget
3. A certified copy of this resolution be forwarded to the Chief Financial Officer.

RESOLUTION 2023-050 RESOLUTION AUTHORIZING THE RETURN OF HISTORIC APPROPRIATENESS REVIEW ESCROW FUNDS

PROPERTY OWNER:	ROBERT BONITZ
PROPERTY LOCATION:	BLOCK 28 LOT 44.04 65 BEECH TREE LANE

WHEREAS, the above-named applicant previously posted, pursuant to the provision of the Municipal Land Use Law and Borough Ordinances, Historic Appropriateness review escrow funds for professional services to ensure proper review of updates; and,

WHEREAS, the Land Use Board Professionals provided a Certificate of Appropriateness on 12/07/2022;

WHEREAS, said professionals then stated that funds should not have been collected, as property is not in the Historic District;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Shrewsbury, in the County of Monmouth, State of New Jersey, as follows:

1. That the Chief Financial Officer be and is hereby authorized to effectuate the return of the Historic Appropriateness review escrow funds to the property owner in the amount of \$200.00
2. A certified copy of this resolution shall be provided by the Borough Clerk to each of the following:
 - a.) Borough Engineer
 - b.) Chief Financial Officer
 - c.) Land Use Administrative Agent
 - d.) Property Owner

RESOLUTION 2023-051 RESOLUTION APPLYING TO NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY FOR FY22 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS (HMEP) SUBAWARD #2022-13 IN THE AMOUNT OF \$9,596.10

WHEREAS, the Borough of Shrewsbury desires to apply to the Department of Law and Public Safety Division of State Police for the FY22 Hazardous Materials Emergency Preparedness Subaward for the period 9/30/2022 to 9/30/2023; and

WHEREAS, the Mayor and Council of the Borough of Shrewsbury is authorized to accept and is applying for the FY22 Hazardous Materials Emergency Preparedness Subaward in the amount of \$9,596.10 which will be subdivided into a Training and a Planning portion as described in the application in order to provide funding to improve the implementation of the Office of Emergency Management planning efforts as it relates to hazardous materials accidents/incidents within the Borough of Shrewsbury; and

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NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Shrewsbury hereby authorize and does accept said grant application with the Department of Law and Public Safety Division of State Police.

**RESOLUTION 2023-052 RESOLUTION APPROVING A PERFORMANCE GUARANTY RELEASE
FOR SUNRISE DEVOLPMENT, INC. BLOCK 28, LOT 4**

WHEREAS, the above-named developer of the above-named land use development located on property known as block 28 lot 4, previously posted as a condition of the Zoning Board approval, and in accordance with the requirements of the Borough for the development of said property, a performance guarantee to ensure proper construction of real property improvements therein; and

WHEREAS, the developer has made a request for release of the performance guarantee which was posted as Performance Bond issued in the original amount of \$779,198.40 representing 90% of the guarantee and the 10% cash portion originally posted in the amount of \$86,577.60, totaling a performance guarantee in the amount of \$865,776.40; and,

WHEREAS, the Borough Engineer, Mr. David A. Cranmer, by performance guarantee release letter dated November 14, 2022, has recommended release of the aforesaid performance guarantee with a waiver of the maintenance guarantee and stormwater basin fee contingent upon all fees being paid.

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

1. Sunrise Development Inc. is hereby granted the request for release of the aforesaid performance guarantee, in accordance with the performance guarantee release report and recommendation aforesaid.
2. The Borough of Shrewsbury will issue a refund of the 10% cash portion (\$86,577.60) plus all accrued interest at the time the refund is issued.
3. That said release of the performance guarantee is contingent upon the developer reimbursing the Borough for the cost of any and all outstanding construction inspection fees and the cost of any and all other charges as per Borough Ordinances for the release of said performance guarantee.
4. The Borough Clerk is hereby directed to forward a duly certified copy of this Resolution to the following:
 - a. Division of Engineering
 - b. Land Use Secretary
 - c. Chief Financial Officer
 - d. Sunrise Development INC., 766 Broad Street, Shrewsbury, NJ 07702

**RESOLUTION 2023-053 RESOLUTION AUTHORIZING THE COUNTY OF MONMOUTH MOSQUITO CONTROL DIVISION TO
CONDUCT AERIAL MOSQUITO CONTROL OPERATIONS WITHIN SHREWSBURY BOROUGH**

WHEREAS, the Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitos within the county; and

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WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population within the County of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated "congested area," the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Borough of Shrewsbury is designated as a "congested area" by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW, THEREFORE, be it resolved as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas designated harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:
 - a. the County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies, and
 - b. such operations will be performed in compliance with applicable Federal and State regulations, and
 - c. the County will notify the police department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

RESOLUTION 2023-054 A RESOLUTION CONFIRMING APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS AND COMMITTEES OF THE BOROUGH

BE IT RESOLVED BY THE Mayor of the Borough of Shrewsbury, that the following Board and Commission appointments be made with the advice and consent of the Borough Council:

RECREATION COMMITTEE

POSITION	NAME	TERM/YRS	EXPIRES
Member	Mike Keller	3	12/31/25
Member	Joe Henry	3	12/31/25
Member	Brian Golden	3	12/31/25
Member	Chris Albanese	3	12/31/25

BE IT FURTHER RESOLVED By the Mayor of the Borough of Shrewsbury, that the following Board and Commission appointments be made without the advice and consent of the Borough Council:

ENVIRONMENTAL COMMISSION

POSITION	NAME	TERM/YRS	EXPIRES
Member	Chris McAvoy	3	12/31/25
Member	Stella Fotopoulos	3	12/31/25

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SHADE TREE COMMISSION

POSITION	NAME	TERM/YRS	EXPIRES
Member	Ryan Howard	5	12/31/27
Member	Stuart Minis	5	12/31/27

SHREWSBURY COMMUNITY GARDEN COMMITTEE

POSITION	NAME	TERM/YRS	EXPIRES
Member	Tina Behr	3	12/31/25
Member	Ken Martin	3	12/31/25
Member	Don Burden	3	12/31/25

RESOLUTION 2023-055 RESOLUTION AUTHORIZING THE PURCHASE OF AN EV BLANKET FOR THE SHREWSBURY HOSE COMPANY #1

WHEREAS, the Borough has a need for an EV Blanket for the Shrewsbury Hose Company; and

WHEREAS, the Borough is in possession of two (2) quotes from HUB Industrial Supply and W.S. Darley Co. ; and

WHEREAS, the Borough would like to purchase the EV Blanket from Hub Industrial Supply for \$2,472.06

NOW, THEREFORE, BE IT RESOLVED that the Borough approves purchase the EV Blanket from Hub Industrial Supply.

RESOLUTION 2023-056 RESOLUTION TO HIRE SUMMER CAMP DIRECTOR FOR THE 2023 SUMMER RECREATION PROGRAM

WHEREAS, the Borough of Shrewsbury Recreation Committee will sponsor a summer day camp program; and

WHEREAS, the program will be held at the Sickles Park from Monday, June 26th through Friday, July 21st, 2023 (closed on July 4th for the Holiday), from 9:00am to 12:00pm. On rainy days, camp will be held at Shrewsbury Borough School; and

WHEREAS, the recommendation of the Borough Administrator is to hire the Karen Fordham as the Camp Director.

Title	Name	Salary
Summer Camp Director	Karen Fordham	\$3,750.00 (Total Salary)

NOW BE IT RESOLVED by the Mayor and the Council of the Borough of Shrewsbury that the salary set above for the summer Recreation Camp Director for the year 2023 be approved.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Chief Financial Officer and the Recreation Committee.

RESOLUTION 2023-057 RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR LSRP, LICENSED SITE REMEDIATION PROFESSIONALS

WHEREAS, the Borough of Shrewsbury has a need to acquire LSRP, Licensed Site Remediation Professionals as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and,

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WHEREAS, the purchasing agent has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is for 1 year(s); and

WHEREAS, First Environmental Company has submitted a proposal March 13, 2023 indicating they will provide the Site Investigation and Remediation for the Borough; and

WHEREAS, First Environmental Company has completed and submitted a Business Entity Disclosure Certification which certifies that First Environmental Company has not made any reportable contributions to a political or candidate committee in the Borough of Shrewsbury in the previous one year, and that the contract will prohibit the First Environmental Company from making any reportable contributions through the term of the contract, and

WHEREAS, the CFO has certified that funds are available N.J.A.C. 5:30-5.4.

NOW THEREFORE, BE IT RESOLVED that the Borough of Shrewsbury authorizes the Borough Administrator to execute a contract on behalf of the Borough with First Environmental Company, as described herein, not to exceed \$5,000.00; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

RESOLUTION 2023-058 RESOLUTION APPROVING THE BILL LIST FOR MARCH 14, 2023 AND AUTHORIZING PAYMENT OF BILLS

WHEREAS, the Borough of Shrewsbury received certain claims against it by way of voucher in the amount of \$284,366.51 for the period ending March 14, 2023; 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.

RESOLUTION 2023-059 RESOLUTION APPROVING VOLUNTEER FOR THE SHREWSBURY HOSE COMPANY #1

WHEREAS, the Shrewsbury Hose Company #1 has requested that the Mayor and Council approve the following to be approved by the New Jersey State Firemen's Association:

Robert A. Cromer Shrewsbury Hose Company #1

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Shrewsbury, County of Monmouth and State of New Jersey, that the above-mentioned volunteer (s) have been approved.

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Reports of Council

Councilwoman DerAsadourian:

-SRTS is working with the Borough Engineer on traffic calming strategies for Sycamore Avenue and RT. 35

Councilman Eddy:

-Brush pickup will begin on April 1st.

Councilman Gilmartin:

Shrewsbury Recreation:

- Convened the Rec Committee on March 2 to introduce Victoria Caulfield as the new Rec Director.
- Preparations are well underway for the Spring Sports Season.
- Summer Camp registration will open in the coming weeks.

Shrewsbury Fire Department

- **February Call Report:**
 - SFD responded to 10 calls, including 5 General Alarms.
 - Mutual Aid:
 - 1 to Oceanport
 - 1 to Eatontown
- With meetings, drills, and training, the department volunteered 107.71 hours.

Shrewsbury First Aid Squad (Squad 45-21)

- **February Call Report:**
 - Total Calls: 34
 - 18 patients were transported to Riverview Medical Center; 4 to Monmouth Medical, and 2 to Jersey Shore University Medical Center.
- **Mutual Aid Calls:**
 - 1 Mutual Aid call into Shrewsbury
 - 1 Mutual Aid out to Tinton Falls was cancelled.

Councilman Levy:

-Environmental Commission is hosting an Earth Day Event on 4/22 9am- 11am

- Saturday, May 20 Monmouth County will be hosting a Paper Shredding Event at the Municipal Complex from 9am-1pm

Councilman Sena:

-Budget was introduced at this evening's meeting.

Councilwoman Woehner:

-Community Garden opening day will be April 15th.

Mayor's Report

Mayor Erik Anderson

-NJ State Budget again threatens to cut the funding for RBR'S The Source. Which Mayor Anderson and the Council will keep an eye on.

-Mayor Anderson met with the Homesteaders and SCAN and is hopefully that there are members that would like to join SCAN.

-Mayor Anderson wanted to welcome the newest employee to the Borough of Shrewsbury Victoria Caulfield, as the Community Events and Recreation Coordinator. With this role Mayor and Council are hopefully that the Borough will be able to host more Community Events, such as Music in the Park, and events of that nature.

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-Mayor Anderson attended a meeting regarding the Navesink Bridge, and even though it does not directly impact the Borough it is still a project that will affect the community. The current issue is the bridge height which municipalities that are directly affected would like changed, while the federal government is stating that if the height is not complied with than funding will be revoked.

Administrator's Report

- Summer Camp signups will be opened on March 16th. That will be for counselors as well as signups for the children.
- 2022 Audit will begin in May

Correspondence

- The April meeting will be moved from April 11th, to April 18th due to quorum purposes
- The May meeting will be relocated to Thornbrook Community Room which will be noticed in the newspaper, on the website and bulletin board in the Municipal Building.

Open to the Public

Stuart Minis, 35 Thomas Avenue

-Mr. Minis wanted to confirm that with the changes to the April and May meetings that there were no changes to the June meeting. Which Ms. Quinn confirmed that the June 13th meeting will not be changed.


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 7:31pm on a motion made by Councilman Sena, seconded by Councilman Gilmartin with ayes by all Councilmembers present.

Attest:


Kerry Quinn, RMC, Municipal Clerk

Approve:


Erik Anderson, Mayor