



REGULAR MEETING MINUTES

Shrewsbury Township
1979 Crawford Street
Shrewsbury Township, NJ 07724

Teri Giercyk, RMC
Municipal Clerk

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Shrewsbury Township Committee

October 10th 2017

REGULAR MEETING - 7:00 PM

MINUTES

COMMITTEEMEMBER NOLAN MOVED THE ADOPTION OF THE FOLLOWING MINUTES:

CALL MEETING TO ORDER by Mayor Edward Nolan at 7:00 P.M.

In accordance with the requirements of Section 4(a) of C.231, P.L. 1975, the required Annual Notice of this meeting was published in Asbury Park Press on January 5, 2017, in addition, to posting on the bulletin board in the Municipal Building on January 1, 2017 by the Municipal Clerk. The meeting called to order by Mayor Nolan in accordance with the Open Public Meetings Act at 7:00 P.M. on this 10th day of October 2017.

ROLL CALL:

GOVERNING BODY MEMBERS PRESENT: Committeewoman Bailly, Committeeman Puhak, and Mayor Nolan.

TOWNSHIP OFFICIALS PRESENT: Township Attorney Gene Anthony, Municipal Clerk Teri Giercyk, and C.F.O. Sue Veitengruber.

MEMBERS OF THE PUBLIC WERE IN ATTENDANCE

SALUTE TO THE FLAG

APPROVAL OF MINUTES:

Regular Meeting Minutes – 10/3/2017

Moved by Mayor Nolan, seconded by Mr. Puhak

Ayes – Mr. Puhak and Mayor Nolan

Abstain – Mrs. Bailly

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CORRESPONDENCE

1. Received Civil Action – Summons Regarding Jeffery Foster Vs. Township of Shrewsbury (9/21/2017) and Answer to Complaint in Lieu of Prerogative writs/Case information statement (10/9/2017)
2. Central Jersey Municipal Employee Benefits Fund – 2018 Proposed Budget
3. The Monmouth County Board of Health – Key Activity Report August 2017
4. Jersey Central Power & Light – Public hearing on September 26, 2017
5. William 811 – Important Safety Information for Public Officials
6. NJ DEP – Traditional harvest songs mark the turning of the seasons at historic site in Somerville, Somerset County, on Sept 30th.
7. The NJ Clean Water Council – 2017 Annual Public Hearing - Moving Stormwater Pollution Improvements to the Next Level, Thursday October 19, 2017 1pm to 4pm.
8. NJ DEP – Clean Communities Coordinator Certification Training, October 19 & 26, 2017 and November 2, 2017.
9. State of New Jersey DOT applications can now be accepted (9/26/2017)
10. NJLM – No dues increase for the 2018 calendar year (10/2/2017)

Do I hear a motion to accept the correspondence? Moved by Mayor Nolan, seconded by Mr. Puhak.

Ayes – Mrs. Bailly, Mr. Puhak, and Mayor Nolan.

REPORTS:

FINANCE:

Sue Veitengruber: Spoke about Best Practices Survey for 2017. 92% compliance, will not lose any State Aid. File electronically.

PUBLIC WORKS REPORT:

Mr. Jeffrey Foster:

DPW Report. 9/26/17

1. Browns heating service the gym heaters
2. DPW service the 2 office a/c and heater filters
3. Finished up on the parking spots in working on Crawford repaint the yellow curb
4. Will be planting mums this week
5. Starting leaf pick up one a week
6. The township committee should pick out a bulk date in mid November
7. We will need two dumpsters one for bulk and one for concrete debris

DPW Report. 10/10/17

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1. Pick up is done new tires from the county
2. Street light fixed on Belshaw
3. Planted mums on the island and in front of Townhall
4. Leaf pick up 2 times a week
5. Clean out all drains

MUNICIPAL ATTORNEY:

Mr. Anthony: States that he filed the answer for the current lawsuit.

SAFETY AND NEIGHBORHOOD WATCH:

Mrs. Bailly: On 10/30/17, 7pm walk for mischief night. 10/28/17 Costume Halloween party for kids in the gymnasium.

ORDINANCE FOR INTRODUCTION

TOWNSHIP OF SHREWSBURY ORDINANCE #2017-08

ORDINANCE AMENDING ORDINANCE 11.27.12 CONCERNING BOAT AND BOAT TRAILER PARKING AND ESTABLISHING REGULATIONS THEREIN

WHEREAS, the Township of Shrewsbury seeks to establish minimum standards and regulations governing the storage and parking of boats and boat trailers in Shrewsbury Township; and

WHEREAS, this Ordinance amends all prior Ordinances dealing with the storage and parking of boats and boat trailers in Shrewsbury Township and establishes the present and future regulations and standards for such use; and

WHEREAS, this Ordinance specifically amends Ordinance 11.27.12 adopted December 18, 2012 concerning boat and boat trailer parking and establishing regulations therein; and

WHEREAS, certain provisions are necessary to establish enforcement of the regulations and standards governing boat and boat trailer storage and parking in the Township of Shrewsbury.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Shrewsbury that the following regulations and standards shall exist concerning boats and boat trailers:

Section 1. Parking and Storage on Private Property

No more than one (1) boat and boat trailer shall be allowed to be parked or stored on private property outdoors and such storage shall be in the rear or side yard of any private lot or designated area allowed by the Township Committee by separate Resolution.

Section 2. No person shall park, store or allow to remain on any public street or public parking lot a boat or boat trailer.

Section 3. Upon the declaration of an emergency there shall be no parking upon public streets and parking lots or sections of streets where temporary "emergency no parking" signs are displayed or as authorized by the Township Committee.

Section 4. Enforcement

Any violation of the aforesaid Ordinance may be subject to a fine of not less than One Hundred Dollars (\$100.00) and not greater than Two Thousand Dollars (\$2,000.00).

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Section 5. Other Violations

In addition to the fines aforesaid, any boat or boat trailer which is illegally parked may be subject to tow-away by the Code Enforcement Officer with the owner subject to reasonable cost and removal and storage, which may result from such removal before regaining possession of the vehicle.

Whenever any vehicle impounded by virtue of this Ordinance has been ascertained not to be stolen and is certified for junk title and remains unclaimed by any person having the right to possession of such vehicle for a period of ninety (90) days, unless less time is provided by N.J.S.A. 39:10A-1 or other appropriate Statutes, said vehicle shall be sold at public auction under the direction of the Township Committee pursuant to N.J.S.A. 39:10A-1 and/or other appropriate Statutes after notice of such sale has been given at least five (5) days prior thereto by one (1) publication in a newspaper circulated in the Township of Shrewsbury and upon mailing of a copy of said notice to the record owner thereof by regular mail and certified mail, return receipt requested at least five (5) days prior to said sale, if the name and address be known and to the holder of any security interest filed with the Director of the Division of Motor Vehicles. Procedure for sale shall be that provided by the Township Abandoned Vehicle Ordinance.

Section 6. In the event any portion of this Ordinance is stricken by Court for any reason, the remaining provisions of this Ordinance shall remain valid and in force and effect, notwithstanding the stricken provision.

All Ordinances or parts of Ordinances of the Township of Shrewsbury in conflict or inconsistent with this Ordinance are hereby repealed, but only, however, to the extent of such conflict or inconsistencies; it being the legislative intent that all other Ordinances or parts of Ordinances now existing and in effect, unless the same be in conflict or inconsistent with any of the provisions of this Ordinance, shall remain in full force and effect.

The above Ordinance shall be effective upon publication in accordance with the law and subject to approvals, if necessary.

GLENWOOD PUHAK, Township Committeeperson introduced the aforesaid Ordinance and EDWARD NOLAN, Township Committeeperson Seconded said Ordinance for introduction.

ROLL CALL

Affirmative: PUHAK AND NOLAN

Negative: BAILLY

Abstain: NONE

Absent: NONE

_____, Township Committeeperson, moved the aforesaid Ordinance for second reading for Public Hearing and upon closure of said Public Hearing moved for its final reading and adoption, seconded by _____, Township Committeeperson.

ROLL CALL

Affirmative:

Negative:

Abstain:

Absent:

DATE INTRODUCED: October 10, 2017

DATE ADOPTED:

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EDWARD NOLAN, Mayor

ATTEST:

**TERI GIERCYK, RMC
Township Clerk**

RESOLUTIONS:

COMMITTEEMEMBER NOLAN OFFERED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

TOWNSHIP OF SHREWSBURY

RESOLUTION 2017-106

SUPPORTING BRADLEY BEACH RESOLUTION 2017-180

WHEREAS, the move by the Borough of Bradley Beach to in-house single stream recycling has saved the Borough landfill fees and space, and has made recycling easier for our residents; and

WHEREAS, Monmouth County is the only large-population county in New Jersey that does not have an in-county facility to process recyclables. As a result, the Borough of Bradley Beach is currently paying \$30 to \$40 per ton to process its single stream outside Monmouth County; and

WHEREAS, Monmouth County to have its own facility to process recyclables, the Borough of Bradley Beach would save the sum of \$20 per ton in shipping fees; and

WHEREAS, Monmouth County has long indicated its intention to have a private entity build and operate such a facility at the County’s Reclamation Center in Tinton Falls. Monmouth County’s intention was to publish a RFP in July of this year for the building of a processing facility in Tinton Falls, however, to date this has not happened; and

WHEREAS, the Environmental Commission of the Borough of Bradley Beach has strongly endorsed the construction of a County recycling facility; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of Shrewsbury Township joins in with the endorsement of Bradley Beach and urge the Monmouth County Freeholders, to act expeditiously to publish the construction and operation RFP that will place Monmouth County in the forefront of recycling advancement and environmental protection.

BE IT FURTHER RESOLVED, that the Township Committee of Shrewsbury, County of Monmouth, hereby support the construction of a County recycling facility.

Seconded by Committeemember PUHAK and adopted on roll call by the following vote:

Name	Motion	Second	Ayes	Nays	Abstain	Absent
Bailly			X			
Puhak		X	X			
Nolan	X		X			

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I, Teri Giercyk, Township Clerk of the Township of Shrewsbury, do hereby certify that the foregoing is a true copy of a resolution duly passed by the Mayor and Committee of the Township of Shrewsbury at a regular meeting held on the 10th day of October 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Township of Shrewsbury this 10th day of October, 2017.

Teri Giercyk, RMC
Township Municipal Clerk

COMMITTEEMEMBER NOLAN OFFERED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

**TOWNSHIP OF SHREWSBURY
RESOLUTION #2017-107**

**RESOLUTION EXPRESSING OPPOSITION TO LEGISLATIVE PROPOSALS REGARDING
THE OPEN PUBLIC MEETINGS ACT AND OPEN PUBLIC RECORDS ACT**

WHEREAS, the New Jersey Senate Budget and Appropriations Committee took action on Senate Bill Nos. 1045 and 1046, which amend the Open Public Meetings Act and Open Public Records Act, respectively, on June 29, 2017; and

WHEREAS, the Committee released the bills to the full Senate without recommendation because the bills are unnecessary, unpopular with the public, and would result in significant financial and administrative burdens on municipalities; and

WHEREAS, the bills fail to adequately protect taxpayers, municipalities and, especially, municipal clerks from abusive, harassing, and purposefully confrontational individuals who submit voluminous requests for no legitimate reason; and

WHEREAS, the legislation would expand the Open Public Meeting Act to create impractical and burdensome requirements with respect to subcommittees and working groups established by the entire governing body, which would effectively limit the ability of small groups of local officials discussing issues of public concern for the purposes of informing the governing body; and

WHEREAS, under the bills, the responsibilities of municipal clerks, who the Legislature has already loaded with responsibilities beyond the scope of their office, would be stretched even further than current law requires without a single dollar of additional resources provided to, or authorized to be collected by, municipalities; and

WHEREAS, the bills would impose a financial burden on municipalities that would not be offset by a revenue source other than the property tax, making the bills unfunded mandates prohibited by the New Jersey Constitution; and

WHEREAS, some municipalities are more equipped than others to meet the burdens that would be imposed by Senate Bill Nos. 1045 and 1046, however, without assistance of any kind from the States or the courts, every municipality would be on its own to meet the myriad new requirements of the law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Shrewsbury, County of Monmouth, that the Legislature is strongly urged to reject Senate Bill Nos. 1045 and 1046 and draft new legislation to modernize OPRA and OPMA while providing municipalities and clerks with the resources to effectuate these changes for the benefit of the public.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed with the legislative sponsors of Senate Bill Nos. 1045 and 1046 and Assembly Bill Nos. 2697 and 2699, the Speaker of the General Assembly, the President of the Senate, and the Governor, and all parties are urged to listen to the concerns of local officials and prevent Senate Bill Nos. 1045 and 1046 from becoming law.

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Seconded by Committeemember BAILLY and adopted on roll call by the following vote:

Name	Motion	Second	Ayes	Nays	Abstain	Absent
Bailly		X	X			
Puhak			X			
Nolan	X		X			

I, Teri Giercyk, Township Clerk of the Township of Shrewsbury, do hereby certify that the foregoing is a true copy of a resolution duly passed by the Mayor and Committee of the Township of Shrewsbury at a regular meeting held on the 10th day of October 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Township of Shrewsbury this 10th day of October, 2017.

Teri Giercyk, RMC
Township Municipal Clerk

COMMITTEEMEMBER NOLAN OFFERED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

TOWNSHIP OF SHREWSBURY

**RESOLUTION #2017-108
BEST PRACTICES SURVEY OCTOBER 10, 2017**

WHEREAS, the New Jersey Fiscal Year 2012 Appropriations Act (P.L. 2011, c.85) requires the Division of Local Government Services to determined how much of each municipality's final 5% allocation of its CMPTRA and ETR aid will be disbursed based upon the results of a Best Practices Inventory to be completed by each municipality; **and**

WHEREAS, the Best Practices Checklist was completed by Chief Financial Officer, Suzanne M. Veitengruber, as required by law, and is as attached; **and**

WHEREAS, the Municipal Governing Body must discuss all of the results of the Best Practices Inventory, by law, at a public meeting of the Township Committee, with the inventory results and certification of the same by the Chief Financial and Chief Administrative Officers referenced in the official minutes of the Township, and

WHEREAS, this discussion will take place prior to the vote on this resolution, and

WHEREAS, said checklist contains 23 positive responses out of 25 questions resulting in receipt of 100% of the final 5% allocation of its CMPTRA and ETR aid.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Shrewsbury, County of Monmouth, State of New Jersey that the checklist was reviewed and accepted, **and**

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BE IT FURTHER RESOLVED, by the Township Committee of the Township of Shrewsbury, County of Monmouth, State of New Jersey that the Municipal Clerk is hereby directed to include such discussion in the minutes of this meeting and append the 2017 Best Practices Survey to the minutes of the October 10, 2017 meeting

BE IT FURTHER RESOLVED that the Municipal Clerk/Chief Administrative Officer and Chief Financial Officer will certify to the Division of Local Government Services that the Best Practices Checklist for the Township of was approved by the governing body at the council meeting of October 10, 2017.

Seconded by Committeemember BAILLY and adopted on roll call by the following vote:

Name	Motion	Second	Ayes	Nays	Abstain	Absent
Bailly		X	X			
Puhak			X			
Nolan	X		X			

CERTIFICATION

I, Teri Giercyk, Municipal Clerk of the Township of Shrewsbury, County of Monmouth, and State of New Jersey do hereby certify that the foregoing resolution was duly adopted by the Governing Body at the regular meeting held on the October 10, 2017.

Teri Giercyk, RMC
Municipal Clerk

NOTE: Sue Veitengruber Chief Financial Official went over Resolution #2017-108 at length, explained the question and answer for each item

COMMITTEEMEMBER PUHAK OFFERED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

RESOLUTION #2017-109
PAYMENT OF THE BILLS

The Township Committee of the Township of Shrewsbury hereby authorizes payment of the Bills in the amount of **\$69,914.37.**

Seconded by Committeemember NOLAN and adopted on roll call by the following vote:

Name	Motion	Second	Ayes	Nays	Abstain	Absent
Bailly			X			
Puhak	X		X			
Nolan		X	X			

I hereby certify the above to be a true copy of the resolution adopted by the Township Committee at the Meeting held on October 10, 2017.

