

REGULAR MEETING MINUTES



**Shrewsbury Township
1979 Crawford Street
Shrewsbury Township, NJ 07724**

**Pamela D. Howard, RMC
Municipal Clerk**

**Phone (732) 542-0572
Fax (732) 935-1348**

**Shrewsbury Township Committee
JUNE 18, 2019
REGULAR MEETING – 7PM
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 8, 2019, in addition to posting on the bulletin board in the Municipal Building on January 8, 2019 by the Municipal Clerk.

ROLL CALL:

GOVERNING BODY MEMBERS PRESENT: Deputy Mayor Puhak, and Mayor Nolan.
Absent: Committeeman Jennings

TOWNSHIP OFFICIALS PRESENT: Township Attorney, Gene Anthony and Municipal Clerk, Pamela D. Howard.

MEMBERS OF THE PUBLIC WERE IN ATTENDANCE

SALUTE TO THE FLAG

APPROVAL OF MINUTES:

Regular Meeting Minutes – 5/28/2019

**Moved by Mayor Nolan, seconded by Mr. Puhak.
Ayes – Mr. Puhak and Mayor Nolan.**

CORRESPONDENCE

1. Monmouth County Key Activity Report – April 2019
2. Four Seasons of Upper Freehold Health and Wellness Expo 2019
3. NJDOT Commitment to Communities Forum & Expo – June 27, 2019

**Moved by Mayor Nolan, seconded by Mr. Puhak.
Ayes – Mr. Puhak and Mayor Nolan.**

REPORTS:

FINANCE: NONE

RECREATION REPORT: Katrina Thornton reported that Mr. Brunson held Fun Day in the park this weekend and summer events are posted on the website.

MUNICIPAL ATTORNEY REPORT: Mr. Anthony stated there were three ordinances on the agenda this evening and Ordinance #2019-3 was listed again because there was an error with publication. It will be introduced this evening and the Committee agreed to have a special meeting on Tuesday, July 2, 2019 at 5pm to adopt. He stated one of the other ordinances was the dog ordinance and it provided leash and pooper scooper provisions. It would also be amending the code enforcement provisions and they were going according to State statute. The final

REGULAR MEETING MINUTES

ordinance on for this evening would revise how a handicap parking application would be processed. He stated since there no longer was a Business Administrator, there was no need for it to go to the Public Works Director and then be approved by the Business Administrator. The application would now go to the Municipal Clerk and then to the Committee for approval at no fee. He also reported that the Mayor received a request for a resolution to support pension reform. He stated the cost of police & fire department they did not have and was not sure if it helps out or if it's relevant.

Mr. Puhak questioned the process to have a handicap parking space removed.

Mr. Anthony requested the address and explained the process and stated that both he and Ms. Howard would process it.

HOUSING INSPECTOR/CODE ENFORCEMENT: : Mr. Anthony stated he felt that Mr. Welsh could act on parking issues and may have to get involved with the dogs as well.

PUBLIC WORKS: Submitted by Mr. Foster, read over by Mr. Puhak.

DPW REPORT. 6/18/19

1 Cleaned road drain top after storm

2 Training Dave Dasher the new maintenance worker

3 Dropped of the Ford F-350 to county to fix trans cooling lines

4 Emergency lights and sockets in town hall and comply with JIF standards

5 JCP&L has replaced the light pole on Crawford by the park

6 Trailer parking sign is at county's sign shop there doing a layout proof layout is done Mayor has proof any changes mark on the proof

7 DPW phone transformer started smoking unplugged and call phone service and they replaced it

Jeffrey Foster CPWM
Shrewsbury Twp Supervisor Public Works

SAFETY & NEIGHBORHOOD WATCH: NONE

ORDINANCE(S) -

TOWNSHIP OF SHREWSBURY COUNTY OF MONMOUTH

BOND ORDINANCE NO. 2019-03

BOND ORDINANCE PROVIDING FOR THE UNDERGROUND STORAGE TANK REMEDIATION AND APPROPRIATING \$50,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$47,500.00 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE TOWNSHIP OF SHREWSBURY, IN THE COUNTY OF MONMOUTH, NEW JERSEY

BE IT ORDAINED by the TOWNSHIP COMMITTEE OF THE TOWNSHIP OF SHREWSBURY, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the TOWNSHIP of Shrewsbury, in the County of Monmouth, New Jersey (the "TOWNSHIP"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$50,000.00, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$2,500.00 as the

REGULAR MEETING MINUTES

down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in the Capital Improvement Fund of one or more previously adopted budgets

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$47,500.00, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized to be undertaken consist of the Underground Storage Tank Remediation, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with plans, specifications or requisitions therefor on file with or through the TOWNSHIP Chief Financial Officer, as finally approved by the governing body of the TOWNSHIP.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$50,000.00, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$50,000.00, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$50,000.00 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$2,500.00 down payment for said purposes.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the TOWNSHIP, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the TOWNSHIP may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is (five) 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the TOWNSHIP Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the TOWNSHIP as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$47,500.00 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) To the extent that moneys of the TOWNSHIP are used to finance, on an interim basis, costs of said improvements or purposes, the TOWNSHIP reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This

REGULAR MEETING MINUTES

ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the TOWNSHIP is hereby amended to 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 TOWNSHIP Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the TOWNSHIP for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the TOWNSHIP are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the TOWNSHIP, and, unless paid from other sources, the TOWNSHIP shall be obligated to levy ad valorem taxes upon all the taxable property within the TOWNSHIP for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

First Reading/Introduction: June 18, 2019

Second Reading/Public Hearing/Adoption:

Mayor Nolan, introduced the aforesaid Ordinance and Township Committeeperson, Mr. Puhak seconded said Ordinance for introduction.

ROLL CALL

Affirmative: PUHAK, NOLAN

Negative: NONE

Abstain:

Absent: JENNINGS

Dated: June 18, 2019

TOWNSHIP OF SHREWSBURY COUNTY OF MONMOUTH

ORDINANCE # 2019-05

ORDINANCE AMENDING AN ORDINANCE PROVIDING FOR THE REGISTRATION, LICENSING AND REGULATION OF DOGS IN THE TOWNSHIP OF SHREWSBURY, MONMOUTH COUNTY, NEW JERSEY

WHEREAS, the Township of Shrewsbury has established a number of Ordinances establishing fees for participants in various activities including an Ordinance providing for the registration, licensing and regulation of dogs originally adopted on September 2, 1953, amended in June 1960, amended again October 8, 1991, amended again in 1996, amended again in 2007 and once again in 2014; and

WHEREAS, the State of New Jersey has allowed for increased fees and late fees for the registration and licensing of dogs, and the regulation of dogs.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Governing Body of the Township of Shrewsbury, State of New Jersey that the following existing Ordinance shall be amended and supplemented as follows:

SECTION 3 – No person owing, keeping, maintained or harboring any dog shall suffer or permit the same to run at large at any time in the Municipality of Shrewsbury Township,

REGULAR MEETING MINUTES

except that this provision shall not apply to dogs while they are being trained, provided that at all times such dogs are under the control of the owner or trainer. No person owing or having the care, custody or control of any dog shall suffer or permit such dog to go or be off the premises owned by or in possession of said person unless the dog shall be accompanied by a person who is capable of controlling such dog and who has the dog securely confined and controlled by an adequate leash, not more than 6 ft. long.

SECTION 4

a. Prohibited Conduct: Exception. No person owning, harboring, keeping or in charge of any dog shall cause, suffer or allow such dog to soil, defile, defecate on, or permit any nuisance on any common thoroughfare, sidewalk, passageway, bypath, play area, park, public sports playing field, or any place where people congregate or walk, or upon any public property whatsoever, or upon any private property without the permission of the owner of said property. This restriction shall not apply to that portion of the public street lying between the curb lines, which portion of the street shall be used to curb dogs, provided that said person who curbs such dog shall remove all feces deposited by such animal in a sanitary container or such other means as may be approved by the County Board of Health, and that the feces removed shall be disposed of by the person owing, possessing or controlling said dog in a sanitary manner approved by said Board of Health.

b. Removal of Feces. In the event that any dog shall, through inadvertence or otherwise soil, defile, defecate or commit any nuisance where not permitted by this Ordinance, the person owning, harboring, keeping or in charge of such dog shall immediately remove all feces deposited by such dog by any sanitary method approved by the County Board of Health.

c. Exempt Persons. This section shall not apply or be enforced against blind persons in connection with their use of seeing-eye dogs.

SECTION 10 – Any person, firm or corporation violating any provision of this Ordinance shall, upon conviction, be subject to a fine not exceeding \$2,000.00, a term of imprisonment not exceeding 90 days, or a period of community service not exceeding 90 days, or any combination thereof. This Ordinance may be enforced by the Township Code Enforcement Officer, Animal Control Official or State Police.

BE IT FURTHER ORDAINED, that this ordinance shall take effective immediately upon final adoption and publication in the manner prescribed by law.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances that are inconsistent herewith are repealed, but only to the extent of such inconsistency.

First Reading/Introduction: June 18, 2019

Second Reading/Public Hearing/Adoption:

Mr. Puhak, introduced the aforesaid Ordinance and Township Committeeperson, Mayor Nolan seconded said Ordinance for introduction.

ROLL CALL

Affirmative: PUHAK, NOLAN

Negative: NONE

Abstain:

Absent: JENNINGS

Dated: June 18, 2019

ATTEST: _____
Pamela Howard, Clerk

APPROVE: _____
Edward Nolan, Mayor

REGULAR MEETING MINUTES

ORDINANCE # 2019-06

ORDINANCE AMENDING AN ORDINANCE RELATING TO ESTABLISHMENT OF RESTRICTED PARKING SPACES FOR HANDICAPPED PERSONS IN ALL PARKING FACILITIES UNDER THE JURISDICTION OF THE TOWNSHIP OF SHREWSBURY AND WITH REGARD TO PUBLIC STREETS AND PARKING LOTS AND THE ENFORCEMENT THEREOF

BE IT ORDAINED, by the Township Committee of the Township of Shrewsbury, County of Monmouth and State of New Jersey as follows:

WHEREAS, the Township of Shrewsbury may make, amend, appeal and enforce such Ordinances, regulations, rules and bylaws not contrary to the laws of the State of New Jersey or the United States of America, as it may deem necessary and proper for the good government, order and protection of the persons and property, and for the preservation of the public health, safety and welfare of the Township of Shrewsbury and its inhabitants, and as may be necessary to carry out and to affect the powers and duties conferred and imposed by the laws of Shrewsbury Township, County of Monmouth and State of New Jersey pursuant to N.J.S.A. 40:48-2.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Mayor and Township Committee of the Township of Shrewsbury, County of Monmouth and State of New Jersey that the Ordinance entitled “An Ordinance Providing for the Establishment of Restricted Parking Spaces for Handicapped Persons in all Parking Facilities under the Jurisdiction of the Township of Shrewsbury” and all other Ordinances involving handicapped parking are hereby amended as to Section VII, entitled “Resident Handicapped On-Street Parking” under the Ordinance concerning Restricted Parking Spaces for Handicapped Persons adopted June 10, 1982, and subsequent amendments and with regard to all other Ordinances regarding handicapped parking involving section entitled “Resident Handicapped On-Street Parking” so as to provide as follows:

Section VII – Resident Handicapped On-Street Parking.

Pursuant to N.J.S.A. 39:4-197.6, the Township of Shrewsbury hereby creates the following procedure for establishment of Resident Handicapped On-Street Parking.

a. Any handicapped person can request a Restricted Parking Zone as near as practical to the front of their house, provided said handicapped person has been provided a Handicapped Windshield Place Card or Wheelchair Symbol License Plates for a vehicle owned by them or by another occupant of the residence, who is a member of the immediate family of the handicapped person, by the Motor Vehicle Commission pursuant to the provisions of P.L. 1949, c. 280 (c 39:4-204 *et seq.*)

b. The application for the handicapped parking spot shall be made to the Municipal Clerk, who shall review the application for compliance with this Ordinance, and make a recommendation to the Township Committee, who shall issue or deny said Permit Request.

c. The Applicant shall provide the following information:

1. Name, address and copy of Applicant’s Driver’s License
2. Proof of ownership and operation of the vehicle.
3. Proof that the requirements of Section VII, Subsection (a.) have been met.

d. Location Standards. No Permit shall be issued for a parking spot in a properly designated No Parking Zone; within 50 ft. of an intersection; within 10 ft. of a fire hydrant, or any place that would interfere with the normal flow of traffic or would be otherwise prohibited. The parking spot size shall conform to the applicable State and Federal Standards for

REGULAR MEETING MINUTES

handicapped parking and the Department of Public Works shall appropriately mark the spot as designated.

e. Parking Allowed in Designated Spot. Only a motor vehicle for which a valid Permit has been issued shall park in the designated spot. The Permit shall be 5 ½ inches by 8 ½ inches and must be displayed prominently within said vehicle on the driver’s side dashboard or hanging from the rear view mirror.

f. Renewal. On a yearly basis the holder of the Permit shall renew said Permit with the Municipal Clerk of Shrewsbury Township by providing evidence that they are still in compliance with this Ordinance. The Clerk of Shrewsbury Township shall then file the renewal paperwork. At such time as the Permit holder ceases to reside in the premises, or is unable to meet any of the requirements of this Ordinance, the Municipal Clerk shall recommend to the Township Committee removal of all designations, indicating that said parking spot is restricted, and if approved by the Township Committee by Resolution, the Department of Public Works shall remove all designations indicating that said parking spot is restricted.

BE IT FURTHER ORDAINED AND ENACTED, that this Ordinance shall take effective immediately upon final adoption and publication in the manner prescribed by law.

BE IT FURTHER ORDAINED AND ENACTED, that all Ordinances or parts of Ordinances that are inconsistent herewith are repealed, but only to the extent of such inconsistency.

First Reading/Introduction: June 18, 2019

Second Reading/Public Hearing/Adoption:

Mayor Nolan, introduced the aforesaid Ordinance and Township Committeeperson, Mr. Puhak seconded said Ordinance for introduction.

ROLL CALL

Affirmative: PUHAK, NOLAN

Negative: NONE

Abstain:

Absent: JENNINGS

Dated: June 18, 2019

RESOLUTIONS

**Township of Shrewsbury
Resolution #2019-70**

A RESOLUTION AUTHORIZING PAYMENT OF BILLS

The Township Committee of the Township of Shrewsbury hereby authorizes payment of the Bills in the amount of \$ 155,350.50.

| Name | Motion | Second | Ayes | Nays | Abstain | Absent |
|----------|--------|--------|------|------|---------|--------|
| Jennings | | | | | | X |
| Puhak | X | | X | | | |
| Nolan | | X | X | | | |

REGULAR MEETING MINUTES

I hereby certify the above to be a true copy of the resolution adopted by the Township Committee at the Meeting held on June 18, 2019.

Pamela Howard, RMC,CMR
Municipal Clerk

Edward P. Nolan
Mayor

NEW BUSINESS – NONE

OLD BUSINESS –NONE

PUBLIC PORTION –

Do I hear a motion to open the meeting to the public? Moved by Mayor Nolan seconded by Mr. Puhak.

Ayes – Mr. Puhak and Mayor Nolan.

Angie Colasanto and Katrina Thornton addressed the Committee and reported an incident that occurred with two kids who wrote explicit sexual content on the table.. It was reported that Mr. Brunson went to the home to speak with the parents but no one was home.

Mr. Anthony advised both Mrs. Colasanto and Ms. Thornton to call the State Police for defacing of property and littering and not to approach the kids.

Mrs. Colasanto stated they wrote on other tables today.

Sonia Ferguson, 1 Crawford Street, stated she would like to become a member of the Neighborhood Watch.

Mr. Puhak welcomed her and suggested she provide Ms. Howard with her information.

Bill Spengeman, 143 Belshaw Avenue, stated the Township may be duplicating the pooper scooper ordinance because where Mr. Anthony is suggesting to put it, is not where he found it.

Mr. Anthony stated Mr. Spengeman was referring to storm water but he would like to have it under dogs and it should be in the code book.

Moved by Mayor Nolan to close the public portion, seconded by Mr. Puhak.

Ayes – Mr. Puhak and Mayor Nolan.

DATE OF NEXT MEETING – Special Meeting, July 2, 2019 at 5:00pm and Regular Meeting July 16 , 2019 at 7:00 P.M.

Township of Shrewsbury

Resolution #2019-71

Resolution for Closed Session Under the Open Public Meetings Act

WHEREAS, the Open Public Meetings Act permits the Township Committee of the Township of Shrewsbury to exclude the public when certain matters are to be discussed; and

NOW, THEREFORE BE IT RESOLVED, that in accordance with the provisions of the Open Public Meetings Act, the Mayor and Township Committee of the Township of Shrewsbury shall have a closed session for purposes of discussing contract negotiations;

BE IT FURTHER RESOLVED, that matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer, shall be discussed.

REGULAR MEETING MINUTES

1. More particularly, such matters shall be discussed concerning contract negotiations for garbage collections.

BE IT FURTHER RESOLVED, that the public shall be informed of the results of the closed session at the continuation of the present public meeting, or at the next public meeting of the Mayor and Township Committee, or as soon thereafter as possible.

| Name | Motion | Second | Ayes | Nays | Abstain | Absent |
|----------|----------|----------|----------|------|---------|----------|
| Jennings | | | | | | 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 June 18, 2019.

Pamela D. Howard, RMC, CMR
Municipal Clerk

Edward P. Nolan
Mayor

EXECUTIVE SESSION – Contract Negotiations

RETURN TO PUBLIC IF NEEDED –

– Do I hear a motion to return to open session? Moved by Mayor Nolan seconded by Mr. Puhak
Ayes – Mr. Puhak, and Mayor Nolan.

| Name | Motion | Second | Ayes | Nays | Abstain | Absent |
|----------|----------|----------|----------|------|---------|----------|
| Jennings | | | | | | X |
| Puhak | | X | X | | | |
| Nolan | X | | X | | | |

ADJOURNMENT

– Do I hear a motion to adjourn the meeting? Moved by Mr. Puhak seconded by Mayor Nolan
Ayes – Mr. Puhak, and Mayor Nolan.

| Name | Motion | Second | Ayes | Nays | Abstain | Absent |
|----------|----------|----------|----------|------|---------|----------|
| Jennings | | | | | | X |
| Puhak | X | | X | | | |
| Nolan | | X | X | | | |

July 16, 2019
Respectfully Submitted,

Pamela Howard, RMC, CMR
Municipal Clerk

Approved: _____
Pamela D. Howard, RMC

Date