

**TOWNSHIP OF EAGLESWOOD  
REGULAR MEETING  
NOVEMBER 28, 2012**

**CALL TO ORDER**

The Regular Meeting of the Township Committee of the Township of Eagleswood was called to order by Mayor Debra A. Rivas at 7:00 p.m. Mayor Rivas led in the Salute to the Flag.

**ROLL CALL**

Those members present upon roll call were Wayne Thomas, James Pine, and Debra Rivas. Also present were Thomas Monahan, and a couple of people.

**STATEMENT ~ PROVISIONS OF THE OPEN PUBLIC MEETINGS ACT**

“Provisions of the Open Public Meetings Act have been met. Notice of this meeting, Resolution 2012-07, has been transmitted to the Asbury Park Press, the Times Beacon and the Sandpaper, given to those having requested and paying for same, and posted on the Bulletin Board in the Municipal Building on January 12, 2012.” Read by Mayor Rivas.

**PRESS IDENTIFICATION**

There was none.

**STATE POLICE COMMUNITY REPORT**

Mayor Rivas thanked the State Police for all their help during and after the hurricane.

The State Police gave a report from the previous month.

James Pine also thanked them for their presence on Dock Road and Cedar Run Dock Road. They did an outstanding job.

**APPROVAL OF MINUTES**

- October 24, 2012 ~ Regular Meeting
- October 24, 2012 ~ Executive Session Meeting

**MOTION** – James Pine made a motion to approve the above referenced minutes, seconded by Debra Rivas. Ayes –Pine, Rivas. Nays – None. Abstain – Thomas. Motion carried.

**PUBLIC COMMENT ~ Five Minute Limit (Please state name and address)**

**MOTION** – James Pine made a motion to open the meeting to public comment, seconded by Wayne Thomas, and unanimously carried.

Peter Weidhorn stated that he had cooperation with the town and airport. He reached out and spoke to the Mayor several times.

**MOTION** – James Pine made a motion to close public comment, seconded by Wayne Thomas, and unanimously carried.

**REPORT ~ CHIEF FINANCIAL OFFICER RE: SANDY**

Prior to the CFO’s report, James Pine stated that he can’t thank everyone enough and gave best wishes to everyone affected by the hurricane. He attended many meetings, which started October 26<sup>th</sup>. He spoke to the Clerk, CFO, Public Works. It is going to take great record keeping. This was a storm like no others. Our staff is effective and efficient. We can’t afford less than that. Our job is to get every penny we can that we have expended on the storm. Mr. Pine needs to know of anyone not contributing from the administrator. He believes in staff meetings. There is a town budget and a sewer budget. Tonight there is an emergency appropriation. There will be tight controls on this emergency appropriation. That staff must work together and have the staff meetings. He again stressed documentation.

Barry Ludy, CMFO, reported that the emergency appropriation is for \$1.45 million. The estimate for debris removal is \$250,000 and \$1.2 for sewer. This is a short term BAN and within the year we will know how much we will get back from FEMA.. Our share can be paid back over five years.

James Pine thanked Mr. Ludy and reminded everyone that this is a marathon.

Fred Millman, Tax Assessor explained that he expects to spend time on the assessment end of the storm and will log his time. The properties assessed by October 10<sup>th</sup> would be the normal cut off; however, hit is now between the October 1 and January 1 time. He gave a preliminary damage report to Local Government Services of over \$50 million. There are 157 residential homes and 7 commercial properties on Dock Road and 22 residential and 1 commercial property on Cedar Run Dock Road. Wayne Thomas asked the effect on taxes, to which Mr. Millman responded that he does not know. If they remediate immediately, the tax will stay the same. Mr. Thomas asked about condemned homes, with Mr. Millman responding that Mr. Lombardo is going to check on this.

#### **PUBLIC HEARING ~ ORDINANCE 2012-07 VACATION PORTION OF CEDAR LANE**

James Pine made a motion to open the meeting to public hearing on Ordinance 2012-07, seconded by Debra Rivas. Ayes – Pine, Rivas. Abstain – Thomas. Nays – None. Motion carried.

#### **ADOPTION ~ ORDINANCE 2012-07**

James Pine made a motion to adopt Ordinance 2012-07, seconded by Debra Rivas. Ayes – Pine, Rivas. Abstain – Thomas. Nays – None. Motion carried.

#### **RESOLUTION 2012-99 ~ SHARED SERVICE AGREEMENT WITH LITTLE EGG HARBOR TOWNSHIP FOR DEBRIS LOCATION**

James Pine made a motion to adopt Resolution 2012-99, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

#### **RESOLUTION 2012-100 ~ EMERGENCY APPROPRIATIONS DUE TO HURRICANE SANDY**

Wayne Thomas made a motion to adopt Resolution 2012-100, seconded by James Pine. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

#### **RESOLUTION 2012-101 ~ APPOINTMENT MICHELLE SYSOL - LAND USE BOARD ALTERNATE #2**

James Pine made a motion to table Resolution 2012-101, seconded by Wayne Thomas, and unanimously carried.

#### **RESOLUTION 2012-102 ~ TRANSFER OF FUNDS**

James Pine made a motion to adopt Resolution 2012-102, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

#### **RESOLUTION 2012-103 ~ AUTHORIZING RECEIPT OF BIDS FOR LEASING P/O BLOCK 37, LOT 2**

James Pine made a motion to adopt Resolution 2012-103, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

#### **BILL LIST**

James Pine made a motion to approve the bills from the bill list, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

#### **CORRESPONDENCE**

- Wastewater Collection System concerning comments fr. Arnold Taranto. C: all.
- League – 2 new LFN rules proposed; League files supreme ct amicus on Verizon v. Hopewell; Legislative priority survey; elected officials MEL credit – Hurricane Sandy Aftermath – 11/28; S2 Shared services ill threatens to penalize taxpayers.
- MEL scheduling training credit programs on NJMEL.ORG.
- OC Freeholders Res changing speed limit on Cedar Run Dock Rd. to 40 MPH and 45 MPH. C: all.
- JIF 2013 budget.

- Pinelands meeting 11/28.
- Ocean Co – requested Fed Gov. reimburse 90% of costs for Hurricane Sandy.
- NJLM seminar – NJ infrastructure: what is needed and how to fund it 12/12 West Windsor.
- Appellate Div release decision regarding attn fees under Common law right of access to public records.
- League – hiring our heroes.
- Berkeley Twp master plan amendments.
- Land Use, Zoning reports.
- DCA – authorized to perform emergency bldg inspections.
- Letter fr. Howard Butensky re: asking letter fr. Committee to support Weidhorn's grant app.
- Dept of Banking & Insurance schedules community outreach.
- Bldg Oct. monthly report.
- League – state provide temp inspectors; waiving construction inspection fees, LGS protecting ace to financial markets for cash flow stability & rebuilding.
- Our landfill needs to be tested only 2 times a year now. Advised Henderson Labs.
- League – use of snow removal trust funds for hurricane Sandy; Lt. Gov announce business assistance services; NJ state contract – debris removal & cleanup (AshBritt);GRC issues OPRA guidance in wake of Hurricane Sandy; Nat. guard personnel activated; LGS credit renewal announcement (for recert); seminar – budget updates – 2/23 Holmdel, 3/6 West Windsor; disaster asst. fr. Sm business adm.
- Comcast storm restoration update for municipal officials.
- League – Congress met for action on compromise; seminar – orientation for newly elected, re-elected officials 1/12 or 1/26

### **COMMITTEE REPORTS**

Mayor Rivas advised everyone that Breakfast with Santa is next week. Eagleswood School is hosting Beach Haven and invited them to the breakfast. The Board of Education meeting was packed with Beach Haven parents thanking Eagleswood for offering their facility. Debra Rivas asked if we would have lights for Christmas. The Clerk is working on this.

Wayne Thomas advised the Committee that the recycling truck is broken. Little Egg Harbor has offered shared services or to put containers down. James Pine suggested borrowing a truck from the County. Wayne Thomas thought they should think about a cut-off date for the debris. FEMA has given six months. They are separating construction debris. James Pine added that it is not possible to monitor this.

There was a discussion on the specifications for help putting in the grinder pumps. Barry Ludy said the specs from Public Works which were given to him were not in conformity with Site Specific. He spoke to Arnold who suggested using an engineer. Wayne Thomas said they can give a brief description and a per hour cost. It would be under the supervision of the Public Works supervisor. Thomas Monahan will work with Mr. Ludy, Public Works for these specifications. There are things needed in the specs. Wayne Thomas had a list of four contractors. Discussion ensued as to what the contractor was doing and what our Public Works was doing. They will be hiring someone to dig the hole and put the tank in. Public Works will be supervising and be the work done will be the responsibility of Public Works. Mr. Thomas said that all he runs into is road blocks. Mr. Monahan, Mr. Ludy, Mr. Taranto, Mr. Lombardo, Mr. Foran will meet on Friday to discuss the specifications.

### **RESOLUTION 2012-104~ EXECUTIVE SESSION (Litigation, Attorney-Client Privilege)**

James Pine made a motion to adopt Resolution 2012-104, seconded by Debra Rivas, and unanimously carried.

The Committee, Thomas Monahan, and the Clerk entered executive session at 8:43 p.m.

### **RECONVENE TO REGULAR SESSION**

Mayor Rivas reconvened to regular session at 9:18 p.m.

### **NJDOT PERMIT FEE – DOWNTOWN IMPROVEMENTS**

James Pine made a motion approve the \$200.00 fee for the permit to NJDOT for the downtown improvements under DOT and CDBG, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

**ADJOURNMENT**

James Pine made a motion to adjourn, seconded by Wayne Thomas, and unanimously carried. The meeting was adjourned at 9:20 p.m.

Respectfully submitted,

Elaine B. Kennedy, RMC/CMC  
Municipal Clerk/Administrator





